

IN THE CIRCUIT COURT OF
HARRISON COUNTY, WEST VIRGINIA

LENORA PERRINE, CAROLYN HOLBERT, WAUNONA MESSINGER CROUSER,)
REBECCA MORLOCK, ANTHONY BEEZEL, MARY MONTGOMERY,)
MARY LUZADER, TRUMAN R. DESIST, LARRY BEEZEL, and)
JOSEPH BRADSHAW, individuals residing in West Virginia,)
on behalf of themselves and all others similarly situated,)

Plaintiffs,)

vs.)

E.I. DU PONT DE NEMOURS AND COMPANY,)
a Delaware corporation doing business in West Virginia,)
MEADOWBROOK CORPORATION, a dissolved West Virginia corporation,)
MATTHIESSEN & HEGELER ZINC COMPANY, INC., a dissolved Illinois corporation)
formerly doing business in West Virginia, and T. L. DIAMOND & COMPANY, INC.,)
a New York corporation doing business in West Virginia,)

Defendants.)

Case No. 04-C-296-2

(Honorable Thomas A. Bedell)

Notice That Class Counsel Will Ask the Court for an Award of Attorneys' Fees and Litigation Expenses

Important Notice

On December 20, 2007, at 9:00 a.m., in the Circuit Court of Harrison County, Judge Thomas Bedell will conduct a hearing to determine the amount of attorneys' fees and expenses owed to class counsel and other issues regarding this case.

What is this lawsuit about?

This lawsuit is about DuPont's liability, as determined in a recent jury trial, for environmental contamination around the former zinc smelter in Spelter. A jury determined that DuPont was responsible for contamination in the communities surrounding the Spelter smelter. The jury also determined that DuPont was responsible for remediation in these surrounding communities, medical monitoring of class members, and punitive damages. Judge Bedell will conduct a post trial hearing to determine any outstanding issues.

How much are the attorneys asking to be paid in fees and reimbursed in litigation expenses?

The attorneys for the class are asking to be paid 33 1/3% of the total judgement amount and to be reimbursed approximately \$8,001,669.59 in litigation expenses. The total judgement amount is the sum of the value of the medical monitoring, which has not yet been determined (but estimated to be \$129,991,821.71), the costs of remediation (\$55,537,522.25), punitive damages (\$196,200,000.00), and any accumulated interest. Based upon these numbers, attorneys' fees would be approximately \$127,115,871.54. The expenses may increase slightly because of expenses incurred between the filing of this notice and the December 20, 2007 hearing.

Will I have to pay anything?

No. You will not personally have to pay anything. Any fees and expenses will come out of funds paid by DuPont to satisfy the judgment entered in this case.

Am I required to attend this hearing?

No. If you are a class member, you have a right to attend this hearing, voice objections, and present evidence regarding any award of attorneys' fees and reimbursement of litigation expenses. If you are a class member, you are not required to attend this hearing in order to participate in any relief that you may be entitled to, such as, property remediation or medical monitoring.

Will I see results immediately after this hearing?

No. Even after this hearing, all parties have a right to appeal the Judgment entered by the Circuit Court of Harrison County in this case. An appeal can be a lengthy process, and depending on the outcome of the appeal, the Judgment may be modified. Once the appeals process is over, the Judgment will be implemented by the Circuit Court of Harrison County.

Will the named plaintiffs (class representatives) be entitled to any special consideration?

Perhaps. Each named plaintiff is asking for compensation in the amount of \$75,000.00. This amount is based upon their efforts in pursuing this litigation on behalf of the class, including but not limited to submitting to extensive questioning under oath and providing confidential, personal information.

Can I file objections to the petition for attorneys' fees and expenses and the named plaintiffs' requests for compensation?

Yes. You can file written objections anytime before December 10, 2007. You must file your objections with the Clerk of the Circuit Court of Harrison County and you may voice your objections during the December 20th and 21st hearing.

If I have questions, who do I call?

You can call Farrest Taylor at 877-526-2472 or Virginia Buchanan at 888-581-4758. Mr. Taylor and Ms. Buchanan are attorneys who represent the class members and will provide you with information and documentation concerning the petition for attorneys' fees and expenses.

DO NOT CALL THE COURT OR THE TRIAL JUDGE.

Additional information can be found on the Spelter Class Action website, www.spelterclass.com.

For example, the Petition for Attorneys' Fees and Expenses can be downloaded from the website.