Kaiser Gypsum Asbestos Personal Injury Trust

Instructions for Filing Insured Asbestos Claims

The Kaiser Gypsum Asbestos Personal Injury Trust (the "Trust") was established as a result of the bankruptcy of Kaiser Gypsum Company, Inc. and Hanson Permanente Cement, Inc. The Trust was created to process, liquidate and pay valid Asbestos Personal Injury Claims[1] in accordance with The Kaiser Gypsum Asbestos Personal Injury Trust Distribution Procedures (as amended, the "TDP").

These instructions provide an overview of how to file an Insured Asbestos Claim with the Trust and are intended to assist claimants (*i.e.*, the injured party or his or her personal representative) in filing a complete and valid claim. All legal requirements for a valid Insured Asbestos Claim are set forth in full in the TDP. The TDP also fully sets forth the Trust's procedures for reviewing and liquidating Insured Asbestos Claims. A copy of the TDP is attached and may also be found at www.KaiserGypsumTrust.org. These filing instructions **do not** apply to Uninsured Asbestos Claims, which are subject to different filing requirements and procedures. These filing instructions are organized in four sections:

- How do I file an Insured Asbestos Claim with the Trust?
- How will claims be processed?
- What are the requirements for a valid Insured Asbestos Claim under the TDP?
- How will I receive payment if I have a valid Insured Asbestos Claim?

Section 1: How do I file an Insured Asbestos Claim with the Trust?

Claimants holding unliquidated Insured Asbestos Claims who wish to recover on such claims must first sue the Reorganized Debtor(s) (*i.e.*, Kaiser Gypsum Company, Inc. and/or Hanson Permanente Cement, Inc.) in the relevant tort system to obtain the benefit of insurance coverage under the Asbestos Insurance Policies. Once a claimant obtains payment from the applicable Asbestos Insurer(s) on the claimant's Insured Asbestos Claim, the claimant may then seek payment from the Trust of the portion of the Insured Asbestos Claim that is not covered by any Asbestos Insurance Policy (*i.e.*, the deductible).

To file an Insured Asbestos Claim with the Trust, you must submit a completed Proof of Insured Asbestos Claim Form (a "Claim Form") along with all of the required supporting documentation. The supporting documentation is discussed below. You may submit your claim to the Trust using either (1) the enclosed Claim Form or (2) by bulk electronic submission through the Trust's online filing system, or (3) by entering the claim using the on-line data entry form. The online filing system also supports the ability to submit a claim to the Trust by linking to a claim already filed with one or more of the other trusts administered by Verus. A copy of the Claim Form and Excel templates for bulk filing are available for download at www.KaiserGypsumTrust.org. You may also provide the supporting documentation in either hard copy or in electronic format (as either PDF or TIFF files). All materials must be sent to the Trust by mail, e-mail, facsimile, or submitted online by using the following addresses:

[1] Capitalized terms not otherwise defined in these filing instructions shall have the meaning set forth in the Kaiser Gypsum Asbestos Personal Injury Trust Distribution Procedures and the Third Amended Joint Plan of Reorganization of Kaiser Gypsum Company, Inc. and Hanson Permanente Cement, Inc. dated October 14, 2019.

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Mail Submissions:

Kaiser Gypsum Asbestos PI Trust
C/O Verus Claims Services, LLC
3967 Princeton Pike
Princeton, NJ 08540

For assistance in filing claims:

E-mail: support@verusllc.com
Telephone: (609) 466-0427
Facsimile: (609) 466-1449

To use the Trust's electronic submission application, law firms must first execute the Electronic Filer Agreement attached to these instructions. The Electronic Filer Agreement is also available for download at www.KaiserGypsumTrust.org. The Trust strongly recommends that law firms make use of the online filing option, as it significantly reduces the time and expense required for submitting and processing claims.

All law firms must also complete the Law Firm Registration Form prior to submitting claims. The Law Firm Registration form is also available for download at www.KaiserGypsumTrust.org. Registering with the Trust is required in order for the Trust to confirm tax identification numbers prior to disbursements as required by the Internal Revenue Service.

Every effort should be made to submit the Claim Form and all required documentation at the same time. Incomplete submissions will not be reviewed by the Trust until such time as any missing required information and/or documentation is provided by the claimant. Incomplete submissions also increase processing time for all claimants and consume valuable Trust resources, which would otherwise be available for the payment of claims. Questions regarding the Claim Form and the claim process may be directed to: support@verusllc.com (609) 466-0427 x1033.

Statute of Limitations and Repose

All claims must be filed before the expiration of the relevant statute of limitations. See Section 5.1(a)(2) of the TDP for details on the application of the statute of limitations and tolling provisions. For purposes of statutes of limitations and repose, an Insured Asbestos Claim must be filed with the Trust within three (3) years after the date on which the applicable Asbestos Insurer(s) paid (or, in the case of claims for which no payment was due from the applicable Asbestos Insurer(s), settled) the claimant's claim. An Insured Asbestos Claim will be deemed to be filed when the Trust has assigned a Claim ID Number. A Claim ID Number is assigned when a claimant's name and Social Security Number are filed with the Trust.

Required Information & Supporting Documentation

Claims will only be placed in the FIFO Processing Queue for review by the Trust when they are

determined to be "sufficiently complete to be reviewed" per section 5.1(a)(1) of the TDP. In order to meet the "sufficiently complete to be reviewed" requirement, all of the following information and supporting documentation must be provided:

Claim Form Section	Label
Section 1: Injured Party Information	Last Name
Section 1: Injured Party Information	First Name
Section 1: Injured Party Information	Gender
Section 1: Injured Party Information	Social Security Number/Tax ID
Section 1: Injured Party Information	Date of Birth
Section 1: Injured Party Information	Is the Injured Party Living?
Section 1: Injured Party Information	If the Injured Party is not living, was death asbestos-related? (if applicable)
Section 1: Injured Party Information	Date of Death (if applicable)
Section 3: Asbestos Related Injury	Disease Level
Section 3: Asbestos Related Injury	Diagnosis Date
Section 5: Litigation	Lawsuit File Date (if applicable)
Section 5: Litigation	State (if applicable)
Section 5: Litigation	Court (if applicable)
Section 5: Litigation	Docket Number (if applicable)
Section 5: Litigation	Kaiser Gypsum named as defendant (If applicable)
Section 5: Litigation	Hansen Permanente Cement, Inc. named as defendant (If applicable)
Section 5: Litigation	Was there a judgment? (if applicable)
Section 5: Litigation	Judgment amount (if applicable)
Section 5: Litigation	Was a verdict rendered (if applicable)
Section 5: Litigation	Has the claimant (1) received payment from Asbestos Insurers in full and final resolution of all claims against Kaiser Gypsum Company, Inc. and/or Hanson Permanente Cement, Inc. or (2) obtained a judgment against or entered into a settlement agreement with Kaiser Gypsum Company, Inc. and/or Hanson Permanente Cement, Inc. for an amount that did not require payment from an Asbestos Insurer because it was not in excess of the applicable deductible amount?
Section 5: Litigation	Name of Asbestos Insurer (if applicable)
Section 5: Litigation	Amount of Payment (if applicable)
Section 5: Litigation	Date of Payment/Settlement
Section 5: Litigation	Was there a deductible applied to the payment
Section 5: Litigation	Deductible amount?
Section 6: Occupational Exposure to Asbestos Products	First Date of Exposure to Debtors' products at exposure site

Section 6: Occupational Exposure to Asbestos Products	Last Date of Exposure to Debtors' products at exposure site
Section 6: Occupational Exposure to Asbestos Products	Occupation
Section 6: Occupational Exposure to Asbestos Products	Site of Exposure
Section 6: Occupational Exposure to Asbestos Products	Site Location City
Section 6: Occupational Exposure to Asbestos Products	Site Location State
Section 6: Occupational Exposure to Asbestos Products	Site Location Country
Section 6: Occupational Exposure to Asbestos Products	Industry in which exposure to Debtor's products occurred
Section 6: Occupational Exposure to Asbestos Products	Names of all asbestos-containing products to which the injured party was exposed and for which the injured party alleges Kaiser Gypsum Company, Inc. and/or Hanson Permanente Cement, Inc. is legally responsible.
Section 6: Occupational Exposure to Asbestos Products	Description of Debtor Exposure at this jobsite
Supporting Documentation	At least one document classified as a medical report or "all supporting documents"

Required Supporting Documentation

In order to qualify for compensation, claimants must also submit the following supporting documentation:

For all claimants:

- ☐ Medical records supporting the diagnosis of an asbestos-related disease
- ☐ Proof of the Injured Party's exposure to Debtors' products (e.g., an affidavit or declaration)
- ☐ Proof that claimant's Insured Asbestos Claim has been fully and finally resolved (e.g., a settlement agreement or a final judgment) and, if the settlement or judgment amount exceeded the amount of the applicable deductible, paid by the applicable Asbestos Insurer(s), exclusive of the deductible (e.g., a copy of the check or wire transfer confirmation in payment of the settlement or judgment).
- ☐ Evidence of the date of the injured party's first and last exposure to an asbestos containing product for which Kaiser Gypsum Company, Inc. and/or Hanson Permanente Cement, Inc. has liability (e.g., an affidavit or declaration).

For deceased injured parties:

- ☐ Death certificate.

Other supporting documentation, as applicable:

- ☐ Letters of Administration or other proof of the personal representative's official capacity (if applicable under state law).

Section 2: How will claims be processed?

FIFO Processing Order

In general, claims will be processed and a value will be assigned to claims in the order in which the claims are received by the Trust, on a first-in-first-out basis. The Trust assigns a FIFO processing number when the claim is deemed sufficiently complete to be reviewed (as specified above under ***Required Information and Supporting Documentation***). See section 5.1(a)(1) of the TDP for detailed FIFO processing specifications.

Liquidation of Claims

The Trust will determine whether the claim meets the criteria for approval under the TDP and will advise the claimant of its determination. If the Trust determines that a claim meets the criteria for approval, the Trust will determine the applicable deductible (see deductible amounts below) and/or any other amounts owed as set forth in Section 5.4(d) of the TDP.

- $5,000—For all claims with a first exposure date on or before December 31, 1975.
- $50,000—For all claims with a first exposure date between January 1, 1976 and March 31, 1981 (inclusive)
- $100,000—For all claims with a first exposure date between April 1, 1981 and March 31, 1983 (inclusive).

If the claimant accepts the offer, the claim will be paid as set forth in Section 4 of these filing instructions. Payment of claims by the Trust shall be conditioned upon receipt by the Trust of a properly executed release from the claimant and shall be subject to all provisions of the TDP. If the Trust determines that a claim is deficient or does not qualify for payment, then the Trust will issue a notice of deficiency to the claimant or deny the claim. If a claim is denied or the claimant rejects the value offered by the Trust, the claimant may challenge the resolution of the claim under the Trust's ADR procedures. See Section 5.8 of the TDP for ADR provisions.

Section 3: What are the requirements for a valid Insured Asbestos Claim under the TDP?

All claimants are required to submit a complete Claim Form with the required supporting documentation, including, but not limited to, proof that their Insured Asbestos Claim has been fully and finally resolved in the tort system and, if the settlement or judgment amount exceeded the amount of the applicable deductible, paid by the applicable Asbestos Insurer(s). Claimants must also submit evidence substantiating Debtor Exposure and proof of diagnosis of an asbestos-related disease. Generally, at a minimum, the supporting documentation must consist of a medical report from a physician diagnosing an asbestos-related disease, proof of exposure to debtor's products, and a death certificate, if applicable.

Section 4: How will I receive payment if I have a valid Insured Asbestos Claim?

Payment of Claims

Once an Insured Asbestos Claim is approved and the claimant has accepted the Trust's offer, it is placed in the FIFO Payment Queue. Prior to payment, the Trust will require that the claimant execute a release. If the claim is made by a personal representative, the executed release must be accompanied by Letters of Administration or other proof of the personal representative's capacity unless such documentation has previously been submitted to the Trust. The claimant will receive a payment equal to the Payment Percentage multiplied by the value of the claim. If the claimant is represented by an attorney, the payment will be made to the attorney on behalf of the claimant. If the claimant is not represented by an attorney, the payment will be made directly to the claimant. See the TDP for a full explanation of the Trust's payment procedures.

Payment Percentage

There is inherent uncertainty regarding the Trust's total asbestos-related liabilities, as well as the total value of the assets available to the Trust to pay its expenses and liabilities with respect to Asbestos Personal Injury Claims. Consequently, there is inherent uncertainty regarding the amounts that holders of all Asbestos Personal Injury Claims shall receive from the Trust. To seek to ensure substantially equivalent treatment of all present and future Asbestos Personal Injury Claims by the Trust, the Trustee must determine from time to time the percentage of value that holders of present and future Asbestos Personal Injury Claims are likely to receive from the Trust (the "Payment Percentage"). All payments of Asbestos Personal Injury Claims (including all Insured Asbestos Claims) shall be subject to the Payment Percentage. See Section 4 of the TDP for additional details regarding the determination of and application of the Payment Percentage.