

STATUS OF SETTLEMENT PAYMENTS

City Settlement Final Payments – The Allocation Neutral has completed its task in calculating the final point values and preparing the final payment instructions for the City (Captive) settlement. The final point values are as follows:

- **21MC100: \$7.36**
(Base Point value of \$7.20 + Bonus Point value of \$0.16)
- **21MC102: \$7.39**
(Base Point value of \$7.56 + Bonus Point value of \$0.17)
- **21MC103: \$6.13**
(Base Point value of \$5.99 + Bonus Point value of \$0.13)

These values represent the current final point values. These values DO NOT include additional Contingent Payments that are currently being litigated on appeal in the United States Court of Appeals for the Second Circuit. Accordingly, these final point values may increase in the future and you may be entitled to future Contingent Payments, which will increase the value of each point in an amount to be determined.

Our office will begin the process of issuing final payment checks to all eligible Plaintiffs on January 20, 2012 provided there are no liens, bankruptcies or estate issues in your case. Please keep in mind that our accounting department has thousands of checks to issue. It will take our accounting department several weeks at a minimum to issue and mail out all of the settlement checks. We want to make sure that all eligible plaintiffs have their final settlement checks as quickly as possible, so please remember that repeated calls and emails to our office will only delay the check issuing process. Please be patient during this process. If you have questions about your final payment we suggest that you refer to our website at

www.877wtchero.com for the latest information or email us at:

wtcsettlement@wtcsettlement.com.

Permanent Disability Fund Payments – The Allocation Neutral has finished allocating all of the money in the Permanent Disability Fund. The final point value in the Permanent Disability Fund is \$554.66. (Base PDF point value of \$543.39 + Bonus PDF point value of \$11.27) We are working as quickly as we can to issue payments to all clients who were determined to be eligible to receive a Permanent Disability Fund payment. If you were determined to be eligible to receive a Permanent Disability Fund payment we expect that you will receive your initial Permanent Disability Fund check at any time between now and the end of January 2012 provided that you do not have any lien, estate or bankruptcy issues with your case. The current value of the PDF payments is less than what the Captive's actuaries initially estimated as more plaintiffs ended up submitting proper PDF claims than the Captive initially estimated. These values represent the current final point values. These values DO NOT include additional Contingent Payments that are currently being litigated on appeal in the United States Court of Appeals for the Second Circuit. Accordingly, these final point values may increase in the future and you may be entitled to future Contingent Payments, which will increase the value of each point in an amount to be determined.

Port Authority Settlement and Fresh Kills Settlement Final Payments – The Allocation Neutral is continuing its task in calculating the final point values and preparing the final payment instructions for the Port Authority and Fresh Kills settlements. This is a very

important and tedious task that involves a lot of complex accounting. It is also crucial that these final payment instructions are precisely accurate in that all eligible plaintiffs are included in these payment instructions and all eligible plaintiffs receive their appropriate share of the settlement funds that are currently set aside for distribution. This is a time consuming process. We ask for your patience during this process, as we want to make sure that you receive the final payment that you deserve.

The final payment calculations for the Port Authority and Fresh Kills settlements for eligible plaintiffs are currently expected to be ready near the end of February 2012. Final payments for these settlements will be ready to go out once the final calculations are finalized.

******* IMPORTANT MESSAGE*******

It is important to understand that process and timing of all the remaining settlement payments are not within our control. The settlement process involves the coordinated efforts of all the settling parties, their insurance carriers, the Allocation Neutral, lien holders, and their attorneys. A significant amount of work is involved to make sure that each and every single eligible plaintiff receives his or her fair share of the settlement money. It will take some time to make sure that all of the final distributions are accurate. It is in the best interests of everyone involved to make sure that the final payments are accurate.

Again, remember that repeated phone calls, emails and letters to our office during this critical period will further delay the final payment process since calls divert our staff away from working on getting the settlement checks out to you. We are all working as hard as we can so we can get all of the settlements wrapped up as quickly as possible and do not want to have the estimated schedule above delayed any further due to repeated status inquiries.

Therefore we ask that you refer to our website for the latest information we have on the status of settlement payments at www.877wtchero.com.