

**INSTRUCTIONS FOR USE OF CAP 2008-13 AND FORM V2056
FOR WITHDRAWAL OF CLAIMS**

A. INTRODUCTION

The Parties to the Settlement Agreement and the Claims Administrator have developed a Procedure for the withdrawal of claims to be used in situations where a Claimant wishes to withdraw from the Settlement Program and waive all claims of any kind against Merck or any other party relating to Vioxx use. These steps are codified in a Claims Administration Procedure designated as CAP 2008-13, entitled “Withdrawal of Claim From the Settlement Program.” CAP 2008-13 applies to any Claimant who has submitted any Enrollment Documents in the Settlement Program.

You may download a copy of CAP 2008-13 at www.browngreer/vioxxsettlement.com or at your firm’s Vioxx Portal. On the general settlement website, go to the Court Approved Procedures section listed in the navigation bar of the home page to obtain a copy of CAP 2008-13 and the Form V2056 (for Withdrawal of Claim and Agreement on Delivery of Documents to Merck) to be used with it. If you are on a Primary Counsel’s secure Vioxx Portal, use the Claimant Search function to select a Claimant. Under the Form Links menu, select Form V2056 (Withdrawal of Claim) to access the Form V2056.

These Instructions summarize the provisions of CAP 2008-13. Refer to the CAP 2008-13 itself for complete detail, for its provisions govern over these Instructions.

B. TO WHOM DOES CAP 2008-13 APPLY?

This Procedure applies to any Claimant who has submitted any Enrollment Documents in the Settlement Program and who requests to be permitted to withdraw the claim and not pursue any further Vioxx-related claims (a “Withdrawing Claimant” making a “Withdrawal Request”). It defines what is needed to withdraw a claim from the Settlement Program.

C. FORM V2056 FOR WITHDRAWAL OF CLAIMS

To withdraw a claim from the Vioxx Settlement Program, you must complete a Form V2056 Withdrawal of Claim and Agreement on Delivery of Documents to Merck and send it to the Claims Administrator. The Claims Administrator will not act on a Withdrawal Request until the Withdrawing Claimant has submitted a Form V2056 and the Claims Administrator has accepted it as complete. The Primary Counsel for a represented Withdrawing Claimant may fill out this Form, but the Withdrawing Claimant or Representative Claimant must also sign the Form.

1. Download and Complete Form V2056. Download Form V2056 and save it to your computer or network server. You can obtain the needed Form at www.browngreer/vioxxsettlement.com or at your firm’s Vioxx Portal, as described in Section A of these Instructions. If you cannot download this Form, email the Claims Administrator at claimsadmin@browngreer.com and request that one be emailed to you. Because the version of Form V2056 that you download or receive is a live Word document, after you download it to your network server or desktop, you can type the required information directly into that document before you print and sign it.

2. Print and Sign Form V2056. Click on the print button to print the Form so that Primary Counsel and the Withdrawing Claimant or Representative Claimant can review and sign the Form. Read the Agreement section of the Form. Do not strike through, add to or otherwise alter anything in the Agreement. Any such attempted changes will cause the Agreement to be rejected. The Withdrawing Claimant or the person acting as the Representative Claimant of a Deceased or legally Incompetent Vioxx User Claimant must sign the Form. The Primary Counsel for a Withdrawing Claimant who is represented must also sign. Any Form V2056 submitted without the required signatures will be rejected. Each

