

Deposit for Administrative Costs

DePuy has paid ten million dollars as required under the U.S. Program Agreement to make sure that the administrative costs of the Program are adequately funded; that money will be reimbursed according to the Agreement as awards start to be paid.

Registration

By Order of this Court, and parallel orders entered by the three coordinated state court jurisdictions, all claimants, whether revised or unrevised were required to register with the U.S. Program Claims Processor. As of this Report, 98.3% of the plaintiffs with cases pending in the MDL have registered; there are only 143 plaintiffs who have not complied with the Registration Order. The U.S. Program Claims Processor determined that well over half of the claimants who were registered in the Program are potentially eligible to participate in the U.S. Program based on the terms of the Settlement Agreement.

Enrollment

Of these claimants expected to be eligible, the vast majority, over 92%, have enrolled in the U.S. Program, which will fully resolve their pending claims.

Review of Claims and Payment of Awards

The Claims Processor is currently evaluating the claim forms and medical records of the enrolled claimants for their Part A and Part B (bilateral) awards. Award determinations are now being issued on a rolling basis. DePuy funded the first batch of awards over a week early and is in the process of reviewing the report on the second group. Award payments for Part A claims and bilateral awards should begin in the coming month and will continue on a rolling basis thereafter. The claim forms for Part B claims are due at the end of August, and awards for those claims will be made and processed at that time.

Special Masters

Pursuant to the private Master Settlement Agreement, the three Special Masters are meeting with claimants and their counsel on an on-going basis to ensure that all eligible claimants receive a full informed consent and have all their questions answered about the Program and the benefits of enrollment. The Special Masters remain available to any claimants and counsel who wish to participate in this process, and there is no charge for such services.

The parties jointly request an open court conference at the Court's earliest convenience.

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