

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 creates a medical monitoring settlement fund designed to pay medical expenses related to the health concerns raised in the lawsuit. Class members who file a timely medical monitoring claim form will be entitled to receive medical monitoring with a value equal to their pro rata share of a \$1.4 million settlement fund.

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 or www.hrsclaimsadministration.com.

BASIC INFORMATION

1. Why did I get this Notice?

You have filed a medical monitoring claim form in response to a previous notice. The Court in charge of the case has determined that additional information should be given to class members in order to better inform them of the nature of the medical monitoring being provided. Please read the Notice carefully.

2. 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 or www.hrsclaimsadministration.com.

3. Is the lawsuit over?

The Settlement ends the lawsuit only with respect to claims against Defendant Modine Manufacturing Company. The lawsuit continues as a proposed class action lawsuit against Defendants Rohm and Haas Company, Rohm and Haas Chemicals LLC and Morton International, Inc. If the Plaintiffs prevail against the remaining defendants, there may be additional funds available for medical monitoring and property claims. If Plaintiffs do not prevail, there will not be any further funds available. There is no way to know at this time what the outcome of the lawsuit will be.

MEDICAL MONITORING – FREQUENTLY ASKED QUESTIONS

4. Am I required to participate?

The decision whether to participate in the Settlement is up to each Class member. In approving the Settlement, the Court is not recommending whether or not any Class member should participate in the Settlement, consult with a doctor, or receive any other medical monitoring. Even if you already have signed a claim form, you can always decide not to participate any further in the Settlement.

5. What type of medical monitoring will be paid for by the Settlement?

The Settlement defines medical monitoring in very general terms to describe any consultation with doctors and follow up testing done to address the health concerns raised in the lawsuit. Subject to the limits stated in the Settlement Agreement, the Settlement will pay for an office visit and consultation with a primary care doctor, or with a neurologist, or with any other doctor or specialist of your choosing. The Settlement also will pay for follow up consultations and any prescribed screening or testing, including a neurological exam, an MRI, or any other procedure recommended and prescribed by a doctor.

6. Is there a limit on how much the Settlement will pay for medical monitoring?

Yes, but the exact amount will not be known until the deadline for filing claim forms has passed. The total value of medical monitoring to the Class under the Settlement is \$1.4 million, which works out to a pro rata amount of \$1,400 per Class member if there are 1,000 claim forms submitted. To date, there have been fewer than 1,000 claim forms submitted, and it is expected that the final pro rata share potentially available to each Class member will be greater than \$1,400 each. Whatever the final pro rata amount, whether greater or lesser than \$1,400, that amount will be the limit potentially available for each Class member to pay for medical monitoring from this Settlement. You will be informed of the exact amount available to you after the deadline for filing claims has passed.

7. Do I have to see a particular doctor?

No. You can see any licensed doctor of your choosing for the purpose of addressing the health concerns raised by the lawsuit.

(over)

Claim Administrator
In re McCullom Lake Settlement
c/o Heffler Radetich & Saitta LLP
P.O. Box 58205
Philadelphia, PA 19102-8205

PLEASE FORWARD

8. Should I get an MRI or any other particular test?

The Court has not recommended whether or not anyone should receive an MRI or any other test. The Settlement does not attempt to address this issue or to address what other testing, if any, is appropriate for Class members. Whether or not to have any particular test done is a decision left to Class members and their treating doctors.

9. If my doctor prescribes an MRI, do I have to use a particular MRI center?

No. You should be able to take the doctor's prescription for an MRI to any outpatient MRI center or hospital, and apply the money from the settlement regardless of where you go. Keep in mind, however, that the money from the settlement is limited, and so you may want to shop around for the best price. For example, hospitals may charge more for an MRI or other test than do outpatient centers. Your doctor may be able to recommend a facility to you at the time he or she writes the prescription.

10. Will you recommend a doctor?

No. The decision who to see, like the decisions regarding treatment, are left to the individual class members.

11. How do I get started?

The first step in any medical monitoring available under the Settlement is to see a doctor, whether that is your primary care doctor, a neurologist, or another doctor of your choosing. You will receive a form from the claims administrator that provides you with information necessary to have any medical monitoring paid for by the claims administrator. From that point, the course of testing or treatment is left to you in consultation with your doctor.

12. Do I have to pay the doctor or for the test up front?

No. The claims administrator will work with you to arrange payment in advance, although there will be an option for you to pay first and seek reimbursement later if you so choose—for example, if you have medical insurance that will cover a visit or test and only seek to be reimbursed for the deductible.

13. How do I make payment arrangements?

Follow the procedure outlined in the form that you will receive from the claims administrator. If you have any questions, you should call the administrator at 1-800-528-7199.

14. Can I use the money for something other than medical monitoring?

No. The Settlement Fund is available to pay for medical monitoring only. There is a separate settlement class of property owners who will be receiving a payment for property claims. That payment may be used as those class members see fit. If you are a member of both classes, you will be receiving a check for the property claim.

15. What if I have health insurance?

You do not have to use any available health insurance, but you can use your insurance if it will help you stretch the funds available to you under the Settlement. For example, if you have health insurance that will cover part of your medical monitoring, you may use that health insurance to offset the cost of the monitoring. Thus, you may use the settlement to cover a deductible or an uninsured test, but you cannot submit a claim for payment of the same charge to both your insurer and the claims administrator.