

Spencer Class Facility

*Important message regarding
your rights under the Polybutylene
Plumbing Class Action Lawsuits*

Dear Homeowner:

Thank you for your interest in the DuPont settlement of the nationwide class action of polybutylene plumbing systems in Alabama (**Spencer** et al v. Shell), which has received final court approval.

DuPont will make its settlement payment as follows:

You can apply to the Spencer Class Facility using the enclosed claim form. This facility has been established to administer the settlement. Under the terms of the **Spencer** settlement, DuPont will reimburse you for 10% of the cost of replacing a plumbing system of PB pipe connected with acetal plastic insert fittings and 10% of any unreimbursed past damages caused by leaks, if you have replaced the entire system.

DuPont will pay under this settlement if you replace your entire system within 15 years of its installation. This 15-year limitation period does not apply if you acquired your property after August 1, 1999 and you replaced your system by December 31, 2003. For complete details on the Spencer settlement, please review the enclosed Notice of Class Action Settlement.

The systems that are eligible for this recovery are plumbing systems made with PB pipe (which is normally gray) and acetal plastic insert fittings (which are normally gray). Please refer to the enclosed photo ID sheet that further describes the eligible PB plumbing system.

The Proof of Claim Form and instructions to make a claim are enclosed.
If you have questions, please contact us at:

Spencer Class Facility

(800) 490-6997

Or visit www.spencerclass.com

The Spencer Settlement has certain provisions that either exclude you or allows you the option to be excluded from the Settlement. Please review paragraphs 5, 7 and 9 of the enclosed Notice for details regarding your rights.

If you wish to file a claim to the Spencer Class Facility please follow the instructions enclosed. Call us at (800) 490-6997 if you have any questions.

The Spencer Class Facility
for the DuPont Settlement

Spencer Class Facility

Enclosed is the information that allows you to make a claim for reimbursement under the terms of the DuPont settlement of the **Spencer** class action litigation in Alabama.

The Spencer Class Facility has been established to administer the terms of the settlement. Please call (800) 490-6997 if you have any questions about eligibility or how to file a claim.

Before filling out the enclosed claim form, please review the following information. If the form is not properly completed, it could result in delays in the Spencer Class Facility providing the recovery you are due.

- **Review the enclosed photo I.D. sheets very carefully.** You must have had a polybutylene (PB) system that used the gray plastic insert fittings shown on the front page. There are several other types of fittings or connectors that are used with PB pipe that is not covered by this program. Those are shown on the enclosed photo I.D. sheets.

After 1991, most homes with polybutylene (PB) pipe used metal insert fittings to connect the pipe. Those fittings are among those not covered by this settlement.

- **Year PB installed:** In most cases, this is the date the home was built. In a few cases, an older home might have had its original plumbing system removed and then been replumbed using a PB/acetal (gray plastic) insert fitting system. In that case, use the date the PB system was installed. Please enclose documentation (e.g. closing papers, appraisal, mobile home registration, etc) that shows the date your home was built or date the PB system was installed.
- **Date of first leak:** If you have no documentation of the date of the first leak that occurred in the PB/acetal (gray plastic) insert fitting system, please estimate the month and year that it occurred to the best of your memory. If there was no leak, please enter “none”.

- **Documentation of replumb expenses:** The spaces allow for the possibility that you paid a plumber to do the actual replumb (replacement) and also paid a contractor to make repairs to the access damage. If you paid one contractor or plumber to do all the work, just fill out one column and complete the remaining questions.

The entire polybutylene (PB) system with acetal plastic insert fittings in your home must be replaced before you mail in your claim.

At the time of the replumb, have the plumber give you a bag of **all** the gray plastic insert fittings removed as well as a small section of PB pipe. Send us those parts as part of your claim.

- **Documentation of leak damages:** Please only make claims for damages which are the direct result of a leak in a PB/acetal (gray plastic) insert fitting plumbing system. You are only eligible to recover leak damage expenses if you have already replaced the entire PB plumbing system.
- Under the terms of the settlement, you are eligible to recover 10% of those expenses that you have not already received reimbursement for. Therefore, you must fill in all information regarding monies received from other sources. If there have been multiple leaks, please provide the requested information for each leak. Please be sure to enclose copies of all available documentation of your expenses. This will allow the Spencer Class Facility to administer your claim promptly.
- **Signature(s):** Please be sure the claim form is signed by **all** owners before it is mailed to the Spencer Class Facility. The claim cannot be processed without signature(s). If an unsigned claim form is received, it will have to be returned to you for signature, thus delaying the handling of your claim.

Please call the Spencer Class Facility at (800) 490-6997 if you have any questions about the settlement or how to fill out the claim form.

The Spencer Class Facility
for the DuPont Settlement

SPENCER CLASS ACTION SETTLEMENT

PROOF OF CLAIM FORM

To make a claim for the DuPont settlement of the Spencer class action, please complete a copy of this form, enclose documentation and plumbing system parts and mail to: Spencer Class Facility, P. O. Box 81448, Atlanta, GA 30366.

Fill out all information on both sides of this form.

- Are you the owner of a home or dwelling unit that has/had polybutylene (PB) pipe and acetal (gray plastic) insert fittings? _____ Yes _____ No
- Have you previously elected to be excluded ("opt-out") from the settlements? _____ Yes _____ No
- If yes, would you now like to elect to receive the benefits of the settlements? _____ Yes _____ No

Full name of owner _____
 Name of co-owner (e.g., spouse) _____

Mailing Address:

Street address _____
 City, County _____
 State, Zip _____
 Phone number (home)_____ (work)_____

E-mail address _____

**Property (Claim) Address:
(if different than Mailing Address)**

Street address _____
 City, County _____
 State, Zip _____

- Year the PB system installed, usually date built. (include documentation showing build date) _____
 - Year you purchased the home _____
 - Are you the original owner? _____ Yes _____ No
 - In what year did you experience the first leak (if any) in the PB plumbing system ? _____
 - Type of dwelling (town house, condo, mobile home, modular, single-family, etc.) ? _____
 - Have you received any settlement from litigation on any claim in connection with the PB system ? _____ Yes _____ No
 - Have you participated in a settlement with DuPont ? _____ Yes _____ No
- If yes to any of the above, please explain _____

SPENCER CLASS ACTION SETTLEMENT

IF you paid to completely replace a plumbing system with PB pipe and acetal (gray plastic) insert fittings as shown on the front page of the Photo ID sheet with another plumbing system, within 15 years of date installed, please complete the following:

- When was replacement ("replumb") completed ? (month/year) _____
- Name and address of contractor (Contractor) _____ (Plumber) _____
 and/or plumber who did the replumb? Street Address: _____
 City, state, zip: _____
 Phone number: _____
- Amount of money you paid contractor and/or plumber to do replumb? * _____
- Was this replumb paid for by the CPRC, PCG, or others? _____ Yes _____ No

IF you paid for repairs for damage to your property that was the direct result of a leak in the PB plumbing system **AND** you have replumbed the dwelling, please complete the following. (Do not ask for recovery for any expenses for which you have or will receive reimbursement from other sources.)

Year leak occurred: _____
 Total cost of repair expenses * _____
 Location of leak: _____
 Describe what leaked: _____
 Describe nature of resulting damage: _____

 Name of insurance carrier? _____
 Dollars you received from insurance? \$ _____
 Dollars you received from other sources? \$ _____
 Names of the other Sources (e.g., CPRC, PCG, etc.) _____

If additional leaks, attach the same information and documentation to this form for each leak.

*** Attach cancelled checks, original copies of contractor bills and replacement invoices, etc., to document your claim. Also enclose all of the grey plastic fittings and a sample of pipe removed at time of replumb.**

If you have any question(s) about completing this form, call the Spencer Class Facility at (800) 490-6997.

I/We certify that all of the information provided above and enclosed is true to the best of our knowledge. I/We agree that our unit can be inspected if requested by the claims facility at a time mutually convenient to both parties. Such inspections will typically be conducted prior to payment of any claim(s).

ALL INFORMATION MUST BE FILLED IN ABOVE BEFORE SUBMITTING CLAIM.

 Owner Signature (Date) Co-Owner (Spouse) Signature (Date)
 If property is a condo, also enclose signature of association officer: _____
 Association Officer (Date)

 Title