

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION**

THOMAS & THOMAS RODMAKERS, INC., et al., On)
Their Own Behalf and On Behalf of All Others)
Similarly Situated,)

Plaintiffs,)

vs.)

NEWPORT ADHESIVES AND COMPOSITES, INC., et al.,)
Defendants.)

) Case No. CV-99-07796-FMC(RNBx)

) **(Consolidated)**

) **CLASS ACTION**

NOTICE OF PROPOSED SETTLEMENT OF CLASS ACTION WITH CYTEC ENGINEERED MATERIALS INC. (THE SUCCESSOR TO CYTEC FIBERITE INC.), CYTEC INDUSTRIES INC., HEXCEL CORPORATION, TORAY COMPOSITES (AMERICA), INC., TORAY INDUSTRIES, INC., TORAY CARBON FIBERS AMERICA, INC., TOHO CARBON FIBERS, INC. AND TOHO TENAX COMPANY, LTD. (THE SUCCESSOR TO TOHO RAYON COMPANY, LTD)

A federal court authorized this notice. This is not a solicitation from a lawyer.

If you purchased Carbon Fiber in the United States directly from one of the defendants named in this class action during the period from January 1, 1993 through January 31, 1999, you may be eligible to receive a payment from settlements in this case.

1. Why Did You Receive This Notice?

This Notice has been sent to you because you may have purchased Carbon Fiber *directly* from one or more of the Defendants identified below during the period from January 1, 1993 through January 31, 1999 (the "Class Period").

- "Carbon Fiber" refers to carbon fiber and industrial fabrics, filaments and prepregs made from carbon fiber.
- When used herein, Carbon Fiber is intended to encompass all products at issue in the Litigation.
- This notice is to advise you of your rights with respect to a proposed settlement that has been reached with Cytec Engineered Materials Inc. (the successor to Cytec Fiberite Inc.) and Cytec Industries Inc. (the "Cytec Defendants") in the amount of \$7,000,000; a proposed settlement that has been reached with Hexcel Corporation ("Hexcel") in the amount of \$7,000,000; a proposed settlement that has been reached with Toray Composites (America), Inc., Toray Industries, Inc. and Toray Carbon Fibers America, Inc. (the "Toray Defendants") in the amount of \$11,000,000; and a proposed settlement that has been reached with Toho Carbon Fibers, Inc. and Toho Tenax Company, Ltd. (the successor to Toho Rayon Company, Ltd.) in the amount of \$7,750,000.
- This notice informs you how the settlement proceeds of \$32,750,000 will be distributed and how you may file a claim to share in these proceeds.
- This notice informs you of your legal rights and options concerning the settlements and of the hearing to determine whether the settlements should be approved.

2. Who Are the Defendants in This Lawsuit?

The Defendants are:

- (1) BP Amoco Polymers, Inc. (the successor to Amoco Polymers, Inc. and Amoco Performance Products, Inc.)
- (2) Cytec Industries Inc.
- (3) Cytec Engineered Materials Inc. (the successor to Cytec Fiberite Inc., Fiberite Inc., and ICI Fiberite)
- (4) Grafil, Inc.
- (5) Hexcel Corporation

- (6) Hercules, Inc.
- (7) Newport Adhesives and Composites, Inc.
- (8) Mitsubishi Rayon Company, Ltd.
- (9) Toho Carbon Fibers, Inc.
- (10) Toho Tenax Company, Ltd. (the successor to Toho Rayon Company, Ltd.)
- (11) Toray Composites (America), Inc.
- (12) Toray Industries, Inc.
- (13) Toray Carbon Fibers America, Inc.

3. Who Are the Class Members in This Lawsuit?

On May 3, 2002, the Court determined that this case could proceed as a class action and certified a Class defined as:

All Persons (excluding governmental entities, Defendants, their subsidiaries and affiliates) who purchased Carbon Fiber in the United States directly from any of the Defendants or any subsidiary or affiliate thereof, at any time during the period from January 1, 1993 to January 31, 1999.

Excluded from the Class are those Persons who requested exclusion pursuant to the Notice of Pendency of Class Action dated October 4, 2002. "Persons" refers to any individual, partnership, corporation, association or other business or legal entity.

4. What Is This Lawsuit About?

This case was brought as a class action alleging that the Defendants entered into a conspiracy, in violation of the federal antitrust laws, to fix the prices of Carbon Fiber sold in the United States during the period from January 1, 1993 to January 31, 1999. Plaintiffs allege that as a result of the conspiracy, they and the other members of the Class have been injured because they paid more for Carbon Fiber than they would have paid in the absence of the alleged conspiracy.

The Cytec Defendants, Hexcel, the Toray Defendants and the Toho Defendants deny they violated the antitrust laws, but have agreed to enter into settlements in order to put to rest all controversy and to avoid the further expense and burden of ongoing litigation.

5. What Is the Current Status of This Lawsuit?

You were notified of the existence of this class action by the Notice of Pendency of Class Action dated October 4, 2002. Settlements have been reached with the Cytec Defendants, Hexcel, the Toray Defendants and the Toho Defendants for a total sum of \$32,750,000. The lawsuit is continuing against the other defendants listed above.

6. When and Where Will the Court Decide Whether to Approve the Settlements?

The Court will hold a hearing on January 31, 2005 at 10:00 a.m. at the United States Courthouse, 255 East Temple Street, Los Angeles, CA. At this hearing, the Court will decide whether the settlements with the Cytec Defendants, Hexcel, the Toray Defendants and the Toho Defendants are fair, reasonable and adequate, whether the plan to distribute the settlement proceeds is fair and reasonable, and how much Plaintiffs' Counsel will be paid for their attorneys' fees and expenses.

The Court may decide these issues at the hearing or take them under consideration. The time and date of the hearing may be continued by the Court without further notice to the Class.

7. What Happens if the Settlements Are Approved?

If the proposed settlements are approved, the Court will enter judgments that will dismiss the lawsuit with prejudice against the Cytec Defendants, Hexcel, the Toray Defendants and the Toho Defendants only. If you did not exclude yourself from the Class in response to the Notice of Pendency of Class Action dated October 4, 2002, the judgments will bar you from bringing similar lawsuits against these defendants based on the claims that will be released. Released Claims include claims that arise out of any conspiracy to fix, raise, maintain or stabilize the prices of, or allocate customers, markets or territories for, Carbon Fiber in the United States between January 1, 1993 and January 31, 1999. The full text of the releases are contained in the settlement agreements. Paragraph 13 explains how you may get this information.

8. What Can You Do if You Do Not Like the Settlements?

If you are a Class Member and you do not like some aspect of the settlements, you can submit your reasons to the Court for consideration. To submit an objection, you must send a letter stating your objection. You must include your name, address, telephone number, and proof you are a Class Member. Mail your objection to the following seven different places, postmarked no later than January 3, 2005.

Clerk of the Court
UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION
312 North Spring Street
Los Angeles, CA 90012

SKADDEN, ARPS, SLATE,
MEAGHER & FLOM LLP
MICHAEL L. WEINER
Four Times Square
New York, NY 10036
Counsel for Hexcel

LERACH COUGHLIN STOIA GELLER
RUDMAN & ROBBINS LLP
JOY ANN BULL
401 B Street, Suite 1700
San Diego, CA 92101

WEIL, GOTSHAL & MANGES LLP
A. PAUL VICTOR
767 Fifth Avenue
New York, NY 10153-0119
Counsel for the Toray Defendants

BARRACK, RODOS & BACINE
JEFFREY B. GITTLEMAN
3300 Two Commerce Square
2001 Market Street
Philadelphia, PA 19103
Co-Lead Counsel for Plaintiffs

CLEARY GOTTlieb STEEN
& HAMILTON
MICHAEL R. LAZERWITZ
2000 Pennsylvania Avenue, N.W
9th Floor
Washington, DC 20006
Counsel for the Toho Defendants

HELLER, EHRMAN, WHITE &
McAULIFFE
DARRYL SNIDER
601 South Figueroa Street
40th Floor
Los Angeles, CA 90017
Counsel for the Cytex Defendants

9. May You Speak at the Hearing?

If you send an objection, you are not required to attend the hearing. However, if you submit an objection, you may ask the Court for permission to speak at the hearing. You cannot speak at the hearing if you have excluded yourself from the Class or are not otherwise a Class Member.

10. How Will the Settlement Proceeds Be Distributed?

The settlement proceeds will be deposited in a court-authorized, interest-bearing account for the benefit of Class Members. It will be distributed among those Class Members who make timely and valid claims, after payment of court-approved attorneys' fees, expenses, taxes and the costs of claims administration, including the cost of printing and mailing this notice and publishing a newspaper notice ("net settlement proceeds").

Your share of the net settlement proceeds will depend on the amount of your **direct** purchases of Carbon Fiber in the United States from Defendants during the Class Period. Each Class Member who makes a timely and valid claim will receive the same *pro rata* share of the net settlement proceeds based upon their approved purchases. Distribution will take place after review and audit of claims by the court-appointed claims administrator and any approval required by the Court as to the amounts to be paid to eligible claimants.

11. How Do You Make a Claim?

If you fit the description of a Class Member as defined in paragraph 3 above, you should complete the Claim Form enclosed with this Notice and mail it to the address below, postmarked on or before March 16, 2005.

Carbon Fiber Antitrust Litigation
Settlement Administrator
c/o Heffler, Radetich & Saitta L.L.P.
P.O. Box 410
Philadelphia, PA 19105-0410

If you do not complete and timely submit a claim form, you will not be entitled to share in the settlement proceeds.

WARNING: THERE ARE COMPANIES THAT CONTACT CLASS MEMBERS AND OFFER THEIR SERVICES TO FILE CLAIMS OR PROVIDE OTHER INFORMATION ABOUT POTENTIAL RECOVERY OF MONIES IN CLASS ACTIONS IN EXCHANGE FOR A PORTION OF YOUR SETTLEMENT PROCEEDS. PLEASE BE ADVISED THAT YOU DO NOT NEED TO USE THESE COMPANIES TO ASSIST YOU IN FILING A CLAIM.

12. Who Are the Lawyers Representing the Class Members and How Will They Be Paid?

The court appointed the law firms of Lerach Coughlin Stoia Geller Rudman & Robbins LLP and Barrack, Rodos & Bacine to represent the Class Members in this case. These lawyers, together with other firms who have worked with them, are referred to as Plaintiffs' Counsel.

To date, Plaintiffs' Counsel have not been paid any of their attorneys' fees or expenses. Plaintiffs' Counsel have undertaken this representation on a wholly contingent basis and, in connection with approval of the above four settlements, will apply to the Court for a portion of the attorneys' fees and expenses incurred to date, not to exceed \$13,100,000. This amount is substantially less than the actual fees and expenses incurred in this Litigation.

13. How Do You Get More Information About the Settlement?

This Notice provides a summary of the settlement agreements. The complete text of the settlement agreements are available at: <http://www.hrsclaimsadministration.com>. There are more details about the settlements in the pleadings that have been filed with the United States District Court, in this case. The pleadings and other records in this case may be examined at the Office of the Clerk, Central District of California, 312 North Spring Street, Room G-19, Los Angeles, California 90012. You may also contact Co-Lead Counsel by calling Jeffrey Gittleman, at Barrack, Rodos & Bacine at 215/963-0600 or Bonny Sweeney, at Lerach Coughlin Stoia Geller Rudman & Robbins LLP at 619/231-1058.

DO NOT TELEPHONE THE COURT REGARDING THIS NOTICE.

DATED: October 29, 2004

BY ORDER OF THE UNITED STATES DISTRICT COURT FOR THE CENTRAL
DISTRICT OF CALIFORNIA

**UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
WESTERN DIVISION**

THOMAS & THOMAS RODMAKERS, INC., et al., On)	
Their Own Behalf and On Behalf of All Others)	
Similarly Situated,)	
<i>Plaintiffs,</i>)	Case No. CV-99-07796-FMC (RNBx)
vs.)	(Consolidated)
)	<u>CLASS ACTION</u>
NEWPORT ADHESIVES AND COMPOSITES, INC., et al.,)	
<i>Defendants.</i>)	
_____)	

CLAIM FORM

**IMPORTANT NOTICE TO PURCHASERS OF CARBON FIBER
PLEASE READ THIS ENTIRE DOCUMENT CAREFULLY**

All Class Members who wish to share in any funds recovered in this lawsuit to date, or in the future, must submit a Claim Form, postmarked no later than March 16, 2005.

Instructions For Completing Form

If you are a member of the Class defined below (and did not exclude yourself in response to the Notice of Pendency of Class Action dated October 4, 2002), you may be entitled to share in the distribution of the \$32.75 million in settlements reached in this case to date (the "Settlement Funds"). To receive your share of the Settlement Funds, and any other funds recovered in the future via settlement or judgment, you must submit a timely and valid Claim Form in accordance with the instructions set forth herein.

1. **Eligibility:** You are eligible to submit a claim seeking to share in the distribution of the Settlement Funds in this lawsuit if, during the period from January 1, 1993 to January 31, 1999, you purchased Carbon Fiber in the United States *directly* from any of the Defendants. (See paragraph 2 of the Notice that accompanies this claim form for a list of the Defendants). "Carbon Fiber," as used herein, means carbon fiber and industrial fabrics, filaments and prepregs made from or with carbon fiber.

The Class certified by the Court is defined as follows:

"Class" means all Persons (excluding governmental entities, Defendants, their subsidiaries and affiliates) who purchased Carbon Fiber in the United States directly from any of the Defendants or any subsidiary or affiliate thereof, at any time during the period from January 1, 1993 through January 31, 1999.

Excluded from the Class are those Persons who requested exclusion pursuant to the Notice of Pendency of Class Action dated October 4, 2002.

2. **Submission of Claim:** Each Claim Form must be signed and verified by the claimant or a person authorized to act on behalf of the claimant, and must be postmarked no later than March 16, 2005 and addressed to:

Carbon Fiber Antitrust Litigation
c/o Heffler, Radetich & Saitta L.L.P.
Settlement Administrator
P.O. Box 410
Philadelphia, PA 19105-0410

Do not send your Claim Form to the Court or to any of the parties or their counsel. If you receive multiple copies of the Claim Form, complete only one Claim Form covering all of your qualifying purchases. Do not submit more than one claim, and do not submit duplicate claims.

3. **Confirmation of Receipt of Claim:** The receipt of a claim will not be confirmed or acknowledged automatically by the Settlement Administrator. If you wish to have confirmation that your Claim Form has been received, send it by certified mail, return receipt requested.

4. **Photocopies of Form:** A claim may be submitted on a photocopy of the Claim Form. Other forms, or altered versions of the Claim Form, will not be accepted. Additional copies of the Claim Form may be obtained on-line at www.hrsclaimsadministration.com.

5. **Completion and Support of Claim:** Please type or neatly print all requested information. Failure to complete all parts of the Claim Form may result in denial of the claim, may delay processing, or may otherwise adversely affect the claim. Do not send supporting documentation with your Claim Form. However, all information submitted in a Claim Form is subject to further inquiry and verification. The Settlement Administrator may ask you to provide supporting information. Failure to provide such requested information also might adversely affect, or result in denial of, the claim.

The Claim Form asks for certain information relating to your qualified purchases of Carbon Fiber, as well as an explanation of the available documentation (such as account statements, invoices, and extracts of books and records) that supports your claimed purchases. **REMEMBER: ONLY INCLUDE IN YOUR CLAIM FORM PURCHASES OF CARBON FIBER THAT YOU MADE DIRECTLY FROM ONE OR MORE OF THE DEFENDANTS DURING THE PERIOD FROM JANUARY 1, 1993 TO JANUARY 31, 1999.**

6. **Claims of Separate Entities:** Each corporation, trust, or other business entity making a claim must submit its claim on a separate Claim Form.

7. **Taxpayer Identification Number:** A Claim Form is not complete without the federal taxpayer identification number of the claimant.

8. **Identity of Contact Person:** Provide the name, telephone number and e-mail address of the person to be contacted about the information in your Claim Form.

9. **Assistance:** If you have any questions about your claim, you may contact the Settlement Administrator at the above address. You may also contact your own attorney or other person to assist you at your own expense.

10. **Keep a copy:** You should keep a photocopy of your completed Claim Form for your records. You should also retain all of your documents and records relating to direct purchases of Carbon Fiber in the United States from any of the Defendants during the period from January 1, 1993 to January 31, 1999.

WARNING: THERE ARE COMPANIES THAT WRITE OR CALL CLASS MEMBERS AND OFFER THEIR SERVICES IN FILING CLAIM FORMS OR PROVIDING OTHER INFORMATION ABOUT POTENTIAL RECOVERY OF MONIES IN CLASS ACTIONS IN EXCHANGE FOR A PORTION OF ANY SETTLEMENT FUNDS THAT THE CLASS MEMBER MAY ULTIMATELY RECOVER. PLEASE BE ADVISED THAT YOU DO NOT NEED TO USE ONE OF THOSE COMPANIES TO ASSIST YOU OR HELP YOU IN FILING A CLAIM.

I. IDENTITY OF CLAIMANT

Indicate below the claimant's name and mailing address. Please note: Correspondence concerning your claim will be directed to you at your mailing address. **You should notify the Settlement Administrator promptly if your address changes after you have submitted this Claim Form.**

Name:

Street Address:

City: State: Zip Code: -

Country:

E-Mail Address:

Claimant is a (Check one):

- Corporation Estate Individual Partnership
- Other (specify, and provide the name and address of the person or entity on whose behalf you are acting)

Name:

Street Address:

City: State: Zip Code: -

Country:

E-Mail Address:

II. CONTACT PERSON

Indicate below the person to be contacted regarding this claim and the person's telephone numbers.

Name: _____

Telephone Number (day) Telephone Number (Evening)

Fax Number

E-Mail Address: _____

If it is different from the claimant's address stated above, provide the contact person's address:

Address: _____

City: _____ State: _____ Zip: _____

PLEASE PROMPTLY NOTIFY THE SETTLEMENT ADMINISTRATOR OF ANY CHANGE IN THE ADDRESSES AND TELEPHONE NUMBERS SET FORTH ABOVE.

III. TRADE NAMES AND YEARS USED

Please list the trade names under which you have operated and the dates the trade names were used. (If additional space is needed, please attach a sheet with your name and taxpayer identification number on it.)

Name: _____ Dates: _____

Name: _____ Dates: _____

IV. SCHEDULE OF PURCHASES

List below the total amount of **direct** purchases of Carbon Fiber from each Defendant for each year during the period from January 1, 1993 through January 31, 1999. **The purchase amounts must be the net amounts paid after deducting any discounts, rebates, taxes, delivery and freight charges. Purchases from distributors that are not Defendants should not be included.**

Purchased From:

1993

Purchases:

Amoco Performance Products, Inc.	\$ _____
BP Amoco Polymers, Inc.	\$ _____
Cytec Engineered Materials Inc.	\$ _____
Cytec Industries Inc.	\$ _____
Fiberite, Inc./ICI Fiberite	\$ _____
Grafil, Inc.	\$ _____
Hercules, Inc.	\$ _____
Hexcel Corporation	\$ _____
Newport Adhesives and Composites, Inc.	\$ _____
Mitsubishi Rayon Company, Ltd.	\$ _____
Toho Carbon Fibers, Inc.	\$ _____
Toho Rayon Company, Ltd.	\$ _____
Toray Composites (America), Inc.	\$ _____
Toray Industries, Inc.	\$ _____
Toray Carbon Fibers America, Inc.	\$ _____
Toray Marketing & Sales (America), Inc. (TOMAC)	\$ _____
TOTAL 1993 PURCHASES	\$ _____

1994

Purchases:

Amoco Performance Products, Inc.	\$ _____
BP Amoco Polymers, Inc.	\$ _____
Cytec Engineered Materials Inc.	\$ _____
Cytec Industries Inc.	\$ _____
Fiberite, Inc./ICI Fiberite	\$ _____
Grafil, Inc.	\$ _____
Hercules, Inc.	\$ _____
Hexcel Corporation	\$ _____
Newport Adhesives and Composites, Inc.	\$ _____
Mitsubishi Rayon Company, Ltd.	\$ _____
Toho Carbon Fibers, Inc.	\$ _____
Toho Rayon Company, Ltd.	\$ _____

Toray Composites (America), Inc.	\$ _____
Toray Industries, Inc.	\$ _____
Toray Carbon Fibers America, Inc.	\$ _____
Toray Marketing & Sales (America), Inc. (TOMAC)	\$ _____
TOTAL 1994 PURCHASES	\$ _____

1995

Purchases:

Amoco Performance Products, Inc.	\$ _____
BP Amoco Polymers, Inc.	\$ _____
Cytec Engineered Materials Inc.	\$ _____
Cytec Industries Inc.	\$ _____
Fiberite, Inc./ICI Fiberite	\$ _____
Grafil, Inc.	\$ _____
Hercules, Inc.	\$ _____
Hexcel Corporation	\$ _____
Newport Adhesives and Composites, Inc.	\$ _____
Mitsubishi Rayon Company, Ltd.	\$ _____
Toho Carbon Fibers, Inc.	\$ _____
Toho Rayon Company, Ltd.	\$ _____
Toray Composites (America), Inc.	\$ _____
Toray Industries, Inc.	\$ _____
Toray Carbon Fibers America, Inc.	\$ _____
Toray Marketing & Sales (America), Inc. (TOMAC)	\$ _____
TOTAL 1995 PURCHASES	\$ _____

1996

Purchases:

Amoco Performance Products, Inc.	\$ _____
BP Amoco Polymers, Inc.	\$ _____
Cytec Engineered Materials Inc.	\$ _____
Cytec Industries Inc.	\$ _____
Fiberite, Inc./ICI Fiberite	\$ _____
Grafil, Inc.	\$ _____
Hercules, Inc.	\$ _____
Hexcel Corporation	\$ _____
Newport Adhesives and Composites, Inc.	\$ _____
Mitsubishi Rayon Company, Ltd.	\$ _____
Toho Carbon Fibers, Inc.	\$ _____
Toho Rayon Company, Ltd.	\$ _____
Toray Composites (America), Inc.	\$ _____
Toray Industries, Inc.	\$ _____
Toray Carbon Fibers America, Inc.	\$ _____
Toray Marketing & Sales (America), Inc. (TOMAC)	\$ _____
TOTAL 1996 PURCHASES	\$ _____

1997

Purchases:

Amoco Performance Products, Inc.	\$ _____
BP Amoco Polymers, Inc.	\$ _____
Cytec Engineered Materials Inc.	\$ _____
Cytec Fiberite, Inc.	\$ _____
Cytec Industries Inc.	\$ _____
Fiberite, Inc./ICI Fiberite	\$ _____
Grafil, Inc.	\$ _____
Hercules, Inc.	\$ _____
Hexcel Corporation	\$ _____
Newport Adhesives and Composites, Inc.	\$ _____
Mitsubishi Rayon Company, Ltd.	\$ _____
Toho Carbon Fibers, Inc.	\$ _____
Toho Rayon Company, Ltd.	\$ _____
Toray Composites (America), Inc.	\$ _____
Toray Industries, Inc.	\$ _____
Toray Carbon Fibers America, Inc.	\$ _____
Toray Marketing & Sales (America), Inc. (TOMAC)	\$ _____
TOTAL 1997 PURCHASES	\$ _____

1998

Purchases:

Amoco Performance Products, Inc.	\$ _____
BP Amoco Polymers, Inc.	\$ _____
Cytec Fiberite, Inc.	\$ _____
Cytec Industries Inc.	\$ _____
Grafil, Inc.	\$ _____
Hercules, Inc.	\$ _____
Hexcel Corporation	\$ _____
Newport Adhesives and Composites, Inc.	\$ _____
Mitsubishi Rayon Company, Ltd.	\$ _____
Toho Carbon Fibers, Inc.	\$ _____
Toho Rayon Company, Ltd.	\$ _____
Toray Composites (America), Inc.	\$ _____
Toray Industries, Inc.	\$ _____
Toray Carbon Fibers America, Inc.	\$ _____
Toray Marketing & Sales (America), Inc. (TOMAC)	\$ _____
TOTAL 1998 PURCHASES	\$ _____

1999 (January Only)

Purchases:

Amoco Performance Products, Inc.	\$ _____
BP Amoco Polymers, Inc.	\$ _____
Cytec Fiberite, Inc.	\$ _____
Cytec Industries Inc.	\$ _____
Grafil, Inc.	\$ _____
Hercules, Inc.	\$ _____
Hexcel Corporation	\$ _____
Newport Adhesives and Composites, Inc.	\$ _____
Mitsubishi Rayon Company, Ltd.	\$ _____
Toho Carbon Fibers, Inc.	\$ _____
Toho Rayon Company, Ltd.	\$ _____
Toray Composites (America), Inc.	\$ _____
Toray Industries, Inc.	\$ _____
Toray Carbon Fibers America, Inc.	\$ _____
Toray Marketing & Sales (America), Inc. (TOMAC)	\$ _____
TOTAL JANUARY 1999 PURCHASES	\$ _____
TOTAL JANUARY 1993 — JANUARY 1999 PURCHASES	\$ _____

You must base your purchase information on the available records. You must identify those records (e.g., invoices, purchase journals, accounts payable journals, etc.) in the Section entitled "Proof of Purchases."

V. PROOF OF PURCHASES

List and identify below those records (e.g., invoices, purchase journals, accounts payable journals, etc.) you used to calculate your claimed purchases.

Your claim is subject to review and verification by the Settlement Administrator and you may, at a later time, be required to provide copies of some or all of the underlying documentation supporting your claim. Therefore, please retain your documentation until the conclusion of this Litigation.

VI. CLAIMS BASED UPON ASSIGNMENT OR TRANSFER

If the claimant on whose behalf this claim is being submitted acquired the rights that are the basis of the claim asserted herein from some other person or entity (as assignee, transferee, successor or otherwise), please check the box below and attach copies of legal documents that support the acquisition of your claim.

Yes - This claim is based upon an assignment or transfer and I have attached copies of supporting legal documents.

VII. SUBSTITUTE FORM W-9

Each claimant must provide the information requested in the following boxes. If the correct information is not provided, a portion of any payment that the claimant may be entitled to receive from the Settlement Funds may be withheld.

Request for Federal Taxpayer Identification Number and Certification

Claimant's federal taxpayer identification number is:

Social Security Number: ____ - ____ - _____

(for individuals)

OR Employer Identification Number: ____ - _____

(for estates, trusts, corporations, etc.)

Name of taxpayer whose identification number is written above:

I certify that the above taxpayer is **NOT** subject to backup withholding under the provisions of Section 3406(a)(1)(C) of the Internal Revenue Code.

NOTE: If you have been notified by the I.R.S. that you are subject to backup withholding, please strike out the word "**NOT**" in the previous sentence.

Under the penalty of perjury, I certify that the foregoing information is true and correct.

Dated: _____

(Signature)

(Printed name)

Instructions regarding IRS Form W-9 are available at the Internal Revenue Service website at www.irs.gov.

VIII. CERTIFICATION

By signing below, I do hereby fully, finally and forever release, relinquish and discharge all Released Claims (as defined in the Stipulations of Settlement and the settlements contained therein and summarized below) against the Cytec Defendants, Hexcel, the Toray Defendants and the Toho Defendants. In the event other defendants agree to a settlement of the claims against them or plaintiffs obtain a judgment against the remaining defendants, you will not be required to make another claim in order to be eligible for payment from those funds. Therefore by signing below, you will be deemed to have agreed to the release of your claims against the remaining defendants to be effective only upon approval of the future settlement(s) and/or entry of judgments against such defendants. Released Claims include claims that arise out of any conspiracy to fix, raise, maintain or stabilize the prices of, or allocate customers, markets or territories for, Carbon Fiber in the United States between January 1, 1993 and January 31, 1999. The full text of the releases are contained in the Stipulations of Settlement and the settlements contained therein, which are on file with the Court and are posted on the Settlement Administrator's website.

I, _____, swear or affirm under penalty of perjury that the information contained in this Claim Form is true and correct to the best of my knowledge and belief, that I am authorized to sign and submit this claim on behalf of the claimant, that the specific purchases of Carbon Fiber listed were made by the claimant **directly** from the Defendant(s) listed, that the claimant is a member of the Class and has not requested to be excluded from the Class, that this claim is the only claim being submitted by the claimant, that the claimant does not know of any other claim being submitted for the same purchases, that the claimant has not transferred or assigned its claims, and that I have read the accompanying Instructions and the Notice of Proposed Settlement. Claimant submits to the exclusive jurisdiction of the United States District Court for the Central District of California for the purpose of investigation or discovery (if necessary) with respect to this claim and any proceeding or dispute arising out of or relating to this claim. The filing of a false claim is a violation of the criminal laws of the United States and may subject the violator to appropriate criminal penalties.

Dated: _____

(Signature)

(Printed name)

(Title or position (if claimant is not an individual))

THIS CLAIM FORM MUST BE SENT TO THE FOLLOWING ADDRESS BY FIRST-CLASS MAIL, POSTMARKED NO LATER THAN MARCH 16, 2005:

Carbon Fiber Antitrust Litigation
c/o Heffler, Radetich & Saitta L.L.P.
Settlement Administrator
P.O. Box 410
Philadelphia, PA 19105-0410

A Claim Form received by the Settlement Administrator shall be deemed to have been submitted when posted if it is mailed by March 16, 2005, a postmark is indicated on the envelope, and it is mailed and addressed in accordance with the above instructions. In all other cases, the Claim Form shall be deemed to have been submitted when actually received by the Settlement Administrator.

You should be aware that it will take a significant amount of time to process all of the Claim Forms. This work will be completed as promptly as time permits, given the need to review each Claim Form.

In re Carbon Fiber Antitrust Litigation,
c/o Heffler, Radetich & Saitta L.L.P.
Settlement Administrator
P.O. Box 410
Philadelphia, PA 19105-0410

FIRST-CLASS
U.S. POSTAGE
PAID
PERMIT NO. 2323
PHILADELPHIA, PA

FIRST-CLASS MAIL

PLEASE FORWARD—IMPORTANT LEGAL NOTICE

**ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT AMOUNT OF TIME.
THANK YOU FOR YOUR PATIENCE.**

Reminder Checklist:

1. Please sign the Claim Form on page 11.
2. Please be sure that **all** required information has been provided.
3. Your claim may be subject to review and verification by the Settlement Administrator. Accordingly you should maintain all of the documentation supporting your claim while claims are being processed.
4. Keep a copy of the completed Claim Form for your records.
5. If you desire an acknowledgement of receipt of your claim, please send it by certified mail, return receipt requested.
6. If you move after submitting your Claim Form, please promptly send the Settlement Administrator your new address.
7. If you have any questions concerning this Claim Form or need additional copies, contact the Settlement Administrator at:

Carbon Fiber Antitrust Litigation
c/o Heffler, Radetich & Saitta L.L.P.
Settlement Administrator
P.O. Box 410
Philadelphia, PA 19105-0410

Additional copies of the Claim Form also may be obtained on-line at www.hrsclaimsadministration.com.