

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST [November 18, 2013]

## GENERAL INSTRUCTIONS

These Instructions apply to the Expedited Review Claim (“ERC”) and Individualized Review Claim (“IRC”) elections described in the Claims Resolution Procedures (“CRP”) governing the NGC Bodily Injury Trust (the “NGCBIT”).

Under ERC review, Asbestos Claims, if valid, are resolved and paid faster, and the claim process is less demanding than the Individualized Review Claim (“IRC”) process. The payments for ERC Injured Parties with allowed claims will be determined based on the court-approved values for each category of disease. These are approximately 50% of the historical settlement averages of Asbestos Claims Management Corporation, formerly known as National Gypsum Company, (“ACMC/NGC”) in the tort system and 50% of the Base Value of an allowed IRC. Injured Parties with allowed ERC claims will receive a single cash payment equal to the Allowed Liquidated Value (“ALV”) times the Payment Percentage in effect when the claim is allowed.

Under IRC review, more complex claims are resolved based on historical settlement averages of Asbestos Claims Management Corporation, formerly known as National Gypsum Company, (“ACMC/NGC”) in the tort system. The individualized and detailed examination of each IRC requires greater time and effort than each Expedited Review Claim (“ERC”), and for this reason all IRCs will be processed and paid after ERCs that are filed at the same time. The Baseline Allowed Liquidated Value (“ALV”) of an IRC, as approved by the bankruptcy court acting in ACMC’s chapter 11 case, is greater than the ALV of an ERC with identical facts; however, the proof required to demonstrate a claimant’s entitlement to an IRC allowance is greater than the proof required to demonstrate a claimant’s entitlement to the ERC value of that same claim. An IRC for a particular disease may be allowed at an ALV that may range from the ERC value for such disease to an amount that is approximately twice the Baseline ALV for that disease, or it may be disallowed entirely if the criteria for allowance of an IRC is not satisfied. To determine the appropriate ALV for a particular IRC, and therefore whether the allowed ALV for such claim should be higher or lower than the Baseline ALV, the NGCBIT will consider a submitted IRC in light of the key factors that historically impacted the amount paid by ACMC/NGC to resolve claims with similar characteristics in the tort system. This claim form provides the NGCBIT with the information necessary to properly evaluate these factors.

Once an ALV has been established for an IRC, the allowed claim will be paid on the timetable and in the percentage described on page 18 of these Instructions. Please consult page 17 for further information about payment of an allowed claim.

In these NGCBIT claim forms and instructions, the asbestos-containing materials supplied or manufactured by the National Gypsum Company, and allegedly the cause of the claims against ACMC/NGC, are referred to as “NGC asbestos products”.

Licensed attorneys may submit Claim Forms on behalf of their clients either in paper format or in electronic format. To submit Claim Forms, attorneys must first complete the Law Firm Registration process. Attorneys may access and submit the Law Firm Registration electronically by completing the form found on the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org), or alternatively, by requesting and submitting a written Law Firm Registration form to the NGCBIT claims professional named in the Contact Us section of these Instructions. See page 20. After the Law Firm Registration has been completed by the attorney and verified by the NGCBIT, the attorney will be able to set up additional attorneys and contacts for the firm. The attorney, or the specified contact person, may then access Claim Forms through the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org), and file such forms either in paper format or in electronic format. To identify the filing law firm, the law firm will select the attorney and the contact for each claim filed. The paper form may be copied for use on behalf of additional claimants.

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*Pro Se* claimants may submit a Claim Form. *Pro Se* claimants (or the representatives of such claimants) are not represented by an attorney who has completed the Law Firm Registration. *Pro Se* claimants must complete a paper claim form. Electronic filing is not available for *Pro Se* claimants. The heading of the claim form for *Pro Se* claimants will include the words “Pro Se Only”. This Pro Se Only Claim Form may be obtained upon written request to the NGCBIT claims professional named in the Contact Us section of these Instructions. See page 20. Certain sections of these Instructions are not applicable for *Pro Se* claimants. These are noted as follows: “*Not Applicable for Pro Se Claimants*”. *Pro Se* claimants should ignore these inapplicable sections of the Instructions.

## What Form Should I Use?

The NGCBIT only has one claim form for both ERC and IRC claims. Attorneys who have completed the Law Firm Registration, and who represent claimants suffering from an asbestos-related disease as a result of exposure to NGC asbestos products, should use the NGCBIT Claim Form. It must be indicated whether the claim is an ERC or IRC in the box located on the first page of the claim form. If IRC is the type of claim chosen, then Addendum B: Factors Worksheet must be completed. Any supporting documentation pertaining to the questions asked on Addendum B must also be provided. The *Pro Se* claimants suffering from an asbestos-related disease as a result of exposure to NGC asbestos products should use the NGCBIT Claim Form *Pro Se Only*.

An Injured Party **must submit** the appropriate, fully completed Claim Form, including all supporting information referenced in the form. Any Claim Form that is not complete when filed, or is missing any of the required supporting information, may be considered “incomplete” and subject to rejection unless the missing information or documents are provided in 365 days. The party submitting a Claim Form will be given notice of any deficiency by the NGCBIT and an opportunity to cure such deficiency.

## Whom Do I Contact for Assistance?

For a complete list of contacts, with telephone numbers and e-mail addresses see the Contact Us section of these Instructions on page 20.

## How to Qualify for a Settlement Offer:

To submit a valid bodily injury claim, an Injured Party **must provide**:

- a completed Claim Form; accompanied by
- supporting medical evidence diagnosing the Injured Party with a compensable disease in accordance with Section 3.11 Medical Proof of the NGCBIT CRP;
- exposure evidence supporting the Injured Party’s exposure to **NGC** asbestos products; and
- any other supporting documentation indicated in these Claim Form Instructions.

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## DETAILED INSTRUCTIONS FOR COMPLETION OF CLAIM FORM Claim Form – Part 1: INJURED PARTY INFORMATION

### Section 1.1:

Provide the name, home address and social security number of the Injured Party for whom the claim is being filed. A *Pro Se* claimant must also include the Injured Party's daytime phone number. If the Injured Party is deceased, a home address and telephone number are not required.

### Section 1.2:

Provide the Injured Party's Date of Birth.

### Section 1.3:

Indicate whether the Injured Party is living by checking "Yes" or "No." If the Injured Party is not living, provide the Injured Party's Date of Death. The death certificate must be provided if the Injured Party is deceased.

### Section 1.4:

If the Injured Party or the Injured Party's estate or heirs have a representative (the "Claimant Representative"), provide the Claimant Representative's name, address, and capacity (Executor, Attorney-in-Fact, Guardian, etc.) along with documentation that grants the Claimant Representative the authority to act on behalf of the Injured Party. This information must be provided even if the Claim Form is submitted by an attorney who has completed the Law Firm Registration.

*Pro Se* claimants must also provide the daytime phone number of the Claimant Representative, the Claimant Representative's relationship to the Injured Party (spouse, child, etc.); and documentation that grants the Claimant Representative the authority to act on behalf of the Injured Party.

## Claim Form - Part 2: ASBESTOS LITIGATION

Complete Sections 2.1 through 2.5 **only** if an asbestos personal injury lawsuit has been filed on behalf of the Injured Party or the estate or heirs of the Injured Party. The page(s) of the complaint, petition or cover page filed with the Court that contains the parties named, the Case Number and the date filed with the Court, **must be provided**. Please note that Sections 2.1, 2.2, 2.3 and 2.4 require information about any asbestos personal injury lawsuit even if it does not name ACMC/NGC. Section 2.5 is specific to asbestos personal injury lawsuits filed against ACMC/NGC.

This Asbestos Litigation information is important for properly determining the tolling period for the applicable Statute of Limitations.

### Section 2.1:

Provide the name of the court, the state in which the Injured Party's lawsuit was filed and the case number of the lawsuit.

### Section 2.2:

Provide the date the lawsuit was filed.

### Section 2.3:

Check the appropriate box indicating the current status of the Injured Party's lawsuit.

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## Section 2.4:

If the lawsuit has been concluded, provide the date the Injured Party released the last defendant from the lawsuit.

## Section 2.5:

If ACMC/NGC was a named defendant in the lawsuit described in Section 2.1, check the appropriate box identifying the status of the case against ACMC/NGC as of June 16, 2000. If the status "Dismissed without Prejudice" is checked, the date the suit was dismissed **must be provided**. If ACMC/NGC was not named, check "Not Named."

## **EVIDENCE REQUIRED TO ESTABLISH A COMPENSABLE ASBESTOS-RELATED DISEASE**

### **Claim Form - Part 3: MEDICAL HISTORY**

#### Section 3.1:

Provide the date of diagnosis for each disease claimed. The required medical documentation for each disease claimed **must be provided**.

**The NGCBIT Claims Resolution Procedures ("CRP") requires the submission of the following information to establish a compensable disease:**

#### **Medical Criteria**

An Injured Party submitting a claim to meet the Medical Criteria required for an allowed claim, **must:**

- (i) Provide a medical report from a Qualified Physician diagnosing an asbestos-related injury and additional proof, dependent upon the injury alleged, **AND**
- (ii) Demonstrate that at least 10 years elapsed between the date of first exposure to asbestos or asbestos-containing products and the diagnosis of an asbestos-related injury, **AND**
- (iii) Depending upon the asbestos-related disease alleged, meet the requirements listed for that disease in paragraph a. through f. below.

#### **a. Mesothelioma**

- (i) Diagnosis by a Qualified Physician referencing pathological findings of a board-certified pathologist of a malignant tumor caused or contributed to by exposure to asbestos originating in the mesothelia cells of the pleura, peritoneum or like tissue, **OR**
- (ii) a reasonably equivalent clinical diagnosis by a Qualified Physician in the absence of adequate tissue for pathological diagnosis.

#### **b. Lung Cancer**

- (i) Diagnosis by a Qualified Physician of a malignant primary bronchogenic tumor of any cell type caused or contributed to by exposure to asbestos.
- (ii) To qualify for compensation under this category, an Injured Party must demonstrate the existence of primary asbestos-related cancer of the lung and provide evidence related to **ONE** of the following criteria:

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- (1) Demonstration by medical report of the existence of **ONE** of the following:
  - (a) Bilateral interstitial lung disease, **OR**
  - (b) Unilateral pleural disease (plaques or thickening) of at least ILO Grade B in the absence of any other clinical explanation or bilateral pleural disease (thickening or plaques), **OR**
  - (c) Pathological evidence of asbestos; **OR**
- (2) Demonstration of at least ten (10) years of exposure to asbestos-containing materials in employment regularly requiring work in the immediate area of visible dust.

### c. Other Cancer

- (i) Diagnosis by a Qualified Physician of a malignant primary tumor of the colon, larynx, esophagus, pharynx, stomach or rectum caused or contributed to by exposure to asbestos; **AND**
- (ii) Demonstration, by a clinical or pathological medical report that meets the criteria for Non-Malignant I or Non-Malignant II, that the Injured Party has either a Non-Malignant I or Non-Malignant II disease.

### d. Non-Malignant I

Qualification as a Non-Malignant I allowed claim requires a diagnosis of a Non-Malignant I qualifying disease by a Qualified Physician based on **ONE** of the following:

- (i) Asbestosis I-A diagnosis requires **ONE** of the following:
  - (1) In the case of a deceased Injured Party, a diagnosis by or referencing a finding of a physician who is board-certified in the field of pulmonology or pathology that an asbestos-related disease was a substantial contributing cause of death,
  - (2) In the case of either a living or deceased Injured Party, a diagnosis requiring:
    - (a) A certified B-reader report or report from a Qualified Physician of chest x-rays showing small irregular opacities of ILO Grade 2/1 or greater, **AND**
    - (b) Pulmonary function testing that shows evidence of lung capacity of 70% or less based on acceptable measurements of FVC or TLC.
- (ii) Asbestosis I-B diagnosis requires **ONE** of the following minimum objective criteria:
  - (1) A certified B-reader report or report from a Qualified Physician of chest x-rays showing small irregular opacities of ILO Grade 1/0 or greater; **AND**  
Pulmonary function testing that shows **ONE** of the following:
    - (a)  $FVC < 80\%$  of predicted with  $FEV_1/FVC \geq 72\%$  (actual value) [65% if  $\geq 68$  years old]; **OR**
    - (b)  $TLC < 80\%$  of predicted; **OR**

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- (c)  $FEV_1/FVC \geq 72\%$  (actual value) [65% if  $\geq 68$  years old] with DLCO  $< 76\%$  of predicted, **OR**
  - (d)  $FVC \leq 80\%$  of predicted with bilateral basilar crackles, in the absence of any other clinical explanation.
- (2) A statement by a board-certified pathologist that more than one representative section of lung tissue otherwise uninvolved with any other process (e.g., cancer or emphysema) demonstrates bilateral interstitial fibrosis or a pattern of peribronchiolar or parenchymal scarring in the presence of characteristic asbestos bodies.
- (iii) Diffuse Pleural Thickening I requires:
- (1) A certified B-reader report or report from a Qualified Physician of chest x-rays showing small irregular opacities of ILO Grade B-2 or C-I or higher; **AND**
  - (2) Pulmonary function testing that shows **ONE** of the following:
    - (a)  $FVC < 80\%$  of predicted with  $FEV_1/FVC \geq 72\%$  (actual value) [65% if  $\geq 68$  years old]; **OR**
    - (b)  $TLC < 80\%$  of predicted.

### e. Non-Malignant II

Qualification as a Non-Malignant II allowed claim requires a diagnosis of a Non-Malignant II qualifying disease by a Qualified Physician based on **ONE** of the following:

- (i) Asbestosis II requires a certified B-reader report or report from a Qualified Physician of chest x-rays showing small irregular opacities of International Labor Organization (“ILO”) Grade 1/0 or greater for an Injured Party who does not meet the pulmonary function testing requirement of Asbestosis I, **OR**
- (ii) Pleural Thickening II requires a certified B-reader report or report from a Qualified Physician of chest x-rays of ILO Grade B-2 or C-I or higher for an Injured Party who does not meet the pulmonary function testing requirement of Pleural Thickening I.

### f. Non-Malignant III

**Non-Malignant III claims may only be filed as an ERC.**

Qualification as a Non-Malignant III allowed claim requires a diagnosis of a Non-Malignant III qualifying condition by a Qualified Physician based on a certified B-reader report that demonstrates **ONE** of the following:

- (i) Fibrosis III requires a certified B-reader report or report from a Qualified Physician of chest x-rays that demonstrates an asbestos-caused abnormality that is less than International Labor Organization (“ILO”) Grade 1/0; **OR**
- (ii) Pleural Changes III requires documentation of bilateral pleural condition (plaques or thickening) diagnosed on the basis of x-ray, Computed Tomography (“CT”) scan, HRCT scan or pathological evidence.

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## Claim Form - Part 4: MESOTHELIOMA INFORMATION

If Mesothelioma is the disease claimed, Section 4.1 must be completed.

### Section 4.1:

Check the appropriate box identifying the percentage of the Injured Party's exposure to **NGC** asbestos product(s) as compared to total exposure to **all** asbestos product(s).

If the percentage of the Injured Party's exposure to **NGC** asbestos product(s) is more than 25%, provide a list of all co-defendants and the respective percentage of exposure for each, or provide other evidence to support the higher percentage of exposure to **NGC** asbestos product(s). Other evidence could include deposition testimony, trial testimony, answers to interrogatories, or specific affidavit testimony.

### **EVIDENCE REQUIRED TO ESTABLISH EXPOSURE TO ASBESTOS:**

The Injured Party submitting a Non-Mesothelioma claim must demonstrate a minimum of 5 years exposure on a regular basis to **any** asbestos-containing product(s), including at least 6 months of exposure on a regular basis to asbestos-containing product(s) supplied or manufactured by **NGC**. The Injured Party submitting a Mesothelioma claim must demonstrate exposure on a regular basis to asbestos-containing product(s) supplied or manufactured by **NGC** which may be less than 6 months.

For all claims, this exposure could have occurred while the exposed person was engaged in carrying out occupational (job-related) responsibilities or avocational (non-job-related) pursuits or, in the case of a spouse or household member of a person having such exposure, as secondary exposure to such person. The exposure must have occurred in proximity to where the exposed person actually worked or, in the case of avocational exposure, in proximity to where the avocational pursuits were performed. An Injured Party claiming secondary exposure must demonstrate equivalent exposure to an occupationally exposed person. Please refer to the Restated Exposure Policies documents (as revised November 18, 2013) for details regarding the exposure requirements.

If the Injured Party is deceased or incompetent, the Claimant Representative, through an affidavit and supporting documentation, may satisfy the exposure requirement by providing proof that the Injured Party was exposed to asbestos or asbestos-containing products and worked in one of the Presumptive Occupations for at least five (5) years on a regular basis. The Presumptive Occupations are Acoustics Worker (code 1), Drywaller/Sheetrocker (code 23), Lather (code 42) and Plasterer (code 61). Please refer to the Restated Exposure Policies documents (as revised November 18, 2013) for details regarding this presumption.

If the exposure requirements are not met, the claim will be determined to be deficient and will be disallowed unless the deficiency is cured. The party submitting a complete Claim Form will be given notice of any deficiency by the NGCBIT and an opportunity to cure such deficiency.

## Claim Form - Part 5: EXPOSURE TO ASBESTOS

This part **must be completed** only if the Injured Party's asbestos-related disease is a result of direct asbestos exposure, as opposed to exposure through some other person. If the Injured Party's exposure is through another person, complete Part 6: EXPOSURE THROUGH AN OCCUPATIONALLY EXPOSED PERSON.

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## Exposure to Any Asbestos Product(s):

### Section 5.1:

Provide the following information relating to the Injured Party's exposure of at least 5 years to **any** asbestos product(s) on a regular basis. For Mesothelioma claims, provide the following information relating to the Injured Party's exposure to **any** asbestos product(s) on a regular basis which may be less than 5 years.

### Section 5.1.1:

Provide the Injured Party's date of first direct exposure to **any** asbestos product(s), not exclusively to **NGC** asbestos product(s).

### Section 5.1.2:

Provide the Injured Party's date of last direct exposure to **any** asbestos product(s), not exclusively to **NGC** asbestos product(s).

## Exposure to NGC Asbestos Product(s):

The Injured Party must have at least 6 months direct exposure on a regular basis to **NGC** asbestos product(s). For Mesothelioma claims the Injured Party must have exposure to **NGC** asbestos product(s) on a regular basis which may be less than 6 months.

### Section 5.2:

Provide the State in which the Injured Party had the most significant exposure to **NGC** asbestos product(s).

### Sections 5.3 – 5.14:

Provide the following information relating to the Injured Party's direct exposure to **NGC** asbestos product(s) while performing job-related or avocational duties. Occupational exposure is defined as exposure through job-related activities. Avocational exposure is defined as exposure through non-job related activities. Exposure on an avocational basis will be converted to an equivalent based on full-time occupational exposure. *Please note sections 5.6 - 5.11 do not apply to avocational exposure.*

### Section 5.3:

Check the appropriate box indicating the Type of Exposure: Occupational, Exposure Presumption or Avocational from which the Injured Party was exposed to **NGC** asbestos product(s). More than one type of exposure should not be combined into one exposure record. For additional exposure records, please complete **Addendum A: Additional Exposure to NGC Asbestos Product(s)**. The Addendum may be obtained by contacting the Facility or downloading it from the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org).

Sections 5.4 – 5.14 must be completed for each claimed exposure to NGC asbestos product(s).

## Exposure to NGC Asbestos Product:

### Section 5.4:

Provide the code for the **NGC** asbestos product to which the Injured Party was exposed while working at the jobsite named in 5.6. Refer to Exhibit C of these Instructions or the Documents page on the NGC website ([www.ngcbitrust.org](http://www.ngcbitrust.org)) for a complete list of the NGC ACM product codes. If the Injured Party was exposed to more than one **NGC** asbestos product, Sections 5.4 – 5.14 will need to be completed for each NGC ACM product.

### Section 5.5:

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Provide specific dates of the installation of the claimed **NGC** asbestos product at the jobsite named in 5.6.

### **Injured Party NGC Asbestos Product Jobsite Information:**

#### Section 5.6:

Provide the jobsite, city and state where the Injured Party worked when exposed to the claimed **NGC** asbestos product. *This section is not applicable for avocational exposure.*

#### Sections 5.7 and 5.8:

Provide the name of the building, at the jobsite named in 5.6, where the Injured Party was exposed to the claimed **NGC** asbestos product. The name, number or other designation of the specific building should be provided when the jobsite has more than one building. In addition, the area within the specific building should be provided when the Injured Party was exposed to the claimed **NGC** asbestos product after completion of the original construction of the building and i) the building has multiple uses (for example, office and manufacturing) or limited access (a multi-tenant office building), or (ii) there is a new installation of **NGC** asbestos product in the building after the original construction. *This section is not applicable for avocational exposure.*

### **Injured Party Exposure Information:**

#### Section 5.9:

Provide the name of the employer for whom the Injured Party worked when exposed to the claimed **NGC** asbestos product at the jobsite specified in 5.6. *This section is not applicable for avocational exposure.*

#### Section 5.10:

Provide the code for the industry in which the Injured Party worked when exposed to the claimed **NGC** asbestos product at the jobsite specified in 5.6. Refer to Exhibit B of these Instructions for a complete list of the industry codes. If "20 – Other" from Exhibit B is chosen, a description of the industry **must be specified** in the space provided. *This section is not applicable for avocational exposure.*

#### Section 5.11:

Provide the code for the occupation in which the Injured Party worked when exposed to the claimed **NGC** asbestos product while working at the jobsite named in 5.6. Refer to Exhibit A of these Instructions for a complete list of the occupation codes. If "84 – Other" from Exhibit A is chosen, a description of the occupation **must be specified** in the space provided. *This section is not applicable for avocational exposure.*

#### Section 5.12:

Provide the period during which the Injured Party was exposed to the claimed **NGC** asbestos product while working at the jobsite named in 5.6.

#### Section 5.13:

Check the appropriate box indicating the Time of Exposure which is when the Injured Party was exposed to the claimed **NGC** asbestos product at the jobsite named in 5.6. The Injured Party's time of exposure should be (i) During Installation which is exposure to the a **NGC** asbestos product during the period of installation of that **NGC** asbestos product; (ii) Post-Installation to Friable **NGC** ACM which is exposure to a Friable **NGC** asbestos product after it was installed and through 1981; **or** (iii) During Removal, Rip-out or Other Disturbance to Non-Friable **NGC** ACM which is exposure to a **NGC** asbestos product during removal,

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rip-out or other disturbance after installation through 1981. For each Time of Exposure, installation of the claimed **NGC** asbestos product must be established at the jobsite named in 5.6.

### Section 5.14:

Provide a description of how the Injured Party identified and was exposed to the claimed **NGC** asbestos product while working at the jobsite named in 5.6 during the claimed Time of Exposure.

The total amount of exposure to **NGC** asbestos product(s) will be a factor in valuing the Injured Party's **IRC**. If the Injured Party had exposure to **NGC** asbestos product(s) in addition to that claimed in 5.3 – 5.14, complete **Addendum A: Additional Exposure to NGC Asbestos Product(s)** for additional jobsites. For each additional claimed jobsite, Time of Exposure, installation of the claimed **NGC** asbestos product and other required information must be established. The Addendum may be obtained by contacting the Facility or downloading from the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org).

### **Claim Form - Part 6: EXPOSURE THROUGH AN OCCUPATIONALLY EXPOSED PERSON**

This part **must be completed** only if the Injured Party is claiming that his/her asbestos-related disease is a result of asbestos exposure through an Occupationally Exposed Person ("OEP"). If the Injured Party is also claiming that his/her asbestos-related disease is a direct result of his/her own occupational exposure, then Part 5: EXPOSURE TO ASBESTOS of the Claim Form **must also be completed** to reflect that occupational exposure. If the Injured Party claims to have been exposed to asbestos product(s) through more than one OEP, the Injured Party **must complete** a separate Part 6 for each OEP. Please copy the page if additional OEPs are claimed.

For Non-Mesothelioma claims, an Injured Party, claiming exposure through an OEP, must demonstrate at least 5 years of asbestos exposure on a regular basis through the OEP. The Injured Party must also establish that the OEP would satisfy the exposure requirements that would be applicable if the OEP filed a claim with the NGCBIT, including the requirement that the OEP has been exposed for at least six months to **NGC** asbestos product(s) on a regular basis. For Mesothelioma claims, an Injured Party, claiming exposure through an OEP, must demonstrate exposure to **NGC** asbestos product(s) on a regular basis which may be less than 6 months. The OEP's exposure to **NGC** asbestos product(s) must have occurred within the same time frame that the Injured Party was exposed through the OEP. Provide the following information to enable the NGCBIT to determine whether these requirements are satisfied.

### Section 6.1:

The Injured Party must have at least 5 years exposure on a regular basis to **any** asbestos product(s) (at least 6 months to **NGC** asbestos product(s)) through the OEP identified in 6.3. For Mesothelioma claims, the Injured Party must have exposure through the OEP to **NGC** asbestos product(s) on a regular basis which may be less than 6 months.

### Section 6.1.1:

Provide the Injured Party's date of first asbestos exposure, through the OEP, to **any** asbestos product(s), not exclusively to **NGC** asbestos product(s).

### Section 6.1.2:

Provide the Injured Party's date of last asbestos exposure, through the OEP, to **any** asbestos product(s), not exclusively to **NGC** asbestos product(s).

### Section 6.1.3:

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Provide a description of the Injured Party's asbestos exposure, through the OEP, that is alleged to be the cause of the Injured Party's asbestos-related disease.

### Section 6.2:

Provide the State in which the Injured Party had the most significant exposure to **NGC** asbestos product(s) through the OEP.

### **OEP's Exposure to Any Asbestos Product(s):**

The OEP must have at least 5 years exposure on a regular basis to **any** asbestos product(s) (at least 6 months exposure to **NGC** asbestos product(s)). Provide the following information for which the OEP claims exposure to **any** asbestos product(s).

### Section 6.3:

Provide the name of the OEP who exposed the Injured Party to **any** asbestos product(s).

### Section 6.4:

Provide the following information relating to the OEP's exposure of at least 5 years on a regular basis to **any** asbestos product(s) during the period of exposure in 6.1. The Injured Party's answers to these questions must include information about the circumstances under which the OEP was exposed to **any** asbestos product(s) during the time period in which the Injured Party was exposed, through the OEP, as reflected in the Injured Party's response to Section 6.1.

#### Section 6.4.1:

Provide the date for which the OEP's direct occupational asbestos exposure on a regular basis, which includes the period of exposure in 6.1, first began.

#### Section 6.4.2:

Provide the date for which the OEP's direct occupational asbestos exposure on a regular basis, which includes the period of exposure in 6.1, last occurred.

### **OEP's Exposure to NGC Asbestos Product(s):**

The OEP must have at least 6 months direct occupational exposure on a regular basis to **NGC** asbestos product(s). For Mesothelioma claims, the OEP must have exposure to **NGC** asbestos product(s) on a regular basis which may be less than 6 months. Provide the following information for which the OEP claims exposure to **NGC** asbestos product(s).

### Sections 6.5 – 6.15:

Provide the following information relating to the OEP's direct exposure to **NGC** asbestos product(s) while performing job-related duties. The Injured Party's answers to these questions must explain where, when and how, during the Injured Party's exposure period to the OEP as reflected in Section 6.1, the OEP was exposed to **NGC** asbestos product(s) on a regular basis.

Sections 6.5 – 6.15 must be completed for each claimed exposure to NGC asbestos product(s).

### **Exposure to NGC Asbestos Product:**

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## Section 6.5:

Provide the code for the **NGC** asbestos product to which the OEP was exposed while working at the jobsite named in 6.7. Refer to Exhibit C of these Instructions or the Documents page on the NGC website ([www.ngcbitrust.org](http://www.ngcbitrust.org)) for a complete list of the NGC ACM product codes. If the OEP was exposed to more than one NGC asbestos product, Sections 6.5 – 6.15 will need to be completed for each NGC ACM product.

## Section 6.6:

Provide specific dates of the installation of the claimed **NGC** asbestos product at the jobsite named in 6.7.

### **OEP NGC Asbestos Product Jobsite Information:**

## Section 6.7:

Provide the jobsite, city and state where the OEP worked when exposed to the claimed **NGC** asbestos product.

## Sections 6.8 and 6.9:

Provide the name of the building, at the jobsite named in 6.7 above, where the OEP was exposed to the claimed **NGC** asbestos product. The name, number or other designation of the specific building should be provided when the jobsite has more than one building. In addition, the area within the specific building should be provided when the OEP was exposed to the claimed **NGC** asbestos product after completion of the original construction of the building and i) the building has multiple uses (for example, office and manufacturing) or limited access (a multi-tenant office building), or (ii) there is a new installation of **NGC** asbestos product in the building after the original construction.

### **OEP Exposure Information:**

## Section 6.10:

Provide the name of the employer for whom the OEP worked when exposed to the claimed **NGC** asbestos product at the jobsite specified in 6.7.

## Section 6.11:

Provide the code for the industry in which the OEP worked when exposed to the claimed **NGC** asbestos product at the jobsite specified in 6.7. Refer to Exhibit B of these Instructions for a complete list of the industry codes. If “20 – Other” from Exhibit B is chosen, a description of the industry **must be specified** in the space provided.

## Section 6.12:

Provide the code for the occupation in which the OEP worked when exposed to the claimed **NGC** asbestos product while working at the jobsite named in 6.7. Refer to Exhibit A of these Instructions for a complete list of the occupation codes. If “84 – Other” from Exhibit A is chosen, a description of the occupation **must be specified** in the space provided.

## Section 6.13:

## INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

Provide the period during which the OEP was exposed to the claimed **NGC** asbestos product while working at the jobsite named in 6.7.

### Section 6.14:

Check the appropriate box indicating the Time of Exposure which is when the OEP was exposed to the claimed **NGC** asbestos product at the jobsite named in 6.7. The OEP's time of exposure should be (i) During Installation which is exposure to the a **NGC** asbestos product during the period of installation of that **NGC** asbestos product; (ii) Post-Installation to Friable NGC ACM which is exposure to a Friable NGC asbestos product after it was installed and through 1981; **or** (iii) During Removal, Rip-out or Other Disturbance to Non-Friable NGC ACM which is exposure to a NGC asbestos product during removal, rip-out or other disturbance after installation through 1981. For each Time of Exposure, installation of the claimed **NGC** asbestos product must be established at the jobsite named in 5.6.

### Section 6.15:

Provide a description of how the OEP identified and was exposed to the claimed **NGC** asbestos product while working at the jobsite named in 6.7 during the claimed Time of Exposure.

The total amount of exposure to **NGC** asbestos product(s) will be a factor in valuing the Injured Party's **IRC**. If the Injured Party had exposure to **NGC** asbestos product(s) in addition to that claimed in 6.5 – 6.15, complete **Addendum A: Additional Exposure to NGC Asbestos Product(s)** for additional jobsites. For each additional claimed jobsite, Time of Exposure, installation of the claimed **NGC** asbestos product and other required information must be established. The Addendum may be obtained by contacting the Facility or downloading from the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org).

### **Claim Form – Part 7: EXPOSURE AND CLAIM FORM CERTIFICATION**

The Injured Party's exposure to asbestos product(s) must be demonstrated by completing and executing Part 7 and providing one or more items of documentation supporting that exposure.

The NGCBIT reserves the right to request further information as provided by the Claims Resolution Procedures.

### Section 7.1:

The Injured Party, the Claimant Representative, or an Attorney, must execute the EXPOSURE AND CLAIM FORM CERTIFICATION section, and provide one or more of the documents listed in Section 7.1 of the claim form as proof of exposure. If deposition transcripts and/or interrogatory answers are used as proof of exposure, the Injured Party must submit a list of the pertinent pages containing testimony or answers concerning the Injured Party's work history. If the Injured Party was exposed through an OEP and deposition transcripts and/or interrogatory answers are used as proof of exposure, the Injured Party must submit a list of the pertinent pages containing testimony or answers concerning the OEP's work history and the pertinent pages containing testimony or answers concerning the Injured Party's exposure to the OEP.

### Section 7.2:

Check the appropriate box to identify the person who is certifying the Claim Form.

The first part of Section 7.2 may only be completed by the Injured Party or the Claimant Representative. Attorneys submitting this Claim Form, on behalf of the Injured Party or Claimant Representative, must complete the second part of Section 7.2.

### **Claim Form – Part 8: ATTORNEY CERTIFICATION AND WARRANTY OF CLAIMANT REPRESENTATIVE'S AUTHORITY (Not Applicable for Pro Se Claimants)**

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

This Part 8 is to be completed by an attorney who has completed the Law Firm Registration and submits a Claim Form on behalf of a Claimant Representative. If this Claim Form is not submitted by an attorney on behalf of a Claimant Representative, skip Part 8. If the person filing this claim is a *Pro Se* claimant and **not** represented by an attorney who completed the Law Firm Registration, the proper claim form should not contain Part 8: ATTORNEY CERTIFICATION AND WARRANTY OF CLAIMANT REPRESENTATIVE'S AUTHORITY.

An attorney who has completed the Law Firm Registration and submits a Claim Form on behalf of a Claimant Representative **must provide** evidence of the Claimant Representative's authority to submit the Injured Party's claim. Acceptable evidence of such authority is completion of this Part 8 or submission of the Affidavit & Indemnity described below. This section must be executed by the attorney filing the claim only if (i) the Injured Party has a Claimant Representative and (ii) the Affidavit & Indemnity or other underlying documents establishing the Claimant Representative's capacity to submit the Injured Party's claim is not submitted with the Claim Form.

By executing this section, the attorney certifies and warrants that this claim is filed by the Claimant Representative on behalf of the Injured Party and that the Claimant Representative is authorized by law to file this claim on behalf of the Injured Party. By executing this certification and warranty, the attorney filing this claim assumes the legal responsibility to determine the Claimant Representative's authority to file this claim on behalf of the Injured Party.

Alternatively, if the attorney is unwilling to certify as to the Claimant Representative's authority, the attorney may cause the Claimant Representative to complete the Affidavit & Indemnity provided on the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org), under Documents, or request the Affidavit & Indemnity from the NGCBIT Claims Facility. See the Contact Us list on page 20 of these Instructions.

## **Claim Form – Addendum A: Job-Related Exposure: Occupation & Industry Pairs**

Provide additional exposure information in which the Injured Party or OEP worked while exposed to **NGC** asbestos product(s). Due to its impact on the pricing of an **IRC**, provide all exposure information in which the Injured Party worked while exposed to NGC asbestos product(s). Copy Addendum A, if necessary.

## **Claim Form – Addendum B: Factors Worksheet**

If IRC is the type of claim chosen on the first page of the claim form, Addendum B must be completed. Addendum B includes information in relation to factors used in the pricing of an **IRC**. Supporting documentation must be provided where indicated.

## **Part B1: DEPENDENT INFORMATION**

The number of dependents is required for **IRC** pricing. In the event more than 4 dependents are claimed, the NGC Bodily Injury Trust Claimed Dependents Form must be completed. The form may be obtained from the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org), or by request from the NGCBIT Claims Facility.

### Section B1.1:

Provide the Injured Party's total number of dependents. For the purposes of filing an NGC claim, this number must be consistent with the number of dependents claimed on the Injured Party's federal tax return for the year prior to the filing date of this claim.

## **Part B2: SMOKING HISTORY**

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

The Injured Party's smoking history is required for **IRC** pricing. The smoking history provided will be compared to any smoking history found in the medical documentation. If the medical documentation smoking history differs, the claim will be processed according to the smoking history documented by the medical documentation.

## Section B2.1:

Check the appropriate box identifying whether the Injured Party 'Never Smoked', 'Formerly Smoked' or 'Currently Smokes' as of the date this claim is being filed (or, if the Injured Party is deceased, as of the date of death). If 'Formerly Smoked' is checked, information regarding the number of years that the Injured Party smoked, the average number of packs smoked per day, and date last smoked **must be provided**. If 'Currently Smokes' is checked, information regarding the number of years that the Injured Party smoked and the average number of packs smoked per day **must be provided**.

## **Part B3: MEDICAL AND BURIAL EXPENSES**

Claiming medical and burial expenses is optional for an **IRC**. If the Injured Party is claiming medical and burial expenses exceeding \$100,000, net of reimbursements and insurance, directly attributable to the claimed asbestos-related disease, documentation must be submitted substantiating the entire amount of the claimed expenses, including reimbursements and unreimbursed, out-of-pocket expenses. Undocumented or incomplete items will not be considered.

## Section B3.1:

Provide the total **medical** expenses, net of reimbursements and insurance, as of the date this claim is filed.

## Section B3.2:

Provide the total **burial** expenses, if applicable, net of reimbursements and insurance, as of the date this claim is filed.

## **Part B4: ECONOMIC LOSS**

Claiming economic loss is optional for an **IRC**. Economic losses are defined as lost wages and earnings directly attributable to the claimed asbestos-related disease. If the Injured party is claiming Economic Losses exceeding \$200,000, documentation must be submitted substantiating the entire amount of the claimed losses commencing on the date of diagnosis to the date determined by the Social Security Administration that the claimant would be eligible for full benefits. The Facility accepts an economist report or the NGCBIT Individualized Review Economic Loss Verification Form, provided on the Documents page of the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org). Supporting documentation submitted must also include Social Security Administration Report of Earnings covering the period from diagnosis until the claim is filed.

## Section B4.1:

Provide the total **gross** economic loss as of the date this claim is filed.

## **STATUTE OF LIMITATIONS**

### **Deadline for Filing Malignant Disease Claims:**

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

Subject to the tolling provisions set forth below, the deadline for filing Malignant Disease Claims is set forth below:

**If Claimant's Diagnosis and Date of Death is prior to June 16, 1997:**

Applicable federal, state and foreign statute of limitations and repose for the Applicable Jurisdiction (as defined below).

**If Claimant's Diagnosis or Date of Death is after June 16, 1997:**

Three (3) years after the date of death.

**Deadline for Filing Non-Malignant Disease Claims:**

Subject to the tolling provisions set forth below, the deadline for filing Non-Malignant Disease Claims is set forth below:

**If Claimant's diagnosis was made prior to June 16, 2000:**

Applicable federal, state and foreign statute of limitations and repose for the Applicable Jurisdiction (as defined below).

**If Claimant's diagnosis was made on or after June 16, 2000:**

Three years after the later of:

- 1) Expiration of the tolling period (as described below), or
- 2) The date of diagnosis of the asbestos-related disease for which the claim is filed.

Applicable Jurisdiction is defined as follows:

- 1) The law of the state where the claimant has filed a lawsuit against ACMC or a co-defendant seeking recovery of an Asbestos Claim, or
- 2) In the event no such lawsuit has been filed, the law of the state in which the claimant was exposed to ACMC products or the state where the claimant resides.

**Tolling Periods**

The filing deadlines set forth above shall be tolled for the following periods:

- 1) For claims diagnosed prior to June 16, 2000:  
Tolling Period is from June 16, 2000 through November 30, 2004
- 2) For claims diagnosed on or after June 16, 2000:  
Tolling Period is from June 16, 2000 through March 31, 2005
- 3) For claims filed after September 5, 2012 through March 31, 2014:  
Tolling Period is from September 6, 2012 through March 31, 2014
- 4) For Asbestos Claims filed against another defendant in the tort system:  
Tolling Period is from the date such claim was filed in the tort system through the date the claim is resolved, either through litigation or settlement

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

- 5) For Asbestos Claims filed with the NGC Bodily Injury Trust:  
Tolling Period is from the date a claim is filed with the Trust until (i) 180 days after determination is made to the Claimant by the Trust or (ii) 90 days after the claimant rejects the award rendered in non-binding arbitration.

## **PAYMENTS**

The NGCBIT shall make payments to holders of valid Asbestos Claims as funds become available and as Asbestos Claims are liquidated, while maintaining sufficient resources to pay future valid Asbestos Claims on a substantially equivalent basis.

The NGCBIT will only be able to pay Claimants a percentage (the "Payment Percentage") of the ALV of their claim. The baseline for payment offers for both ERCs and IRCs will be the Allowed Liquidated Values ("ALV") established by the Claims Resolution Procedures, as set forth below.

The ALV for ERCs is 50% of the Baseline ALV for the allowed disease category. The discount has been applied because ERCs will be paid by the NGCBIT more quickly than such Asbestos Claims would be paid in the tort system; and the claims processing is less demanding than the Individualized Review Process. The ERC Payment for each claim will be the ALV for ERCs reflected in the schedule below multiplied by the current NGCBIT Payment Percentage as of the date of the allowance of the claim. A single payment will be made as soon as practicable after receipt, review and allowance of the completed Claim Forms and receipt of a fully executed release.

Valuation guidelines developed by the Trustees will be used by the NGCBIT to determine specific ALVs for IRCs. The resulting rules will be a multi-dimensional range of values based on claim characteristics that have historically influenced claim values paid by ACMC/NGC. While the NGCBIT will neither have nor follow a published claim matrix, the Injured Party characteristics that will be considered in determining the proper ALV for an IRC may include, but will not be limited to: occupation, Applicable Jurisdiction, confirmed injury, age, seriousness of the disease within the disease category, definite, prolonged exposure to ACMC/NGC Products, economic losses, medical and burial expenses, number of dependents, x-ray and diagnostic test findings, medical signs and symptoms, and smoking history (the "Individual Factors").

The amounts shown for each disease category on the ALV schedules establish the Baseline ALVs. Given the nature of the IRC methodology, it is possible that, due to the presence and severity of Individual Factors applicable to Allowed IRCs in a particular year, the average ALVs in that particular year may be higher or lower than the Baseline ALV for a particular disease.

All holders of allowed claims will be paid the ALV of their claim multiplied by the then current NGCBIT Payment Percentage. A single payment will be made as soon as practicable after receipt, review and allowance of the completed Claim Forms and receipt of a fully executed release.

## **SETTLEMENTS OFFERS BASED ON ALLOWED LIQUIDATED VALUES**

The NGCBIT will offer to liquidate the value of each Claim based on the ALVs established by the Claims Resolution Procedures ("CRP") for each scheduled disease. The Baseline and Minimum ALV for both ERCs

## INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

and IRCs, by disease category, is set forth below. The Maximum ALV of IRCs is generally two times the Baseline IRC for the applicable disease category. Extraordinary Claims may be allowed at up to four times the ALV, as reflected in the table below. The IRC Claim Form is not used to request consideration as an Extraordinary Claim. Please consult the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org), to determine the requirements for the filing of an Extraordinary Claim.

	ALV for ERC Minimum ALV—IRC	Baseline ALV IRC	Maximum ALV Extraordinary Claims Only
	All Occupations	All Occupations	All Occupations
Factor of Average	50%	100%	400%
Mesothelioma	\$22,500	\$45,000	\$180,000
Lung Cancer	\$3,750	\$7,500	\$30,000
Other Cancer	\$1,600	\$3,200	\$12,800
Non-Malignant I	\$1,000	\$2,000	\$8,000
Non-Malignant II	\$500	\$1,000	\$4,000
Non-Malignant III	\$250		

NOTE: Non-Malignant III claims may only be allowed as Expedited Review Claims ("ERC").

### **ELECTION OF PAYMENT**

When the NGCBIT informs an Injured Party of its determination of the disease and makes its offer of the calculated ALV for that disease, the Injured Party can accept the offer or initiate mediation or arbitration. Injured Parties who accept their offer will initially receive the portion of the ALV equal to the then current Payment Percentage and may later receive additional payments if and when the Payment Percentage is increased.

### **APPEAL OR REVIEW OF NGCBIT EVALUATION OF A CLAIM**

If an Injured Party rejects the ALV determined by NGCBIT, the Injured Party may initiate mediation, arbitration or may have to re-file the claim as an IR. The Notice of Determination letter received for a particular claim will detail which route is required for that claim.

### **RELEASES**

An Injured Party accepting a payment to resolve a malignant disease claim must execute a full release of ACMC/NGC, the NGC Settlement Trust, New NGC and the NGCBIT consistent with applicable state law. An Injured Party accepting a payment to resolve a non-malignant disease claim must execute a full release of ACMC/NGC, the NGC Settlement Trust and New NGC, and a limited release of the NGCBIT (preserving the ability to assert a new asbestos claim with the NGCBIT for any asbestos-related malignancy that is subsequently diagnosed).

### **FIRST-IN-FIRST-OUT ("FIFO") PROCESSING**

All claims will be processed in the order in which they are received. Therefore, the first claims in will be the first claims out ("FIFO"). For claim submissions received by mail, the postmark date of the submission or the pick-up date of the delivery service will be used to determine the time of filing. For claim submission

## **INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST**

received by email, the date and time the email is received by the NGCBIT will be used to determine the time of filing. For claim submissions received by download through the website, the date and time the download is received by the NGCBIT will be used to determine the time of filing.

### **ELECTRONIC CLAIM FILING (NOT APPLICABLE FOR PRO SE CLAIMANTS)**

Claims may be electronically filed with the NGCBIT utilizing a variety of methods described on the NGCBIT web site. For further information, please select the Downloads page on the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org), for all electronic filing procedures.

#### **Paper Claim Submission:**

#### **Written Communications with the NGCBIT:**

All Paper Claim Form submissions and written communications for NGCBIT should be addressed to:

#### **Mailing Address:**

**NGC Bodily Injury Trust  
P.O. Box 1299  
Greenville, Texas 75403-1299**

#### **Delivery Address:**

**NGC Bodily Injury Trust  
2716 Lee Street, Suite 500  
Greenville, Texas 75401**

### **CONTACT US**

Detailed information regarding NGCBIT is located on the NGCBIT website, [www.ngcbitrust.org](http://www.ngcbitrust.org). If the information contained on the website is insufficient to meet your needs, please contact any of the following

## INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

individuals responsible for the various operational aspects of the NGCBIT. If you are unsure of whom to contact with a question, please contact the receptionist at (800) 580-2191.

Executive Director:	W. D. Hilton, Jr. (903) 453-2161 <a href="mailto:wdhilton@trustservices.org">wdhilton@trustservices.org</a>
Service Provider CEO:	Randy Cantrell (903) 453-0157 <a href="mailto:rcantrell@trustservices.org">rcantrell@trustservices.org</a>
Law Firm Registration Information:	Renda Evans (903) 453-0163 <a href="mailto:revans@trustservices.org">revans@trustservices.org</a>
Claim Form Submission Information: Attorney Assisted Pro Se	Jackey Ferrell (800) 580-2191 x 158 <a href="mailto:datacontrol@trustservices.org">datacontrol@trustservices.org</a>
Technical Information:	Information Technology Department (903) 453-2160 <a href="mailto:it@trustservices.org">it@trustservices.org</a>
Claims Manager:	Miranda Wooldridge (800) 580-2191 x 154 <a href="mailto:mwooldridge@trustservices.org">mwooldridge@trustservices.org</a>
Claims Supervisor	Tiffany Nieto (800) 580-2191 x 165 <a href="mailto:tnieto@trustservices.org">tnieto@trustservices.org</a>

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

## EXHIBIT A Occupation Codes and Descriptions

1	Acoustics/Fireproofing Installer**	43	Layout Man *
2	Asbestos Worker/Asbestos Removal	44	Lead Man *
3	Assembler	45	Lineman
4	Auto Mechanic *	46	Longshoreman
5	Blacksmith	47	Machine/Heavy Equipment Operator
6	Boiler/Furnace Worker/Stationary	48	Machinist
7	Boilermaker	49	Maintenance
8	Brakeman *	50	Maintenance Mechanic
9	Bricklayer	51	NGC ACM Material Handler
10	Burner	52	Mechanic
11	Carman *	53	Millwright
12	Carpenter	54	Molder *
13	Caster *	55	Oiler
14	Cement /Concrete Worker	56	Operator
15	Chemical Operator *	57	Packer *
16	Chemist *	58	Painter
17	Clerk/Clerical Worker/Office *	59	Pipefitter
18	Conductor *	60	Pipeline Worker
19	Construction Worker	61	Plasterer**
20	Crane Operator	62	Plumber
21	Custodian/Janitor	63	Pot Worker *
22	Diecaster/Maker *	64	Process Technician/Operator
23	Drywaller/Drywaller Helper**	65	Pumper *
24	Electrician	66	Railroad Worker *
25	Engineer	67	Repairman
26	Finisher	68	Rigger
27	Fireman	69	Roofer
28	Fitter	70	Roughneck *
29	Fork Lift Operator	71	Roustabout *
30	Foundry Worker *	72	Sand Blaster
31	Furnace Worker	73	Seaman/Merchant Marine
32	Glazer *	74	Security Guard
33	Grinder *	75	Shipfitter/Shipyard Worker
34	HVAC Worker	76	Steamfitter
35	Inspector	77	Steelworker
36	Installer	78	Switchman *
37	Instrument Technician *	79	Technician
38	Insulator	80	Truck Driver
39	Ironworker	81	Utility Worker
40	Laboratory Technician *	82	Warehouseman
41	Laborer	83	Welder
42	Lather**	84	Other (specify)

\*Pre Implementation Date Claims only: An occupation in which exposure to NGC ACM is not typical. Therefore, a description of how the Injured Party was exposed to NGC asbestos product(s) while working in that occupation must be provided.

\*\* Presumptive Occupations: An occupation in which exposure to NGC ACM is presumed if the deceased or incompetent Injured Party was exposed to asbestos in the Presumptive Occupations for at least five (5) years on a regular basis.

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

## EXHIBIT B Industry Codes and Descriptions

1	Aerospace/Aviation
2	Asbestos Abatement
3	Automobile Mechanical/Friction
4	Chemical
5	Construction Trades
6	Iron/Steel
7	Longshore
8	Maritime
9	Military
10	Non-Asbestos Products Manufacturing
11	Petrochemical
12	Insulation
13	Railroad
14	Shipyard-Construction/Repair
15	Textile
16	Tire/Rubber
17	Utilities
18	National Gypsum Manufacturing/Mining/Distribution Products
19	Building Occupant/Bystander
20	Other (Specify)

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

## EXHIBIT C NGC ACM Products List

CODE	Product Type	Date Sold Begin	Date Sold End	Friable/ Non-Friable
	Product Name			
100	<b>Acoustical Plaster - Sprayed</b>			
101	Spray-On Acoustical Plaster	1955	1956	Friable
102	Sprayolite	1956	1973	Friable
103	Thermacoustic	1949	1961	Friable
104	Gold Bond Sprayed Limpet Asbestos	1945	1949	Friable
120	<b>Acoustical Plaster - Troweled</b>			
121	Perfo-Lyte or Perfolite	1955	1972	Friable
122	High Humidity Acoustical Plaster, aka Type C Acoustical Plaster	1952	1956	Friable
123	Gold Bond Acoustical Plaster	1949	1968	Friable
124	Macoustic 47-W Base and Top Coat	1933	1949	Friable
125	Macoustic Smooth Finish	1935	1943	Friable
126	Macoustic Standard	1933	1936	Friable
127	Rockwall Acoustical Plaster	1936	1940	Friable
160	<b>Fireproofing - Sprayed</b>			
161	Fire-Shield Plaster	1958	1970	Friable
200	<b>Asbestos-Cement Boards &amp; Panels</b>			
201	Asbestone Panels	1958	1981	Non-Friable
202	Asbestos-Cement Board, aka A-C Board	1943	1953	Non-Friable
203	Corrugated 400, aka Asbestone Corrugated, Corrugated Asbestone 400	1953	1981	Non-Friable
204	Corrugated Economy 250	1954	1981	Non-Friable
205	Corrugated Garden Trim	1954	1981	Non-Friable
206	Flexbestos	1943	1953	Non-Friable
207	Permaboard, aka Formboard	1954	1981	Non-Friable
208	Plasti-Clad, aka Ripple Tone Panels	1958	1981	Non-Friable
209	Plasticrylic, aka Ripple Tone Panels	1958	1981	Non-Friable
210	Pliaboard	1954	1969	Non-Friable
211	Plia-Flex, aka Plia-F-Lex	1959	1981	Non-Friable
212	Soffit Panels	1959	1981	Non-Friable
213	Thermotec Asbestos Cement Sheets	1960	1981	Non-Friable
220	<b>Cement Ceiling Panels</b>			
221	Asbestibel Panels	1963	1981	Non-Friable
222	Asbesto-Grid Panels	1958	1981	Non-Friable
223	Humiguard Panels	1968	1981	Non-Friable
224	Perforated Panels	1958	1981	Non-Friable
225	Unperforated Panels-ceiling panels	1958	1981	Non-Friable
226	Ventilating Panels	1958	1981	Non-Friable

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

## EXHIBIT C NGC ACM Products List

CODE	Product Type	Date Sold	Date Sold	Friable/ Non-Friable
	Product Name			
240	<b>Bulkheading</b>			
241	Canal Bulkheading, aka Asbestos-Cement Canal Bulkheading	1959	1981	Non-Friable
242	Corrugated Canal Bulkheading Type 10	1963	1974	Non-Friable
250	<b>Asbestos-Cement Roofing Shingles</b>			
251	Dutchlap	1953	1968	Non-Friable
252	Hexagonal	1953	1965	Non-Friable
253	Mansard	1970	1981	Non-Friable
254	Ranch Style	1956	1968	Non-Friable
260	<b>Asbestos-Cement Siding Shingles</b>			
261	Chromashake and Chromashake Autoclaved	1958	1981	Non-Friable
262	Chromatex and Chromatex Autoclaved	1953	1981	Non-Friable
263	Chromatone and Chromatone Autoclaved	1958	1981	Non-Friable
264	Classic 32	1958	1981	Non-Friable
265	Classic-Shake	1958	1981	Non-Friable
266	Deeptex	1958	1981	Non-Friable
267	Insul-Best	1958	1960	Non-Friable
268	Sussex 32	1958	1981	Non-Friable
269	Woodgrain and Woodgrain Autoclaved	1953	1981	Non-Friable
270	Woodrock panels	1963	1976	Non-Friable
271	Woodrock clapboard siding	1963	1971	Non-Friable
300	<b>Joint Treatment Material</b>			
301	All-Purpose Joint Compound	1966	1973	Non-Friable
302	D2 Topping Compound	1971	1974	Non-Friable
303	Finisher	1958	1960	Non-Friable
304	Joint Compound, aka Joint Cement, No 1 Ames Cement	1949	1973	Non-Friable
305	Quick-Weld or Q-W Compound	1972	1974	Non-Friable
306	Quik-Treat Joint Compound	1963	1974	Non-Friable
307	Ready Mixed Joint Compound, aka Ready Mixed Joint Cement	1953	1976	Non-Friable
308	Ready Mixed Topping Compound	1970	1976	Non-Friable
309	Sta-Smooth Compound	1968	1974	Non-Friable
310	Thermo Weld Compound	1972	1972	Non-Friable
311	Topping Compound, aka Topping Cement	1958	1976	Non-Friable
312	Triple T. Compound	1968	1976	Non-Friable
313	Tri-Treatment Joint Compound, aka Tri-Treatment Joint Cement	1957	1973	Non-Friable
314	Two-in-One Compound	1968	1970	Non-Friable
315	Velvet Joint Compound	1958	1975	Non-Friable

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

## EXHIBIT C NGC ACM Products List

CODE	Product Type	Date Sold	Date Sold	Friable/ Non-Friable
	Product Name			
316	Velvet Topping Compound	1958	1975	Non-Friable
317	Vinyl Topping Compound	1964	1976	Non-Friable
318	Wesco Joint Cement	1952	1965	Non-Friable
319	Crown Coat Cement	1953	1962	Non-Friable
320	All Purpose Joint Cement	1954	1957	Non-Friable
400	<b>Textures-Non Spray</b>			
401	Color Texture	1936	1969	Non-Friable
402	Craftex	1937	1969	Non-Friable
403	Decorite	1937	1945	Non-Friable
404	E-Z Tex	1937	1970	Non-Friable
405	Painters Texture	1954	1969	Non-Friable
406	Shadowall	1937	1945	Non-Friable
407	Super Westex	1952	1969	Non-Friable
408	Super White Dry Sealer, non-spray texture	1965	1972	Non-Friable
409	Texas Texture	1946	1962	Non-Friable
410	Texas Westex	1952	1953	Non-Friable
411	Velvet Texture A. R.	1962	1967	Non-Friable
412	Vinyl Texture	1963	1975	Non-Friable
420	<b>Textures-Spray</b>			
421	E-Z Spray Texture	1971	1972	Friable
422	Perfect Spray	1971	1972	Friable
423	Spray Quick (West Coast Only)	1967	1972	Friable
424	Spray Quick A (West Coast Only)	1963	1964	Friable
425	Super White Dry Sealer, spray texture	1965	1972	Friable
426	Velvet Spray Quick Texture	1959	1972	Friable
427	Velvet White Super Spray	1962	1967	Friable
428	Wall Spray (West Coast Only)	1967	1975	Friable
429	Wall Spray Texture	1965	1972	Friable
	<b>Other Products</b>			
501	Asbestos Faced Mineral Wool Board	1944	1945	Non-Friable
502	Asbestos Jackets for Pipe Covering	1941	1943	Non-Friable
503	Asbestos Stripping Tape	1944	1945	Non-Friable
504	Block-fil	1963	1973	Non-Friable
505	Cover Crete Plaster	1949	1965	Non-Friable
506	Craftco Cement Paint	1938	1952	Non-Friable
507	Laminating Adhesive, aka Drywall Laminating Adhesive	1953	1956	Non-Friable
508	Laminating Adhesive and Adhesive A	1970	1974	Non-Friable

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

## EXHIBIT C NGC ACM Products List

<b>CODE</b>	<b>Product Type</b>	<b>Date Sold</b>	<b>Date Sold</b>	<b>Friable/ Non-Friable</b>
	<b>Product Name</b>			
509	Masonry Surfacers	1955	1973	Non-Friable
510	Mortar Mix, aka Asbestos Cement Mix, Special Mix Asbestos Cement	1959	1973	Non-Friable
511	Natcor	1944	1946	Non-Friable
512	Natcor Sheathing	1944	1946	Non-Friable
513	No. 340 Insulating Cement, aka Rockwool Insulating Cement, Insulating Cement	1943	1957	Non-Friable
514	No. 340N Insulating Cement (marine use), aka Rockwool Insulating Cement	1943	1946	Non-Friable
515	Patching Plaster	1933	1950	Non-Friable
516	Spackling Compound	1951	1953	Non-Friable
517	Spackling Paste	1962	1967	Non-Friable

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

## EXHIBIT C NGC ACM Products List

<b>CODE</b>	<b>Manufacturing Plants</b>	<b>Date ACM Manufacture Begin</b>	<b>Date ACM Manufacture End</b>	<b>Friable/ Non- Friable</b>
601	Raw Asbestos Fiber Used at NG Manufacturing Plant in Akron, NY	12/1/1935	1980	Friable
602	Raw Asbestos Fiber Used at NG Manufacturing Plant in Alexandria, IN	3/1/1941	1972	Friable
603	Raw Asbestos Fiber Used at NG Manufacturing Plant in Baltimore, MD	12/1/1947	1975	Friable
604	Raw Asbestos Fiber Used at NG Manufacturing Plant in Berkeley, CA	7/1/1952	1960	Friable
605	Raw Asbestos Fiber Used at NG Manufacturing Plant in Bronx, NY	9/1/1936	1978	Friable
606	Raw Asbestos Fiber Used at NG Manufacturing Plant in Burlington, NJ	7/1/1956	1971	Friable
607	Raw Asbestos Fiber Used at NG Manufacturing Plant in Clarence Center, NY	6/1/1926	1981	Friable
608	Raw Asbestos Fiber Used at NG Manufacturing Plant in Fort Dodge, IA	9/1/1935	1971	Friable
609	Raw Asbestos Fiber Used at NG Manufacturing Plant in Gibsonburg, OH	5/1/1951	1978	Friable
610	Raw Asbestos Fiber Used at NG Manufacturing Plant in Good Hope, LA	1/1/1952	1969	Friable
611	Raw Asbestos Fiber Used at NG Manufacturing Plant in Long Beach, CA	9/1/1965	1975	Friable
612	Raw Asbestos Fiber Used at NG Manufacturing Plant in Lorain, OH	3/1/1960	1971	Friable
613	Raw Asbestos Fiber Used at NG Manufacturing Plant in Los Angeles, CA	7/1/1952	1960	Friable
614	Raw Asbestos Fiber Used at NG Manufacturing Plant in Luckey, OH	1/1/1930	1958	Friable
615	Raw Asbestos Fiber Used at NG Manufacturing Plant in Matteson, IL	4/1/1952	1975	Friable
616	Raw Asbestos Fiber Used at NG Manufacturing Plant in Medicine Lodge, KS	3/1/1938	1971	Friable
617	Raw Asbestos Fiber Used at NG Manufacturing Plant in Millington, NJ	3/1/1953	1975	Friable
618	Raw Asbestos Fiber Used at NG Manufacturing Plant in National City, MI	6/1/1927	1971	Friable
619	Raw Asbestos Fiber Used at NG Manufacturing Plant in New Orleans, LA	1/1/1953	1981	Friable
620	Raw Asbestos Fiber Used at NG Manufacturing Plant in Portsmouth, NH	9/1/1936	1971	Friable
621	Raw Asbestos Fiber Used at NG Manufacturing Plant in Raritan, NJ	1/1/1954	1968	Friable
622	Raw Asbestos Fiber Used at NG Manufacturing Plant in Rotan, TX	9/1/1935	1971	Friable
623	Raw Asbestos Fiber Used at NG Manufacturing Plant in St. Louis, MO	1/1/1953	1971	Friable

# INSTRUCTIONS FOR FILING A CLAIM WITH THE NGC BODILY INJURY TRUST

## EXHIBIT C NGC ACM Products List

<b>CODE</b>	<b>Manufacturing Plants</b>	<b>Date ACM Manufacture Begin</b>	<b>Date ACM Manufacture End</b>	<b>Friable/ Non- Friable</b>
624	Raw Asbestos Fiber Used at NG Manufacturing Plant in Saltville, VA	1/1/1939	1946	Friable
625	Raw Asbestos Fiber Used at NG Manufacturing Plant in Savannah, GA	6/1/1939	1971	Friable
626	Raw Asbestos Fiber Used at NG Manufacturing Plant in Shoals, IN	6/1/1955	1971	Friable
627	Raw Asbestos Fiber Used at NG Manufacturing Plant in Tampa, FL	8/1/1962	1970	Friable
628	Raw Asbestos Fiber Used at NG Manufacturing Plant in Trenton, NJ	1/1/1952	1955	Friable
629	Raw Asbestos Fiber Used at NG Manufacturing Plant in Waukegan, IL	5/1/1959	1970	Friable
630	Raw Asbestos Fiber Used at NG Manufacturing Plant in Westwego, LA	4/1/1956	1975	Friable
631	Raw Asbestos Fiber Used at NG Manufacturing Plant in Dover, NJ	3/1/1941	1962	Friable