

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

IN RE: ELECTRICAL CARBON PRODUCTS
ANTITRUST LITIGATION

:
: MDL NO. 1514
:
: MASTER CIVIL NO.
: 03-2182 (JBS)

**NOTICE OF PENDENCY AND PROPOSED SETTLEMENT AND HEARING FOR FINAL
APPROVAL OF PROPOSED SETTLEMENTS AND PETITION FOR AN AWARD OF
ATTORNEYS' FEES AND REIMBURSEMENT OF LITIGATION COSTS AND EXPENSES**

**A FEDERAL COURT AUTHORIZED THIS NOTICE
THIS IS NOT A SOLICITATION FROM A LAWYER**

TO: All Persons and Entities (Excluding Federal Government Entities, Defendants and Their Respective Parents, Subsidiaries and Affiliates) Who Purchased Electrical Carbon Products in the United States Or Who Purchased Electrical Carbon Products from a Facility Located in the United States Directly from One of the Electrical Carbon Products Manufacturers Listed Below at Any Time During the Period January 1, 1990 through December 31, 1999 (the "Class Period").

For purposes of this litigation, "Electrical Carbon Products" means: (1) carbon brushes used in consumer products, including fractional horsepower brushes; (2) carbon brushes and current collectors (including pantographs but excluding brush holders and commutators) for automotive and traction-transit applications; (3) carbon brushes used in battery-operated vehicles; and (4) mechanical carbon products for use in pump and compressor industries. The term "traction-transit applications" includes railroad applications.

**PLEASE READ THIS ENTIRE NOTICE CAREFULLY. YOUR LEGAL RIGHTS MAY BE
AFFECTED BY A LAWSUIT NOW PENDING IN THIS COURT.**

This Notice is given pursuant to Rule 23 of the Federal Rules of Civil Procedure and an Order of the United States District Court for the District of New Jersey.

The purpose of this Notice is to inform you of the pendency of this litigation, the Court's certification of the Settlement Class defined below and that a proposed total settlement of \$24,200,000 (the "Settlement Fund") has been reached on behalf of the Settlement Class (defined below) with:

Morgan Defendants

The Morgan Crucible Company plc
Morganite Industries, Inc.
Morganite, Inc.
Morgan Advanced Materials and
Technologies, Inc.
Morganite Electrical Carbon Ltd.
National Electrical Carbon Products, Inc.

Schunk Defendants

Ludwig Schunk Stiftung E.V.
Schunk GmbH
Schunk Kohlenstoff-Technik GmbH
Schunk of North America, Inc.
Schunk Graphite Technology LLC
Hoffmann and Co. Elektrokohle AG
Hoffmann Carbon, Inc.

Carbone Defendants

Le Carbone Lorraine S.A.
Carbone Lorraine North America Corp.
Carbone of America Industries Corp.

SGL Defendant

SGL Carbon, LLC

The Morgan Defendants, Carbone Defendants, Schunk Defendants and the SGL Defendant are referred to collectively as "Settling Defendants."¹ The Morgan, Carbone and Schunk Settlement Agreements further provide that up to \$100,000 may be paid out of the Settlement Fund to pay the cost of disseminating notice of the proposed settlement to potential Settlement Class Members.

¹ C. Conradt Nuernberg GmbH, a defendant named in the Third Consolidated Amended Class Action Complaint, was voluntarily dismissed in this litigation on May 6, 2005. Defendants Ian P. Norris, Robin D. Emerson, F. Scott Brown and Jacobus Anton Kroef have been released under the terms of the Settlement Agreement with the Morgan Defendants and defendant SGL Carbon AG has been released under the terms of the Settlement Agreement with the SGL Defendant.

If you purchased Electrical Carbon Products during the Class Period in the United States, or from a facility located in the United States, directly from any of the manufacturers listed above, you may be a member of the proposed Settlement Class and have the rights summarized below.

DEFINITION OF THE SETTLEMENT CLASS

By Order dated May 11, 2005, the Court preliminarily certified the Settlement Class, and directed notice to the Settlement Class, defined as follows:

All Persons and Entities (excluding federal government entities, Defendants, and their respective parents, subsidiaries and affiliates) who purchased Electrical Carbon Products in the United States, or from a facility located in the United States, directly from Defendants, their affiliates, subsidiaries or alleged co-conspirators, during the period January 1, 1990 through December 31, 1999.

For purposes of this litigation, “Electrical Carbon Products” means: (1) carbon brushes used in consumer products, including fractional horsepower brushes; (2) carbon brushes and current collectors (including pantographs but excluding brush holders and commutators) for automotive and traction-transit applications; (3) carbon brushes used in battery-operated vehicles; and (4) mechanical carbon products for use in pump and compressor industries. The term “traction-transit applications” includes railroad applications.

PRIVATE SETTLEMENTS WITH THE MORGAN DEFENDANTS

If you purchased Electrical Carbon Products in the United States directly from any of the Settling Defendants identified above, during the period January 1, 1990 through December 31, 1999, you are a member of the Settlement Class and have the rights summarized below **UNLESS** (1) you purchased Electrical Carbon Products only from the Morgan Defendants and (2) you have reached a settlement with the Morgan Defendants for those purchases. If so, then you cannot share in the Settlement Fund. However, if you purchased Electrical Carbon Products from other Settling Defendants, you are a member of the Settlement Class and may be entitled to share in the Settlement Fund unless those claims for such purchases are otherwise released.

Your options with respect to this class action, as described in this Notice, include your right to:

- Share in the Settlement Fund by remaining a member of the Settlement Class;
- Exclude yourself from the Settlement Class, in which case you will not be entitled to share in the Settlement Fund;
- If you remain a member of Settlement Class, to object to the proposed settlements with the Morgan Defendants, Carbone Defendants, Schunk Defendants and/or the SGL Defendant and appear at the hearing before the Court to determine whether the proposed settlement should be approved as fair, adequate, and reasonable; whether the plan of allocation of the Settlement Fund should be approved; whether the request for attorneys’ fees and expenses should be approved; and whether the request for incentive awards for named plaintiffs should be approved;
- Enter an appearance as a Settlement Class Member in the litigation through your own counsel at your own expense.

You do **not** need to take any action at this time if you wish to remain in the Settlement Class and share in the Settlement Fund.

BACKGROUND OF THE LITIGATION

Plaintiffs allege that the Settling Defendants and their co-conspirators engaged in an unlawful conspiracy to fix, raise, maintain, and/or stabilize the price of, and/or allocate markets and customers for, Electrical Carbon Products in the United States in violation of the federal antitrust laws. Plaintiffs further allege that, as a result of the conspiracy, they and other purchasers of Electrical Carbon Products have been injured by paying more for Electrical Carbon Products than they would have paid in the absence of the illegal conduct.

The Settling Defendants deny that they violated the antitrust laws or participated in any conspiracy.

Neither Plaintiffs nor the Settling Defendants have proven their assertions. The Court expresses no opinion as to whether Plaintiffs’ allegations are correct, or whether the Settling Defendants have engaged in any wrongdoing.

SUMMARY OF THE PROPOSED SETTLEMENTS WITH THE DEFENDANTS

Cash Terms:

Under the Settlement Agreements the Settling Defendants are settling this matter collectively for the sum of \$24,200,000, *i.e.*, the Settlement Fund. The Morgan Defendants have agreed to pay \$15,000,000; the Carbone Defendants have agreed to \$6,000,000; the Schunk Defendants have agreed to pay \$2,975,000; and the SGL Defendant has agreed to pay \$225,000.

The Settlement Agreements with the Morgan, Carbone and Schunk Defendants provide that up to \$100,000 may be paid out of the Settlement Fund to pay the costs of disseminating notice of the proposed settlement to potential Settlement Class Members.

Release Terms:

If you remain in the proposed Settlement Class and the settlement becomes effective, you and the Releasors (defined below) will release, acquit and discharge the Settling Defendants and the Releasees (defined below) with prejudice from all manner of claims, demands, actions, rights, suits, causes of action, of any kind whatsoever, known or unknown, suspected or unsuspected, fixed or contingent, accrued or not accrued, and whether or not concealed or hidden, in law or in equity, arising under the laws of the United States or of any state or other jurisdiction, or under any similar statutory or common law, whether sounding in antitrust, unfair or deceptive trade practices or unfair competition, through the date on which these Settlement Agreements receive Final Approval, which have been, might have been, are now or could be asserted and which relate to or arise out of any alleged unlawful conspiracy to fix, raise, maintain or stabilize the prices of Electrical Carbon Products in the United States or that are in any way connected with any fact, circumstance, statement, event or matter of any kind that was raised or referred to or could have been raised or referred to in this Litigation or in any of the complaints filed herein, provided, however, that nothing in the release terms shall (a) limit the right of any member of the Settlement Class to submit a claim and participate in the settlement or to exercise its right to exclude itself from the Class; (b) constitute a release of any commercial claim arising out of an alleged product defect or breach of contract relating to Electrical Carbon Products; or (c) limit the right of any individual to bring a claim with respect to its indirect purchases of Electrical Carbon Products.

In addition, each member of the Settlement Class will expressly waive and release any and all provisions, rights and benefits conferred by §1542 of the California Civil Code, which provides:

Section 1542: Certain Claims Not Affected by General Release. A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor;

or by any law of any state or territory of the United States, or principle of common law, which is similar, comparable or equivalent to §1542 of the California Civil Code.

As used herein, “Releasors” means jointly and severally and individually and collectively members of the Settlement Class and their respective present and former parents, subsidiaries, divisions, affiliates, predecessors, successors, and assigns and all of their respective present and former officers, directors, managers, employees, partners, limited partners, agents, heirs and their personal representatives, executors, administrators, transfers and assigns.

As used herein, “Releasees” refers jointly and severally, and individually and collectively, to the Settling Defendants as defined above and all of their respective present and former parents, subsidiaries, divisions, affiliates, predecessors, successors and assigns and all of their respective present and former officers, directors, managers, employees, partners, limited partners, agents, attorneys, heirs, and their personal representatives, executors, administrators, transfers and assigns. As to the Morgan Defendants, Releasees includes individual defendants Ian P. Norris, Robin D. Emerson, F. Scott Brown and Jacobus Anton Kroef.

The above is only a summary of the terms of the proposed settlements and you are referred to the Settlement Agreements posted at www.ElectricalCarbonProductsLitigation.com for the precise terms and conditions of the Agreements, or you may contact Class Counsel identified below who will forward you copies upon written request.

ATTORNEYS’ FEES, COSTS AND EXPENSES

The Court appointed Steven A. Asher, Esquire of Weinstein Kitchenoff & Asher LLC; Howard J. Sedran, Esquire of Levin, Fishbein, Sedran & Berman; Warren Rubin, Esquire of the Law Offices of Bernard M. Gross, P.C.; and Melissa H. Maxman, Esquire of Duane Morris, LLP (“Class Counsel”) to lead the representation of you and the other members of the Class.

Class Counsel, in compensation for their time and risk in prosecuting the litigation on a wholly-contingent fee basis, will apply to the Court for an award of attorneys' fees in an amount not to exceed 33.3% (inclusive of litigation costs and expenses) of the Settlement Fund with accrued interest. Class Counsel also intend to apply to the Court for payment of incentive awards to the six (6) named plaintiffs in amounts ranging from \$7,500 to \$15,000 depending upon the extent of their participation. Any attorneys' fees (inclusive of litigation costs and expenses) will be awarded only as approved by the Court in amounts determined to be fair and reasonable. If you wish to object to the petition for attorneys' fees, you may do so only in accordance with the procedures set forth below.

DISTRIBUTION AND PLAN OF ALLOCATION OF SETTLEMENT FUND

The proceeds from the settlements will be deposited in a Court-authorized, interest-bearing account for the benefit of the Class. The Settlement Fund, with accrued interest, less any amounts approved by the Court for payment of attorneys' fees, expenses, incentive awards to class representatives and tax payments (the "Net Settlement Fund"), will be distributed among the members of the Class who file timely and valid Claim Forms ("Claimants"). The Net Settlement Fund will be distributed *pro rata* to all Claimants based upon their **direct** purchases (net of discounts and freight costs) of Electrical Carbon Products in the United States, or from a facility located in the United States, from Settling Defendants during the period from January 1, 1990 through December 31, 1999. The distribution will take place as soon as practicable after review, determination and audit of Claim Forms by the Claims Administrator and approval by the Court of the Claims Administrator's recommendations as to the amounts to be paid to the Claimants.

CONSEQUENCES OF SETTLEMENT CLASS MEMBERSHIP

If you are a member of the proposed Settlement Class as defined above, you will automatically remain a Settlement Class Member, if the settlements are finally approved, unless you elect to be excluded. If you wish to remain in the proposed Settlement Class, you do not need to take any action at this time and your interests will be represented by Plaintiffs and by Class Counsel. You will have no responsibility to pay attorneys' fees and expenses. Any such fees and expenses will be paid out of the Settlement Fund, subject to the approval of the Court. If you choose, you may also have your own attorney enter an appearance on your behalf and at your expense.

As a member of the proposed Settlement Class, you will also be afforded an opportunity to be heard with respect to the proposed settlements with the Settling Defendants, if you so choose.

If you wish to exclude yourself from the proposed Settlement Class, you must send a request for exclusion, in writing, via first-class mail, postmarked no later than **August 22, 2005** to the Claims Administrator at the following address:

In re Electrical Carbon Products Antitrust Litigation
c/o Heffler, Radetich & Saitta L.L.P.
Claims Administrator
P.O. Box 58608
Philadelphia, PA 19102-8608
Re: Request for Exclusion

Your request for exclusion must contain the full name of the purchaser, including any predecessor entities, and your address. You are also requested to identify the Settling Defendant(s) from whom you purchased Electrical Carbon Products during the period January 1, 1990 through December 31, 1999.

If you exclude yourself from the proposed Settlement Class, then: (a) you will not be bound by any decision in this lawsuit and you can pursue any claims you may have against any or all of the Settling Defendants in this litigation; but (b) you will not share in the proposed settlement with the Settling Defendants. If you request to be excluded from the Settlement Class, you will not share in the proposed settlement.

FILING A CLAIM

First, carefully read the description of the Settlement Class set forth earlier in this Notice to verify that you are a Settlement Class Member. Then remove, complete and return the Claim Form at the end of this Notice via Certified Mail, postmarked no later than **October 24, 2005** to the Claims Administrator at the following address:

In re Electrical Carbon Products Antitrust Litigation
c/o Heffler, Radetich & Saitta L.L.P.
Claims Administrator
P.O. Box 58608
Philadelphia, PA 19102-8608
Re: Claim Form

Any Settlement Class Member who does not complete and timely return the Claim Form will not be entitled to share in the Net Settlement Fund.

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.

THE SETTLEMENT HEARING

The Court will hold a hearing on **November 10, 2005**, at **10:00 a.m.** at the Mitchell H. Cohen U.S. Courthouse, Fourth and Cooper Streets, Camden, N.J. 08101, for the purpose of determining: (1) whether the proposed settlement of the litigation between the Settlement Class and the Settling Defendants should be approved as fair, reasonable and adequate; (2) whether the plan of allocation should be approved; (3) whether Class Counsels' request for an award of attorneys' fees and expenses should be approved; and (4) whether the requests for incentive awards for the named plaintiffs should be approved. The hearing may be continued without further notice to the Class.

Plaintiffs' counsel will file with the Court their motion for final approval of the Settlement Agreements, and their request for expenses, along with any supporting materials. Any Settlement Class Member may object to (1) the proposed settlement of the litigation between the Settlement Class and the Settling Defendants; (2) the plan of allocation; (3) Class Counsels' request for an award of attorneys' fees and expenses; and (4) the requests for incentive awards for the named plaintiffs. Your objection must include the caption of this litigation; must be signed; and must be sent via first-class mail, postmarked no later than October 24, 2005 to the Clerk of Court, United States District Court for the District of New Jersey, Mitchell H. Cohen U.S. Courthouse, Fourth and Cooper Streets, Camden, N.J. 08101, and to the following counsel:

Class Counsel

Steven A. Asher, Esquire
Weinstein Kitchenoff & Asher LLC
1845 Market Street, Suite 1100
Philadelphia, PA 19103

Warren Rubin, Esquire
Law Office of Bernard M. Gross, P.C.
450 John Wanamaker Building
Juniper & Market Streets
Philadelphia, PA 19107

Melissa H. Maxman, Esquire
Duane Morris L.L.P.
One Liberty Place
Philadelphia, PA 19103

Howard J. Sedran, Esquire
Levin, Fishbein, Sedran & Berman
510 Walnut Street
Philadelphia, PA 19106

For the Morgan Defendants

Robert M. Osgood, Esquire
Sullivan & Cromwell
125 Broad Street
New York, NY 10004-2498

For the SGL Defendant

Jerome S. Fortinsky, Esquire
Shearman & Sterling LLP
599 Lexington Avenue
New York, New York 10022

For the Schunk Defendants

Matthew M. Neumeier, Esquire
Jenner & Block LLP
One IBM Plaza
Chicago, IL 60611

For the Carbone Defendants

Mary Ellen Hennessy, Esquire
Katten Muchin Rosenman LLP
525 West Monroe Street, Suite 1900
Chicago, Illinois 60661-3693

If you do not object to the Settlement Agreement you need not appear at the hearing.

CHANGE OF ADDRESS, COPIES OF DOCUMENTS

If this Notice reached you at an address other than the one on the mailing label, or if your address changes, please send your correct address to the above referenced Claims Administrator.

The Settlement Agreements, the Complaint, Proof of Claim form and other documents filed in this action are available from the following: internet website *www.ElectricalCarbonProductsLitigation.com*, written request to Class Counsel, or during normal business hours at the offices of the Clerk of Court, United States District Court for the District of New Jersey, Mitchell H. Cohen U.S. Courthouse, Fourth and Cooper Streets, Camden, N.J. 08101. If you have questions concerning this Notice or the litigation, you may contact the Plaintiffs' counsel identified above.

Please do not contact the Clerk of the Court or the Judge.

Dated: June 27, 2005

BY ORDER OF:

Clerk of the United States District Court
For the District of New Jersey

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW JERSEY

IN RE: ELECTRICAL CARBON PRODUCTS
ANTITRUST LITIGATION

:
: MDL NO. 1514
:
: MASTER CIVIL NO.
: 03-2182 (JBS)

PROOF OF CLAIM

TO: ALL PERSONS AND ENTITIES WHO PURCHASED ELECTRICAL CARBON PRODUCTS IN THE UNITED STATES OR FROM A FACILITY LOCATED IN THE UNITED STATES DIRECTLY FROM A MANUFACTURER LISTED BELOW AT ANY TIME DURING THE PERIOD JANUARY 1, 1990 THROUGH DECEMBER 31, 1999.

PLEASE READ THE ENCLOSED NOTICE CAREFULLY.

THE COMPLETED CLAIM FORM MUST BE POSTMARKED ON OR BEFORE OCTOBER 24, 2005 TO BE ELIGIBLE TO SHARE IN THE SETTLEMENT PROCEEDS FROM THE MORGAN DEFENDANTS' SETTLEMENT; THE CARBONE DEFENDANTS' SETTLEMENT; THE SCHUNK DEFENDANTS' SETTLEMENT; AND THE SGL DEFENDANT'S SETTLEMENT.

I. GENERAL INSTRUCTIONS

A. To receive any money from the settlement proceeds from the Morgan Defendants, the Carbone Defendants, the Schunk Defendants and the SGL Defendant obtained in *In re Electrical Carbon Products Antitrust Litigation*, MDL Docket No. 1514, United States District Court of New Jersey Master Civil No. 03-2182 (JBS), Class Members must complete this Proof of Claim, sign it under penalty of perjury and mail it to the Claims Administrator via Certified Mail at the address set forth below. The claims of Class Members who fail to mail a timely, properly addressed Proof of Claim may be rejected and such a Class Member may be precluded from any recovery from the settlements. **The completed and signed Proof of Claim must be postmarked on or before October 24, 2005** and sent to:

In re Electrical Carbon Products Antitrust Litigation
c/o Heffler, Radetich & Saitta L.L.P.
Claims Administrator
P.O. Box 58608
Philadelphia, PA 19102-8608
Re: Claim Form

B. **All inquiries** regarding your claim should be made **in writing** to the Claims Administrator at the address above.

C. All Class Members who do not timely seek exclusion from the Class are bound by the terms of the judgment entered in this action regardless of whether they submit a Proof of Claim.

II. DEFINITIONS

A. "Class Period" means January 1, 1990 through December 31, 1999.

B. "Morgan Defendants" means The Morgan Crucible Company plc; Morganite Industries, Inc.; Morganite, Inc.; Morgan Advanced Materials and Technologies, Inc.; Morganite Electrical Carbon Ltd.; and National Electrical Carbon Products, Inc.

C. "Carbone Defendants" means Le Carbone Lorraine, S.A.; Carbone Lorraine North America Corporation; and Carbone of America Industries Corporation.

D. "Schunk Defendants" means Ludwig Schunk Stiftung E.V.; Schunk Kohlenstoff-Technik GmbH; Schunk GmbH; Schunk of North America, Inc.; Schunk Graphite Technology LLC; Hoffmann and Co. Elektrokohle AG; and Hoffmann Carbon, Inc.

E. "SGL Defendant" means SGL Carbon, LLC.

F. "Settling Defendants" means the Morgan Defendants, Carbone Defendants, Schunk Defendants and the SGL Defendant, collectively.

G. For purposes of settlement "Electrical Carbon Products" means: (1) carbon brushes used in consumer products, including fractional horsepower brushes; (2) carbon brushes and current collectors (including pantographs but excluding brush holders and commutators) for automotive and traction-transit applications; (3) carbon brushes used in battery-operated vehicles; and (4) mechanical carbon products for use in pump and compressor industries. The term "traction-transit applications" includes railroad applications.

H. "Settlement Class" means all members of the class of plaintiffs certified by the Court, namely:

All Persons (excluding federal government entities, Defendants, and their respective parents, subsidiaries and affiliates) who purchased Electrical Carbon Products in the United States, or from a facility located in the United States, directly from Defendants, their affiliates, subsidiaries or alleged co-conspirators, during the period January 1, 1990, through December 31, 1999.

Provided, however, the Settlement Class does not include (1) any member of the certified class who timely and validly requested exclusion from the certified class or (2) any Person who only purchased Electrical Carbon Products from the Morgan Defendants within the Class Period and has reached a private settlement with the Morgan Defendants regarding those purchases. If you have reached a private settlement with any of the Morgan Defendants regarding your purchases of Electrical Carbon Products from Morgan, you may not claim for those purchases. However, you may claim for purchases from other Settling Defendants unless otherwise released.

I. "Purchases in U.S. Dollars," as used in Part 2 of this Claim Form, means any purchase of Electrical Carbon Products which you made from any of the Settlement Defendants during the Class Period.

III. CLAIM FORM

Instructions:

A. **Please type or neatly print all requested information.** Failure to report all purchases of Electrical Carbon Products during the Class Period will reduce the amount of your claim.

B. By signing below, you are verifying that you have documentation to support the claim you are making and agree to provide additional information to Class Counsel or the Claims Administrator to support your claim. Consequently, you are **required** to keep copies of purchase orders, invoices, or other documentation of your purchases in case further verification of your claim is necessary.

C. By signing below you are also verifying that you have not assigned or transferred (or purported to assign or transfer), or submitted any other claim for the same purchases of Electrical Carbon Products during the Class Period, have not authorized any other person or entity to do so, and know of no other person or entity having done so on your behalf. You are further verifying that the information provided in this Proof of Claim is accurate and complete.

IV. 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.

**PART 2: SCHEDULE OF QUALIFYING DIRECT PURCHASES
OF ELECTRICAL CARBON PRODUCTS**

Set forth the dollar amount of your **direct** purchases of Electrical Carbon Products from any Settling Defendant, net of discounts and freight costs, for each of the following periods. Only purchases of Electrical Carbon Products made directly from the manufacturers listed below qualify. Amounts should be rounded to the nearest dollar. If during any of the years listed you did not purchase Electrical Carbon Products **directly** from any of the listed manufacturers, please write 0 in the boxes for such time periods.

PURCHASES IN U.S. DOLLARS

YEAR OF PURCHASE	MORGAN ¹	CARBONE ²
1990	<input type="text"/>	<input type="text"/>
1991	<input type="text"/>	<input type="text"/>
1992	<input type="text"/>	<input type="text"/>
1993	<input type="text"/>	<input type="text"/>
1994	<input type="text"/>	<input type="text"/>
1995	<input type="text"/>	<input type="text"/>
1996	<input type="text"/>	<input type="text"/>
1997	<input type="text"/>	<input type="text"/>
1998	<input type="text"/>	<input type="text"/>
1999	<input type="text"/>	<input type="text"/>

TOTAL: _____

TOTAL: _____

YEAR OF PURCHASE	SCHUNK ³	SGL ⁴
1990	<input type="text"/>	<input type="text"/>
1991	<input type="text"/>	<input type="text"/>
1992	<input type="text"/>	<input type="text"/>
1993	<input type="text"/>	<input type="text"/>
1994	<input type="text"/>	<input type="text"/>
1995	<input type="text"/>	<input type="text"/>
1996	<input type="text"/>	<input type="text"/>
1997	<input type="text"/>	<input type="text"/>
1998	<input type="text"/>	<input type="text"/>
1999	<input type="text"/>	<input type="text"/>

TOTAL: _____

TOTAL: _____

GRAND TOTAL: \$ _____

If you need more space, attach separate sheets providing the requested information. Sign and print or type your name on each additional sheet. Number of additional pages attached: _____.

¹“Morgan” means The Morgan Crucible Company plc; Morganite Industries, Inc.; Morganite, Inc.; Morgan Advanced Materials and Technologies, Inc.; Morganite Electrical Carbon Ltd.; and National Electrical Carbon Products, Inc.
²“Carbone” means Le Carbone Lorraine, S.A.; Carbone Lorraine North America Corporation; and Carbone of America Industries Corporation.
³“Schunk” means Ludwig Schunk Stiftung E.V.; Schunk GmbH; Schunk Kohlenstoff-Technik GmbH; Schunk of North America, Inc.; Schunk Graphite Technology LLC; Hoffmann and Co. Elektrokohle AG; and Hoffmann Carbon, Inc.
⁴“SGL” means SGL Carbon, LLC or SGL Carbon AG Corp.

In re Electrical Carbon Products Antitrust Litigation,
c/o Heffler, Radetich & Saitta L.L.P.
Claims Administrator
P.O. Box 58608
Philadelphia, PA 19102-8608

FIRST-CLASS MAIL

PLEASE FORWARD—IMPORTANT LEGAL NOTICE

**ACCURATE PROCESSING OF CLAIMS MAY TAKE SIGNIFICANT TIME.
THANK YOU, IN ADVANCE, FOR YOUR PATIENCE.**

Before submitting your claim, please make sure that you:

1. Sign the Verification.
2. Keep your original documents supporting your claim.
3. Keep a copy of the completed Proof of Claim for your records.
4. Send your Proof of Claim by Certified Mail (return receipt requested) if you want proof that your claim was received).
5. Submit your claim **postmarked on or before October 24, 2005**.

If you have questions, or if you change your address, please write to:

In re Electrical Carbon Products Antitrust Litigation
c/o Heffler, Radetich & Saitta L.L.P.
Claims Administrator
P.O. Box 58608
Philadelphia, PA 19102-8608