

\$5,000 EXPLANT PAYMENT CLAIM FORM

Instructions

DOW CORNING BREAST IMPLANT CLAIMANTS (CLASS 5)

Use this form to apply for the \$5,000 Explant Payment. Please read these Instructions and Section 6 in the "Claimant Information Guide" for more information.

1. WHAT IS THE \$5,000 EXPLANT PAYMENT?

The \$5,000 Explant Payment is for removal of your Dow Corning breast implant(s). To be eligible, your Dow Corning breast implant(s) must be removed **after** December 31, 1990 and **on or before** ten (10) years after the "Effective Date." (Read Question Q9-5 in the Claimant Information Guide for more information about the "Effective Date.")

2. WHAT DO I HAVE TO DO TO RECEIVE THE \$5,000 EXPLANT PAYMENT?

First, complete and submit the Proof of Manufacturer Form (the blue edge) and medical records or documents that show that you were implanted with a Dow Corning breast implant. (Read the Proof of Manufacturer Form Instructions.)

Second, complete and submit the Explant Payment Claim Form (the yellow edge) by the deadline and one (1) of the following types of medical records that show that your Dow Corning breast implant(s) were removed after December 31, 1990 and on or before ten (10) years after the Effective Date:

- a. an itemized hospital bill; *or*
- b. the bill from the surgeon who removed your breast implants; *or*
- c. the surgical report; *or*
- d. an insurance company's statement of benefits; *or*
- e. contemporaneous hospital records (including the hospital pathology report); *or*
- f. the contemporaneous office notes from the surgeon who removed your breast implants; *or*
- g. a pre-operative medical document, together with confirmation from a medical provider or insurance company that the surgery actually took place as scheduled.

3. CAN I RECEIVE THE \$5,000 EXPLANT PAYMENT IF I GET SILICONE GEL BREAST IMPLANTS TO REPLACE THE DOW CORNING BREAST IMPLANTS THAT ARE REMOVED?

The answer depends on two (2) things:

1. The date that your eligible Dow Corning breast implant(s) were removed; *and*
2. The date that you received silicone gel breast implant(s) to replace your removed Dow Corning breast implant(s).

Please review the following standards carefully:

- A. If your Dow Corning breast implant(s) were removed during 1991 and you received any *silicone gel* or *double lumen silicone gel* breast implants during that same explant procedure, then you are not eligible for the Explant Payment.
- B. If your Dow Corning breast implant(s) were removed on or after January 1, 1992 and you received any *silicone gel* or *double lumen silicone gel* breast implants during that same explant procedure or in any subsequent procedure, then you are not eligible for the Explant Payment.
- C. If your Dow Corning breast implant(s) were removed, and you receive(d) only *saline* breast implants, and have not received any *silicone gel* breast implants, then you are eligible for the Explant Payment.

DO NOT RETURN INSTRUCTIONS WITH FORM

For assistance or questions call the Claims Assistance Program Toll Free at 1-866-874-6099 or go to www.dcsettlement.com on the internet

4. WHAT TYPES OF DOW CORNING BREAST IMPLANTS ARE ELIGIBLE FOR THE \$5,000 EXPLANT PAYMENT?

The \$5,000 Explant Payment is available for the removal of Dow Corning saline, silicone gel and double lumen (gel/saline) breast implants.

5. CAN I RECOVER THE \$5,000 EXPLANT PAYMENT IF I HAVE TWO (2) SETS OF DOW CORNING BREAST IMPLANTS REMOVED AFTER 1990?

No, you cannot recover more than one (1) \$5,000 Explant Payment.

6. I CAN'T AFFORD TO HAVE MY DOW CORNING BREAST IMPLANTS REMOVED. IS THERE FINANCIAL AID AVAILABLE SO THAT I CAN GET THE IMPLANTS REMOVED?

Yes, there is an Explant Assistance Program that can assist you if you do not have the money to have your Dow Corning breast implants removed. To apply, check Box 2B on the Explant Payment Claim Form. The Settlement Facility will send you information about the Explant Assistance Program. *(Read Question Q6-15 in the Claimant Information Guide for more information.)*

7. WHAT IS THE DEADLINE TO SUBMIT MY EXPLANT PAYMENT CLAIM FORM AND MEDICAL RECORDS?

You must submit the Explant Payment Claim Form and medical records on or before ten (10) years after the "Effective Date." *(Read Question Q9-5 in the Claimant Information Guide for more information on the "Effective Date.")* Before a claim can be paid, you must also submit the Proof of Manufacturer Form (the blue edge) and acceptable proof that the removed implant(s) were made by Dow Corning.

8. WHAT IF I HAVE A PROBLEM OR RECEIVE A "DEFICIENCY NOTICE" ON MY EXPLANT CLAIM? IS THERE A DEADLINE TO SUBMIT ADDITIONAL DOCUMENTS TO CORRECT THE PROBLEM?

If there is a problem with either your Explant Payment Claim Form or medical records, you will receive a letter from the Settlement Facility informing you of the problem. *You will have six (6) months from the date of that letter to correct the problem.* If you do not correct the problem within this six (6) month period, then your explant claim will be rejected permanently. You will not be eligible to receive the \$5,000 Explant Payment. Because of this short time period to correct problems, it is important that you review your medical records carefully *before* you send them in for review.

If your medical records meet the proof requirement described in Questions 2 and 3 above, then you will receive a letter from the Settlement Facility informing you that your claim is approved. Approved claims will be paid after the Effective Date.

9. WHO CAN I CONTACT IF I HAVE A QUESTION OR NEED HELP?

The Claims Assistance Program is available to answer questions about how to complete the forms in your Claims Package including the Explant Payment Claim Form. They can also assist you with information on how to obtain the medical records and documents to support your claim. There is no charge to you for this service.

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