

The GRAY Form is not subject to the May 3, 2003 deadline for filing your BLUE Form. However, you are encouraged to have a GRAY Form completed and signed by a qualified cardiologist and to file it with the Trust as soon as possible after receiving the results of your Echocardiogram. The Trust will notify you of any deadline set for the GRAY Form in the future.

c. Provision of the Trust's Screening Program Benefit

One of the Fund A benefits provided in the Settlement is the right to receive a free Echocardiogram and interpretive visit with a cardiologist in the Trust's **Screening Program**. Class Members seeking this benefit had to register by mailing a PINK Form or a BLUE Form to the Trust by August 1, 2002. The **Screening Period** ended on January 3, 2003.

On December 10, 2002, the Trial Court issued Memorandum and Pretrial Order No. 2677, approving the Fifth Amendment to the Settlement Agreement, in which the Parties agreed to extend, for qualifying Class Members only, the date by which the Trust shall provide the Screening Program benefit. A Class Member qualifies for this extension only if he or she timely registered for benefits by August 1, 2002, but did not obtain an Echocardiogram in the Trust's Screening Program by January 3, 2003. Such Class Member may obtain this benefit after the end of the Screening Period (if the Class Member meets the other eligibility criteria), but all such **Echocardiograms must be conducted no later than July 3, 2003**. If you received notice from the Trust that you are eligible for the Screening Program benefit, you must exercise diligence and schedule your Screening Program Echocardiogram as soon as possible. For more information on the consequences of failing to make a timely appointment, see Frequently Asked Question No. 7 in Section F of this Notice. You may read a copy of Pretrial Order No. 2677 at www.settlementdietdrugs.com.

A Class Member who is eligible to receive an Echocardiogram provided by the Trust in the Screening Program and who receives the Echocardiogram in the Screening Program on or after January 4, 2003, and no later than July 3, 2003, will be considered to have been diagnosed during the Screening Period for all purposes under the Settlement Agreement.

3. Processing of Fund A Claims

The Settlement Agreement establishes certain deadlines for the Trust's processing of Fund A claims. Faced with a large number of Forms filed on or before August 1, 2002, the Trust asked the Trial Court to suspend certain deadlines for the processing of Fund A Claims until May 1, 2003. On December 3, 2002, the Trial Court issued Memorandum and Pretrial Order No. 2663, which granted the Trust's request. The Trust must assign a unique identifying number to each claim and inform the Class Member, in writing, of this claim number within thirty days of receipt of the claim. However, the Trial Court suspended the Trust's deadline for reviewing the claim to determine if it is complete, as well as other claims processing activity relating to Fund A benefits, until May 1, 2003. Specifically, the Trial Court suspended the time periods of Sections VI.C.3.a(2)-(3), VI.C.3.g-l, VI.C.3.n, and parts of VI.C.3.a(4) of the Settlement Agreement until May 1, 2003. You may read a copy of Pretrial Order No. 2663 at www.settlementdietdrugs.com.