

MAREMONT ASBESTOS PERSONAL INJURY TRUST

PROCEDURES FOR PROCESSING AND PAYING SHADE TREE MECHANIC CLAIMS

1. Section 2.4 of the TDP provides that “[a]ll approved Shade Tree Mechanic Claims shall be paid at the end of each year and shall be paid the lesser of the pro rata share of the Shade Tree Maximum Annual Payment or the liquidated values established by the Asbestos Trust, subject to the Payment Percentage (“**Distribution Value”)**.”¹ The Trustee, in consultation with the Trust Advisory Committee (“TAC”) and the Future Claimants’ Representative (“FCR”), adopts these policies and procedures for processing and paying Shade Tree Mechanic Claims (Disease Level V).
2. The Trust defines an “approved Shade Tree Mechanic Claim” to mean “an Asbestos Claim for Disease Level V (Mesothelioma 2) that satisfies all required criteria in the TDP and is determined to be compensable by the Asbestos Trust in accordance with the TDP.”
3. The Trust’s claims processor, MFR Claims Processing, Inc. (“MFR”), will review and process Shade Tree Mechanic Claims (Disease Level V) submitted to the Trust during the year in accordance with the TDP.
4. If the Trust determines a Shade Tree Mechanic Claim qualifies as an “approved Shade Tree Mechanic Claim” when it is processing such claim, MFR will provide the claimant or law firm with notice of this determination in the form attached hereto as **Exhibit A**.
5. In January of each year, MFR will prepare a list of all Shade Tree Mechanic Claims that qualified as “approved Shade Tree Mechanic Claims” during the preceding calendar year and determine the Distribution Value for such claims.
6. MFR will determine the Distribution Value of each approved Shade Tree Mechanic Claim in accordance with the TDP as follows. The Distribution Value of each approved Shade Tree Mechanic Claim shall be the lesser of:
 - a. The pro rata share of the Shade Tree Maximum Annual Payment determined by dividing the Shade Tree Maximum Annual Payment by the number of Shade Tree Mechanic Claims marked as approved in the previous calendar year; or
 - b. The liquidated value of each approved Shade Tree Mechanic Claim multiplied by the applicable Payment Percentage.

¹ Capitalized terms used herein and not otherwise defined shall have the meanings assigned to them in the TDP.

7. After the Distribution Value for each approved Shade Tree Mechanic Claim is determined, MFR will issue an offer to the claimant.
8. MFR will electronically generate a release when an offer is made.
9. The release will be posted online for download by law firm users. Upon request, MFR will provide a law firm and claimants not represented by counsel with a hard copy release.
10. To accept an offer, the claimant must submit an executed release to the Trust.
11. The Distribution Value to be paid to a claimant shall be determined based on the calendar year in which the claim becomes an “approved Shade Tree Mechanic Claim.” If a Shade Tree Mechanic Claim is subsequently withdrawn or deferred pursuant to TDP Section 6.3 after the date such claim is determined to be an “approved Shade Tree Mechanic Claim”, the Distribution Value for such claim will remain unchanged.
12. After determining the list of all approved Shade Tree Mechanic Claims for the preceding calendar year and the Distribution Value for such claims, MFR will email the Trustee each month a payment request for approved Shade Tree Mechanic Claims for which MFR has received an executed release in the preceding month. The payment request will consist of (1) the total number of approved Shade Tree Mechanic Claims and the aggregate amount of such claims to be paid; (2) a report listing attorney, number of claims to be paid by attorney and total amount of claims to be paid by attorney; (3) a report listing the individual claims, Distribution Value, and year in which such claim became an “approved Shade Tree Mechanic Claim”; and (4) a report aggregating the amount of liquidated claims by law firm.
13. The Trustee’s authorization of payment of claims may be reported in the minutes of the meeting or by email or other writings maintained in the records of the Trust.
14. If the Trustee authorizes payment, the Trustee will direct MFR in writing to make the payment.
15. MFR will monitor and report to the Trustee the following information regarding approved Shade Tree Mechanic Claims, broken down by calendar year: (1) the total number of approved Shade Tree Mechanic Claims and the aggregate amount of such claims to be paid; (2) the total number of approved Shade Tree Mechanic Claims which have been paid by the Trust and the aggregate amount of such payments; and (3) the total number of approved Shade Tree Mechanic Claims for which the Trust still must receive an executed release and the aggregate amount of remaining payments to be made for such claims.

EXHIBIT A

NOTICE REGARDING SHADE TREE MECHANIC CLAIMS

TDP Section 2.4 provides that “[a]ll approved Shade Tree Mechanic Claims shall be paid at the end of each year and shall be paid the lesser of the pro rata share of the Shade Tree Maximum Annual Payment or the liquidated values established by the Asbestos Trust, subject to the Payment Percentage (“**Distribution Value**”).”

The claims on the attached sheet have been determined by the Trust to be “approved Shade Tree Mechanic Claims” under the TDP.

In accordance with TDP Section 2.4, the Trust will issue offers on approved Shade Tree Mechanic Claims promptly following the end of each calendar year. In January of each year, MFR Claims Processing, Inc. (“MFR”), on behalf of the Trust, will prepare a list of all approved Shade Tree Mechanic Claims from the preceding calendar year and determine the Distribution Value for such claims.

After the Distribution Value for each approved Shade Tree Mechanic Claim is determined, MFR will issue an offer to the claimant. MFR will electronically generate a release when an offer is made. The release will be posted online for download by law firm users.

The Distribution Value of each approved Shade Tree Mechanic Claim shall be the lesser of:

- a. The pro rata share of the Shade Tree Maximum Annual Payment determined by dividing the Shade Tree Maximum Annual Payment by the number of Shade Tree Mechanic Claims marked as approved in the previous calendar year; or
- b. The liquidated value of each approved Shade Tree Mechanic Claim multiplied by the applicable Payment Percentage.