MARCH 31, 2011
NOTICE TO COUNSEL AND ALL CLAIMANTS OF THE ACandS ASBESTOS SETTLEMENT TRUST

Submission of Exposure and Medical Evidence

This Notice is intended to clarify the exposure and medical evidence required to establish a claim under the ACandS Trust Distribution Procedures ("TDP").

The TDP requires claimants to demonstrate meaningful and credible exposure "to asbestos or asbestos-containing products for which ACandS has legal responsibility." TDP § 5.7(b)(3). Because the ACandS Trust was established to pay claims arising only from exposure to asbestos-containing products for which ACandS is responsible, the TDP further states that the Trust "has no need for, and therefore claimants are not required to furnish the Trust with, evidence of exposure to specific asbestos products other than those for which ACandS has legal responsibility, except to the extent such evidence is required elsewhere in this TDP." *Id*.

Although evidence of exposure to other manufacturers' asbestos-containing products may be required when such exposure is necessary to establish significant occupational exposure to asbestos, as defined in TDP § 5.7(b)(2), if the claimant's exposure to ACandS asbestos-containing products is sufficient to prove significant occupational exposure, or if no showing of significant occupational exposure is necessary, then the Trust does not require evidence of exposure to other manufacturers' asbestos-containing products. Only if the claimant's ACandS exposure is insufficient to meet the exposure criteria for the claimant's particular disease level should he/she submit information regarding exposure to any other company's asbestos products.

Similarly, the Trust prefers that claimants not submit medical information beyond that which is required to meet the medical criteria set forth in the TDP. The Trust's claim filing instructions set out the medical criteria that claimants must provide for each disease level. When requesting the claimant's medical documentation, section 12 of the claim form refers to the claim filing instructions for the presumptive medical criteria for each disease level, and specifically requests medical records "supporting the diagnosis of the claimed Disease Level." No medical evidence beyond the presumptive medical criteria for the claimant's particular disease level is requested.

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Trustee of the ACandS Asbestos Settlement Trust

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