

**PERRINE DUPONT SETTLEMENT CLAIMS OFFICE  
ATTN: EDGAR C. GENTLE, CLAIMS ADMINISTRATOR  
C/O SPELTER VOLUNTEER FIRE DEPARTMENT OFFICE**

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**November 23, 2011**

**PROPERTY TESTING QUESTIONS AND ANSWERS**

- Q1. I OWN PROPERTY IN ZONE 1A. HOW MANY SOIL SAMPLES WILL BE COLLECTED FROM MY YARD?**
- A1. 2 samples will be collected on an average size lot, which is any lot smaller than one half acre. Each sample consists of 5 separate sub-samples, blended together. So, for each sample, 5 locations in your yard will have dirt removed. The amount of dirt removed at each location is very small. Approximately 6 inches of soil below the grass roots will be used, with a 1 or 2 inch diameter hole being taken away, and the grass will be replaced over the hole.
- Q2. I OWN A HOUSE IN THE CLASS AREA THAT IS NOT A GRASELLI PROPERTY, HOW MANY SAMPLES WILL BE COLLECTED FROM MY HOUSE?**
- A2. 6 samples will be collected from an average house. 2 samples will be taken from the floor or carpet in high traffic areas. 2 samples will be taken from other hard surfaces in your house where dust might accumulate, such as walls, window sills, floors, or from the blades on a ceiling fan. The final 2 samples will be taken from the attic, but only if it is accessible. If the attic is not accessible or if your house does not have an attic, we will take those two 2 samples elsewhere in the house, so that there will be a total of 6 samples for every house.
- Q3. WHEN WILL I RECEIVE THE RESULTS FROM HOUSE (ALL ZONES) OR SOIL (ZONE 1A ONLY) SAMPLING?**
- A3. We will provide all participating Property Remediation (Clean-Up) Class Members their house (all Zones in Class Area) and Soil (Zone 1A only) test results at the same time, in late spring or early summer 2012. First, we must perform quality assurance

on the sample results by checking all of the raw data from the lab to make sure it is accurate. Obtaining all the results first and comparing them to our budget will also allow us not only to provide you with the actual test results, but to tell you if your house (all Zones) or soil (Zone 1A only) is safe and whether we will be cleaning up your house (all Zones) or your soil (Zone 1A only), at the time we give you the sampling results.

As explained by the Court in its June 27, 2011 Property Remediation (Clean-Up) Order on our website, we are to complete all property sampling before any clean-up begins. After sampling is complete, we will analyze the results and the cost of completing a clean-up, based on the test results. This will allow us to determine the contamination levels that will trigger a clean-up. We will also obtain scientific expert advice on the health risks resulting from the contamination from levels revealed by the tests. We will then provide the Court for consideration and possible approval a test results report (which will not have your individual test results, due to confidentiality) and proposed testing budget. Upon Court approval or consideration of the Report, we will write you and provide you with your test results, describe the health effects (if any) and tell you if your property will be cleaned-up or not (the "Test Results Letter").

**Q4. WHAT TYPES OF TESTS ARE BEING RUN?**

A4. Both house (for all Zones) and soil (in Zone 1A only) samples are being tested for lead, cadmium, arsenic, and zinc.

**Q5. WHEN WILL I RECEIVE THE MONEY?**

A5. Participating Class Members will receive a \$500 annoyance and inconvenience fee for house testing and possible clean-up, in all Zones of the Class Area, and a \$5,000 annoyance and inconvenience fee for soil testing and possible clean-up in Zone 1A only (large parcels in Zone 1A get more). You will receive 1/5 of this fee (\$100 for house and \$1,000 for soil) as a testing annoyance and inconvenience fee just before or after your house or soil (Zone 1A only) is tested.

The other 4/5ths of the money (\$400 for a house in all Zones or \$4,000 for soil in Zone 1A only) will be paid as follows:

(i) No Clean-up. If, based on the house sampling or soil (Zone 1A only) sampling results, there will be no clean-up, or if your house is in outer Zones so we do not have enough money to clean it up, you will receive the balance with the Test Results Letter discussed in answering Question 3 above.

(ii) Clean-up. If your house or soil (Zone 1A only) will be cleaned-up based on available money and based on the test results, the Test Results Letter will confirm this, and the balance of the annoyance and inconvenience payment will be received when your clean-up is completed.

- Q6. IF MY PROPERTY IS CLEANED BY THE SETTLEMENT, WHO PAYS FOR IT?**
- A6. The Settlement will pay for the Settlement clean-up. We will clean-up in the following order until the money is exhausted: (1) Zone 1A Soil, (2) Zone 1 houses, (3) Zone 2 houses, (4) Zone 3 houses. We hope that the Settlement clean-up funds, which total approximately \$34 Million, will provide enough money to clean all participating houses in the Class Area that need to be cleaned, but it may not be possible. The Court has Ordered that the houses closest to the site of the former zinc smelter, in Spelter, be cleaned first, because they are the most affected. We are being frugal with Settlement moneys: Only participating Class Member Property is being tested and will be cleaned-up based on test results and available moneys.
- Q7. ARE EXTRA UNOCCUPIED BUILDINGS ON MY PROPERTY ELIGIBLE FOR MONEY?**
- A7. No. Only houses or commercial structures that are fit for human occupancy and regularly occupied by people are eligible. For example, a garage or shed does not count.
- Q8. HOW WILL YOU DISPOSE OF THE SAMPLES COLLECTED IN TESTING MY HOUSE (ALL ZONES) OR SOIL (ZONE 1A ONLY)?**
- A8. After the laboratory completes the analysis of the samples, it will dispose of the samples.
- Q9. IF MY SOIL (ZONE 1A ONLY) MUST BE REPLACED, WHAT IS THE SOURCE OF THE REPLACEMENT SOIL (ZONE 1A ONLY)?**
- A9. We will provide soil that has been tested and proven to be safe.
- Q10. I HAVE A LARGE LOT IN ZONE 1A FOR WHICH I GOT A SOIL TESTING ANNOYANCE AND INCONVENIENCE FEE LARGER THAN \$1,000. HOW MANY SOIL SAMPLES WILL YOU TAKE?**
- A10. We will usually take 2 samples for every half acre, although unique situations may be treated differently.
- Q11. IF I HAVE MORE THAN ONE PROPERTY IN THE CLASS AREA THAT ARE NOT GRASELLI PROPERTIES, ARE THEY ELIGIBLE FOR ADDITIONAL TESTING AND MONEYS?**
- A11. Separate properties are those that are in different locations in the Class Area and do not touch each other. You may sign up separate properties separately.
- Q12. WHAT ARE THE YELLOW FLAGS IN MY YARD (IN ZONE 1A ONLY) BEFORE TESTING?**

A12. The utility company will mark underground lines before we do soil testing to make sure we do not touch or disturb any lines.

**Q13. THE PROPERTY CLEAN-UP FORM SAYS THE SIGN-UP DEADLINE IS OCTOBER 10, 2011. MAY I STILL SIGN UP?**

A13. Yes, but only if you sign up by December 2, 2011. After that date, we will deny your claim, but you may appeal the denial to the Honorable Thomas A. Bedell, Circuit Judge of Harrison County, West Virginia, who presides over this Settlement.

**Q14. YOU HAVEN'T ANSWERED ALL MY QUESTIONS. WHAT DO I DO?**

A14. Come visit us at our Claims Office, located in the Spelter, West Virginia, Fire Station at 55 B Street in Spelter, West Virginia, which is open week days from 8:30 A.M. to 5:00 P.M. Or you can call us at 304-622-7443, or 1-800-345-0837. You can also visit our website, [www.perrinedupont.com](http://www.perrinedupont.com), or email us at [perrinedupont@gtandslaw.com](mailto:perrinedupont@gtandslaw.com).