

**UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF PENNSYLVANIA  
NOTICE OF MEDICAL MONITORING CLAIM PROCEDURE**

On August 26, 2008, the Court presiding over the lawsuit known as *Glenn and Donna Gates et al. v. Rohm and Haas, et al.* No. 06-1747, entered an Order finally approving a partial class action settlement with one of the defendants in the case, Modine Manufacturing Company. The case continues against the remaining defendants.

The Order among other things, created a medical monitoring settlement fund designed to pay medical screening expenses related to the health concerns raised in the lawsuit. Class members who filed timely medical monitoring claim forms were entitled to receive medical monitoring with a value equal to their pro rata share of a \$1.4 million settlement fund.

The deadline for filing claims and seeking payment or reimbursement for medical monitoring passed on August 26, 2009. Plaintiffs have requested that the Court allow late-filed claims and requests for payment to be paid from the remainder of the unclaimed settlement fund.

On December 21, 2009, the Court entered an order allowing Class members to file late claims and late payment requests until April 30, 2010. After this date, no further extensions will be given and, pursuant to the settlement agreement, any unused portion of the settlement agreement will be distributed to a non-profit organization of the Court's choosing.

There remains approximately \$1 million remaining in the settlement fund. Payment for medical monitoring costs will be paid on a first come, first paid basis until the fund is depleted or the deadline for payment passes.

A description of the settlement is contained in previous Notices issued by the Court; these Notices and other documents are available at [www.mccullomlakesettlement.com](http://www.mccullomlakesettlement.com) or [www.hrsclaimsadministration.com](http://www.hrsclaimsadministration.com).

**INFORMATION ABOUT LATE-FILED CLAIMS**

**1. Why did I get this Notice?**

You may have lived within McCullom Lake Village for one year or more in total (whether consecutively or not) during the time period from January 1, 1968 to December 31, 2002. If so, and if you did not opt out, you are a member of the medical monitoring class and are entitled to the medical monitoring provided for under the partial class action settlement with Defendant Modine Manufacturing Company. This notice is intended to inform class members of the opportunity to make a late-filed claim or request for payment.

**2. Do I have to do anything?**

If you already have seen a doctor and received payment for medical monitoring, or if you do not wish to participate in the medical monitoring settlement, then you do not have to do anything and you can disregard this notice.

If you have not completed the medical monitoring claims process, and you do wish to do so, then you

have to (1) file a medical monitoring claim form if you have not already done so, and (2) complete the medical monitoring claim procedure. A claim form is attached to this notice.

**3. What if I already filed a claim form but did not seek medical monitoring?**

If you filed a medical monitoring claim form previously, you should have received a payment voucher. You can still use this payment voucher and do not have to file a claim form for a new voucher. If you cannot find the voucher, or do not know if you filed a claim form previously, you can contact the claims administrator to get a replacement voucher or determine whether you need to file a claim. The claims administrator's contact information is given below.

**4. What happens after I file a claim form?**

You will receive a voucher for payment and instructions for making payment arrangements with your doctor. You may then contact a doctor of your choosing and arrange to have the visit and treatment paid for up to the amount of the voucher provided that money remains in the settlement fund at the time you seek payment.

**5. What is the amount of the voucher?**

Each class member is entitled to a voucher in the amount of \$2024. This amount was determined by the pro rata share of those making claims under the terms of the settlement agreement.

**6. Will all vouchers be honored?**

Payments for medical monitoring costs will be paid on a first come, first paid basis until the fund is depleted or the deadline for payment passes.

**7. When is the deadline for medical monitoring?**

You must complete the claims process and make payment arrangements for whatever treatment you and your doctor determine is appropriate on or before April 30, 2010. Please keep in mind that the process to schedule an appointment and arrange payment takes time, as does the potential follow up treatment if any is recommended by your doctor. The deadline applies even if you have started the claims process in advance of the deadline. You must complete the medical monitoring process in advance of the deadline in order to have that process paid for by the settlement.

**8. How do I get more information?**

You can call 1-800-528-7199 toll free, write to McCullom Lake Settlement, c/o Heffler Radetich & Saitta LLP, P.O. Box 58205, Philadelphia, PA 19102-8205, or visit the website [www.mccullomlakesettlement.com](http://www.mccullomlakesettlement.com) or [www.hrsclaimsadministration.com](http://www.hrsclaimsadministration.com).