BABCOCK & WILCOX COMPANY
ASBESTOS PI TRUST

NOTICE

To: All Claimants and Claimants' Counsel

Date: April 1, 2026

Section 5.1(a)(2) of the TDP, "Effect of Statutes of Limitation and Repose," provides in pertinent part that "any claims that were first diagnosed after the Petition Date, irrespective of the application of any relevant federal, state, or foreign statute of limitations or repose, must be filed with the PI Trust within three (3) years after the ***date of diagnosis*** or within three (3) years after the Initial Claims Filing Date, whichever occurs later…" (emphasis added).

For non-malignant (Level I–IV) claims, the date of diagnosis under Section 5.1(a)(2) of the TDP is the earliest of either (i) the date a radiology was taken (film date of a chest X-ray or CT scan) or (ii) the date of a pathology report providing a non-malignant diagnosis.

For malignant (Levels V–VIII) claims, the date of diagnosis under Section 5.1(a)(2) of the TDP is the earliest of the date of a pathology report or, if applicable, the date of the physical exam providing a malignant diagnosis.

As further set forth in Section 5.1(a)(2), if the applicable statute of limitations of the Claimant's Jurisdiction, as defined in Section 5.3(b)(2) of the TDP, is longer than 3 years then a claim may be filed within the time period prescribed by the statute of limitations of the Claimant's Jurisdiction in effect at the time of the filing with the Trust.

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