

## IN THE CIRCUIT COURT OF HARRISON COUNTY, WEST VIRGINIA

LENORA PERRINE, et al., individuals residing in West Virginia, on behalf of themselves and all others similarly situated,	)	
Plaintiffs,	)	CIVIL ACTION NO. 04-C-296-2 Thomas A. Bedell, Circuit Judge
E. I. DU PONT DE NEMOURS AND COMPANY, et al.,	) ) )	

Defendants.

## ORDER APPROVING THE REMEDIATION OF ZONES 1A AND 3 AT THE SAME TIME AND THE CREATION OF TWO SUBFUNDS OF THE PERRINE DUPONT PROPERTY REMEDIATION QUALIFIED SETTLEMENT FUND

Presently before the Court is the June 5, 2015 Report of the Claims Administrator of the Perrine DuPont Settlement (the "Settlement"), Edgar C. Gentle, III, recommending (1) the simultaneous remediation of Zones 1A and 3, until the Zone 3 Subfund (described below) is exhausted; and (2) the division of the Settlement Property Remediation Fund into two separate subfunds: (i) a Zone 1A Subfund, to include all direct related expenses needed for completion of Zone 1A remediation; and (ii) a Zone 3 Subfund, to contain all remaining Perrine DuPont Property Remediation Qualified Settlement Fund (the "Remediation Fund") monies after the deduction of the Zone 1A Subfund and other necessary reserves.

The Court has reviewed the Report and has heard no objection from the Finance Committee.

The Court finds that the Claims Administrator's recommendation is reasonable and in the interest of justice.

Accordingly, the Court hereby ORDERS that the Claims Administrator shall:

- (1) Create a separate money market account at MVB Bank named "Remediation Fund Zone 3 Subfund" and titled in the name of the Remediation Fund;
- (2) Create a new brokerage account at Wells Fargo Advisors, Birmingham, Alabama, named "Remediation Fund Zone 3 Subfund" and titled in the name of the Remediation Fund, to be invested in United States Treasuries or money market funds invested in the same;
- (3) Transfer \$5,734,958 from the Remediation Fund to the Remediation Zone 3 Subfund money market account;
- (4) Rename the incumbent Remediation Fund Money Market and Brokerage accounts the Remediation Fund Zone 1A Subfund; and
  - (5) Simultaneously remediate Zones 1A and 3, until the Zone 3 Subfund is exhausted.

    To the extent this Order contradicts prior Orders, they are hereby overruled.

    IT IS SO ORDERED.

The Clerk of this Court shall provide certified copies of this Order to the following:

David B. Thomas, Esq.
James S. Arnold, Esq.
Thomas Combs & Spann, PLLC
P. O. Box 3824
Charleston, WV 25338
DuPont's Finance Committee Representative

Virginia Buchanan, Esq.
Levin, Papantonio, Thomas, Mitchell,
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P.O. Box 12308
Pensacola, FL 32591
Plaintiffs' Class Finance Committee
Representative

Meredith McCarthy, Esq.
901 West Main Street
Bridgeport, WV 26330
Plaintiffs' Class Finance Committee Proxy

Edgar C. Gentle, III, Esq. Michael A. Jacks, Esq. Settlement Claims Office P.O. Box 257 Spelter, WV 26438 Claims Administrator

Edgar C. Gentle, III, Esq. Gentle, Turner, Sexton & Harbison P.O. Box 257 Spelter, WV 26438	
Michael A. Jacks, Esq. W. Va. Bar. No. 11044 Gentle, Turner, Sexton & Harbison P. O. Box 257 Spelter, WV 26438	
. Ho. Cir	day of JUNE, 2015.  n. Thomas A. Bedell rouit Judge of Harrison County, est Virginia

## STATE OF WEST VIRGINIA COUNTY OF HARRISON, TO-WIT

I, Donald L. Kopp II, Clerk of the Fifteenth Judicial Circuit and the 18<sup>th</sup>
Family Court Circuit of Harrison County, West Virginia, hereby certify the foregoing to be a true copy of the ORDER entered in the above styled action on the 9th day of 2015.

IN TESTIMONY WHEREOF, I hereunto set my hand and affix the Seal of the Court this 9th day of 2015.

Fifteenth Judicial Circuit & 18th Family Court Circuit Clerk Harrison County, West Virginia