

# State Insulation Corporation Asbestos PI Trust

## **Notice of Availability of Claims Materials and Filing Deadlines**

Notice is hereby provided that the State Insulation Corporation Asbestos Personal Injury Trust (the “**Trust**”) is now accepting claims. As of October 31, 2016, the Trust has made available materials for filing a claim with the Trust. The claims materials include a proof-of-claim form, filing instructions, and the Trust’s Trust Distribution Procedures (“**TDP**”).

The claims materials are available at [www.stateinsulationasbestostrust.com](http://www.stateinsulationasbestostrust.com) or by contacting:

MFR Claims Processing, Inc.,  
115 Pheasant Run, Suite 112,  
Newtown, PA 18940  
(215) 702-8033  
sicinquiries@mfrclaims.com

## **Filing Deadlines**

The following is a summary of information relating to filing deadlines as set forth in the TDP. For further details on the requirements and deadlines to file a claim, claimants are advised to read the TDP. The TDP will control in the event of any inconsistency between the TDP and the information summarized here. All references to the “**Petition Date**” shall mean February 23, 2011. After a claim is filed, the processing of a claim may be deferred at the election of the claimant pursuant to Section 6.3 of the TDP.

### **Initial Claims Filing Deadline:**

In accordance with Section 5.1 of the TDP, **the Initial Claims Filing Deadline is October 31, 2017.** As prescribed by the TDP, all Trust Voting Claims must be filed with the Trust prior to the Initial Claims Filing Deadline, while certain other claims must be filed within three (3) years after the Initial Claims Filing Deadline.

### **Filing Deadline for Trust Voting Claims:**

**To timely submit a claim, a holder of a Trust Voting Claim must file the claim with the Trust on or before October 31, 2017.**

As set forth in Section 2.3 of the TDP, “**Trust Voting Claims**” includes (i) Pre-Petition Liquidated Claims and (ii) claims filed against a Debtor in the tort system prior to the applicable Petition Date; provided, however, that (1) the holder of a claim described in (i) or (ii) above, or his or her authorized agent, actually voted to accept or reject the Plan pursuant to the voting procedures established by the Bankruptcy Court, unless such holder certifies to the satisfaction of the Trustee that he or she was prevented from voting in this proceeding as a result of circumstances resulting in a state of emergency affecting, as the case may be, the holder’s residence, principal place of business or legal representative’s place of business at which the holder or his or her legal representative receives notice and/or maintains material records relating

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to his or her Trust Voting Claim; and provided further that (2) the claim was subsequently filed with the Trust by the Initial Claims Filing Deadline.

Pursuant to Section 5.2(a) of the TDP, “**Pre-Petition Liquidated Claims**” are claims that were liquidated by (i) a binding settlement agreement for the particular claim entered into prior to the Petition Date that is judicially enforceable by the claimant, (ii) a jury verdict or non-final judgment in the U.S. tort system obtained prior to the Petition Date, or (iii) a judgment in the U.S. tort system that became final and non-appealable prior to the Petition Date. To receive payment from the Trust, a holder of a Pre-Petition Liquidated Claim must submit all documentation necessary to demonstrate to the Trust that the claim was liquidated in the manner described in the preceding sentence, which documentation shall include (A) a court authenticated copy of the jury verdict (if applicable), a non-final judgment (if applicable) or a final judgment on the merits (if applicable) and (B) the name, social security number and date of birth of the claimant and the name and address of the claimant’s lawyer.

## **Filing Deadline for Claims diagnosed after the Petition Date (Feb. 23, 2011):**

As set forth in Section 5.1(a)(2) of the TDP, **any claim first diagnosed after the Petition Date, may be filed with the Trust within three (3) years after the date of diagnosis or within three (3) years after the Initial Claims Filing Deadline (i.e., it must be filed with the Trust by October 31, 2020), whichever occurs later.**

## **Filing Deadlines and Effect of Statutes of Limitation and Repose, and Tolling Events:**

All unliquidated claims must meet either (i) for claims first filed in the U.S. tort system against a Debtor prior to the Petition Date, the applicable federal or state statute of limitation or repose that was in effect at the time of the filing of the claim in the tort system, or (ii) for claims not filed against a Debtor in the U.S. tort system prior to the Petition Date, the applicable federal or state statute of limitation or repose that was in effect at the time of the filing with the Trust. The running of the relevant statute of limitation or repose, however, shall be tolled as of the earliest of (A) the actual filing of the claim against the Debtor prior to the Petition Date in the U.S. tort system; (B) the tolling of the claim against the Debtor prior to the Petition Date by an agreement or otherwise, provided such tolling was still in effect on the Petition Date; or (C) the Petition Date.

If a claim meets any of the tolling provisions described above and the claim was not barred by the applicable federal or state statute of limitation or repose at the time of the tolling event, it shall be treated as timely filed if it is actually filed with the Trust within three (3) years after the Initial Claims Filing Deadline (i.e., it must be filed with the Trust by October 31, 2020), except for Trust Voting Claims and claims first diagnosed after the Petition Date, the filing deadlines for which are discussed in the preceding paragraphs.