

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA

IN RE: PROPULSID PRODUCTS : MDL NO. 1355  
LIABILITY LITIGATION : SECTION "L"  
: JUDGE FALLON

STATUS REPORT OF SPECIAL MASTER

The following is a detailed report on the status of the claims that have been processed by the Special Master's office in Propulsid I.

**Enrollees in SM Database: 28,613**  
Claimants Received: -13,383  
Claimants Not Received: 15,230  
Claimants Dismissed: -11,061  
Claimants Not Received Remaining: 4,169\*

\*Many of such claimants are flagged in our database as Duplicate or Disqualified and will be addressed by the SM once all remaining claims received are cleared for defense briefing.

**Tier Claims:**  
Tier Claims Received: 4,847  
Tier Claims Dismissed: - 356  
Tier Claims to Panel: -2,422  
Tier Claims Remaining: 2,069\*

\*Anticipated that 90% of such claims will be considered "Expedited Claims".

**Medical Record Reimbursement Forms [Administrative Claims]:**

Administrative Claims Received: 8,536  
Administrative Claims Paid: -5,445  
Administrative Claims Remaining: 3,091\*

\*Anticipated that many of such claims will not qualify for the administrative payment.

**Claims Cleared for Defense Briefing:**

Tier Claims Received: 4,847  
Tier Claims Dismissed: - 356  
Tier Claims Cleared: -3,123\*  
Tier Claims Remaining: 1,368\*\*

\*Of this number, 2,422 briefs are received from defendant.

\*\*These claims have to be cleared for defense briefing.

***-Breakdown of Tier Claims:***

Tier I Claims Received: 720  
Tier I Claims Dismissed: -16  
Tier I Claims Cleared for defense briefing: -497  
Tier I Claims to be Cleared for defense briefing: 207

Tier II/III Claims Received: 4,127  
Tier II/III Claims Dismissed: - 340  
Tier II/III Claims Cleared for Defense Briefing: -2,626  
Tier II/III Claims to be Cleared for Defense Briefing: 1,161

Lafayette, Louisiana, this 13<sup>th</sup> day of November, 2008.

**/s/ PATRICK A. JUNEAU**  
**PATRICK A. JUNEAU, Bar # 07594**  
**Special Master**  
1018 Harding Street, Suite 202  
Lafayette, LA 70503  
Telephone: (337) 269-0052  
Facsimile: (337) 269-0061  
Email: paj@juneaulaw.com

**CERTIFICATE OF SERVICE**

I hereby certify that on November 13, 2008 the above and foregoing Status Report of Special Master was electronically filed with the Clerk of Court of the United States District Court of the Eastern District of Louisiana by using the CM/ECF system which will send a notice of electronic filing to all known parties and counsel of record who are participants. I further certify that I mailed or e-mailed the foregoing document and the notice of electronic filing to the following non-CM/ECF participants:

Charles F. Preuss  
Drinker, Biddle & Reath, LLP  
50 Fremont Street, 20<sup>th</sup> Floor  
San Francisco, CA 94105-2235

Thomas F. Campion  
Drinker, Biddle & Reath, LLP  
500 Campus Drive  
Florham Park, New Jersey 07932

**/s/ PATRICK A. JUNEAU**