

APPENDIX A2

COURT APPROVED PROTOCOL

ISSUANCE OF INITIAL CLAIM PACKAGES AFTER THE JUNE 30, 2010 FIRST CLAIM DEADLINE

REISSUED WITHOUT REVISIONS AUGUST 2024

This protocol applies to sections 3.02, 3.05, 3.06, 3.07 and 3.08(a) of the Transfused HCV Plan and sections 3.02, 3.04, 3.05, 3.06 and 3.07(a) of the Hemophiliac HCV Plan and to claims initially advanced under the Pre-1986/Post-1990 Hepatitis C Settlement prior to June 30, 2010. For greater certainty, this protocol does not apply to the HCV Late Claims Benefit Plan.

The court approved protocol, Requirements for the Exceptional Filing of Claims after Applicable Time Limits, shall not have any force and effect after June 30, 2010.

ISSUANCE OF AN INITIAL CLAIM PACKAGE

1. The Administrator shall issue an Initial Claim Package upon request, notwithstanding the request was made after the June 30, 2010 first claim deadline, provided that:
 - (a) the claim is sought to be made within one (1) year of the claimant reaching his/her age of majority;
 - (b) the Secondly Infected Person is seeking to claim within three (3) years from the date the Primarily Infected Person, Primarily Infected Hemophiliac or the HCV Personal Representative first made a Claim;
 - (c) the HCV Personal Representative of a deceased HCV Infected Person is seeking to claim within three (3) years of the HCV Infected Person's date of death;
 - (d) the Dependant or Family Member of a deceased HCV Infected Person is seeking to claim within three (3) years of the HCV Infected Person's date of death; or
 - (e) the claim was initially advanced under the Pre-1986/Post-1990 Hepatitis C Settlement prior to June 30, 2010.
2. When issuing the Initial Claim Package to a claimant the Administrator shall advise the claimant in writing that:
 - (a) the deadline to deliver the completed Initial Claim Package to the Administrator is the later of six (6) months from the date the Initial Claim Package is issued to the claimant or the time remaining under the applicable provision of paragraph 1 hereof, if any (the "Completed Package Delivery Deadline");
 - (b) if the claimant is unable to deliver the completed Initial Claim Package to the Administrator by the Completed Package Delivery Deadline, the claimant must submit a completed Request Form – Completed Package Delivery Deadline Extension attached as Appendix "A" (the "**Request Form**") to the Administrator

before the Completed Package Delivery Deadline expires if the claimant wishes to maintain the right to submit a Claim; and

- (c) if the Administrator does not receive the completed Initial Claim Package or the completed Request Form by the Completed Package Delivery Deadline, the Administrator will deny the Claim.

COMPLETED PACKAGE DELIVERY DEADLINE EXTENSION REQUEST

3. A request to extend the Completed Package Delivery Deadline must be made before the Completed Package Delivery Deadline expires. The Request Form shall be provided by the Administrator to claimants upon request and shall also be made available on the Administrator's website.
4. The claimant will be required to set out:
 - (a) the steps already taken to complete the Initial Claim Package;
 - (b) the reasons why the Initial Claim Package has not been completed to date; and
 - (c) the new steps the claimant proposes to take to complete the Initial Claim Package and how long these steps will take.
5. Upon receipt of a completed Request Form, the Administrator shall forthwith review it and determine if the Request Form sets out a plan that could reasonably result in the completion of the Initial Claim Package. If so, the Administrator shall grant the extension, which shall not exceed six (6) months from the date the Request Form is submitted. The Administrator shall communicate the length of the extension and the terms on which it is granted by sending the claimant a "Notice of Extension of Completed Package Delivery Deadline" substantially in the form attached as Appendix "B".
6. If, upon reviewing a Request Form, the Administrator determines that it does not set out a plan that could reasonably result in the completion of the Initial Claim Package, the Administrator shall deny the Claim and shall send the claimant a "Rejection Letter" substantially in the form attached as Appendix "C".
7. If the claimant has not submitted a completed Initial Claim Package or a completed Request Form on or before the Completed Package Delivery Deadline, the Administrator shall deny the Claim and shall send the claimant a "Rejection Letter" substantially in the form attached as Appendix "D".
8. If a claimant obtains an extension of the Completed Package Delivery Deadline but fails to submit a completed Initial Claim Package to the Administrator on or before the extended Completed Package Delivery Deadline expires, the Administrator shall deny the Claim and shall send the claimant a "Rejection Letter" substantially in the form attached as Appendix "E".

PROCESSING THE COMPLETED INITIAL CLAIM PACKAGE

9. The issuance of an Initial Claim Package pursuant to this protocol shall not be determinative of the eligibility of the claimant to receive compensation. Where the Administrator receives a timely completed Initial Claim Package, it shall process the Claim and determine eligibility for compensation by applying the terms of the Settlement Agreement in light of the court approved protocols and standard operating procedures which are in place at the time of processing.
10. If, during the processing of the Claim, the Administrator becomes aware of information which causes it to believe that the applicable timeframe set out in paragraph 1 hereof has not been met, the Administrator shall deny the Claim and shall send the claimant a "Rejection Letter" substantially in the form attached as Appendix "F".

DENIED CLAIMS

11. Where the Administrator denies a Claim in accordance with the provisions of this protocol, the Administrator shall also notify the claimant in writing that:
 - (a) the appeal route at section 10.01 of the relevant Plan applies; and
 - (b) the claimant shall not be estopped from seeking to advance a Late Claim under the Late Claims Benefit Plan or any other relevant court approved protocol or court order.