ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL

These Instructions explain the documents needed and each step required in the Enrollment process for Claimants represented by Primary Counsel. These Instructions do not apply to *Pro Se* Claimants (Claimants who are not represented by a lawyer). The Primary Counsel for a represented Claimant is responsible for Enrolling that Claimant. You can Enroll a Claimant as soon as you have all the Forms ready for that Claimant. You do not need to wait until all your Claimants are ready to Enroll. After you submit your Enrollment Materials, the Claims Administrator will notify you if a deficiency is found in the documents pursuant to criteria adopted by the Parties to the Settlement Agreement, and you will be given a reasonable time to cure any such deficiency.

Deadlines for Enrollment:

(1) Deadline to be Considered for an Interim Payment: As specified in Section 1.2.2.2 of the Settlement Agreement (as amended by the Second Amendment), Claimants represented by Primary Counsel will be considered for Interim Payment under Section 4.1 of the Settlement Agreement if: (a) on or before March 31, 2008, Primary Counsel (1) registered an intention to Enroll the Claimant by answering "Yes" to the On-Line Enrollment question or Question 35 of the Primary Counsel's Claimant Spreadsheet, or submitted a Claimant List identifying the Claimant; (2) submitted an original Enrollment Form for that Claimant; and (3) submitted an original Release for the Claimant; and (b) on or before October 30, 2008, Primary Counsel: (1) submits an original Stipulation of Dismissal, if the Claimant has a pending lawsuit; (2) submits an Authorization for Release of Medical Records; (3) submits an Employment Records Authorization Form), if the Claimant seeks lost wages on a claim for Extraordinary Injury Payments; and (4) submits a final Certification of Final Enrollment for all its Claimants. A Claimant's inclusion in this category is subject to the review of all Enrollment documents for completeness

(2) Enrollment Deadline Date: Because Merck announced the waiver of its Walk Away Right as of August 4, 2008, the Enrollment Deadline Date under Section 1.2.2 and Section 17.1.26 of the Settlement Agreement was set as October 30, 2008. This was the final deadline for Enrolling Claimants in the Program. Thus Claimants may have Enrolled in the Program using the methods described in the Enrollment Instructions, but must have done so on or before October 30, 2008. Claimants who Enrolled (and submitted a Release) after March 31, 2008, and on or before October 30, 2008, will not be considered for an Interim Payment. Instead, the amount of any compensation to which they are entitled under the Program will be paid in full in a single payment at the time final payments are made. The Certification of Final Enrollment (the "CFE") is required of all Primary Counsel to indicate completion of the Enrollment stage for the firm's Vioxx clients. The final CFE for each Primary Counsel was due on October 30, 2008.

The 10/30/08 Enrollment Deadline Date has passed. The Parties have not authorized the Claims Administrator to extend that deadline for any reason for any person. Any Claimant who did not Enroll by that Deadline but wants to Enroll can send the Claims Administrator his or her Enrollment Documents and should do so as soon as possible, along with a statement of why they were not sent by 10/30/08. The Claims Administrator will present them to the Parties for their consideration. We cannot predict whether any of them will be accepted as timely.

A. ENROLLMENT METHODS

There are two alternative methods you can use to Enroll a Claimant:

(1) On-Line Enrollment Method: This method allows you go on-line to indicate which Claimant(s) you are ready to Enroll in the Program using your Vioxx Portal website, rather than sending in your Claimant Spreadsheet each time you submit Claimants for Enrollment. The On-Line Method also will generate an Enrollment Form that you will print, sign and submit according to Section C.2 below. This is the preferred method for Enrollment. The Parties have agreed to allow Primary Counsel to use this method to facilitate the Enrollment Form and Claimant Spreadsheet parts of the Enrollment process. If you use the On-Line Method, you still have to follow the Instructions below and send in all the other documents required for

Enrollment (identified in Items B.3 through B.7 below and then described in more detail in Sections D through H below).

OR

(2) Claimant Spreadsheet Enrollment Method: You were required to compile and submit a Claimant Spreadsheet identifying all your Claimants during the Registration Phase. The Claims Administrator returned that Claimant Spreadsheet to you with VCN numbers for each Claimant. You can Enroll Claimant(s) by sending the Claims Administrator a hard copy Enrollment Form and the current version of that Claimant Spreadsheet, with certain additional answers required of you for Enrollment, along with the other documents required for Enrollment (identified in Items B.3 through B.7 below and then described in more detail in Sections D through H below).

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL			
B. REQUIRED ENROLLMENT STEPS AND DOCUMENTS			
REQUIRED STEP OR DOCUMENT		**WHERE TO PERFORM OR OBTAIN**	**WHO PERFORMS OR SIGNS?**
B.1.	**Enrollment Form**	**1)** ***On-Line Method:*** This is the preferred method for Enrollment. Go to your Vioxx Portal website, using the User ID and Password issued by the Claims Administrator. On the far left of your Portal Home Page, click on Enrollment, and then click on On-Line Enrollment. Follow the Instructions in Section C.2 below and the directions on screen to complete this step on-line and print an Enrollment Form to sign and return. **OR** **2)** ***Claimant Spreadsheet Method:*** Go to the settlement website, www.browngreer.com/vioxxsettlement. Click on Enrollment and then click on Forms Required to Enroll. Select Enrollment Form and download it to your computer or network server. Follow the specific Instructions in Section C.3 below for the Claimant Spreadsheet.	Primary Counsel *Note: You must submit original hard copy of the Enrollment Form. Do not send pdf images. You can submit one Enrollment Form for more than one Claimant. You do not need to do a separate Enrollment Form for each Claimant.*
B.2.	**Claimant Spreadsheet**	**1)** ***On-Line Method:*** If you use the On-Line Method, you will not need to send in a Claimant Spreadsheet when you are ready to Enroll Claimants. Instead, use the On-Line Enrollment function on your Vioxx Portal website to identify the Claimant(s) you are ready to Enroll. Follow the specific Instructions in Section D.2 below and on screen to complete this step on-line. **OR** **2)** ***Claimant Spreadsheet Method:*** The Claims Administrator sent the Claimant Spreadsheet back to you after you submitted your Registration Materials. If you do not use the On-Line Method, you must add some additional answers (Questions 32 and 34-38) to that Spreadsheet and send it to the Claims Administrator each time you Enroll Claimant(s). Follow the specific Instructions in Section D.3 below for the Enrollment Form.	Primary Counsel *Note: You must submit an Excel Claimant Spreadsheet, if using that method. Do not send hard copy or pdf images.*
B.3.	**Stipulation of Dismissal with Prejudice**	Go to www.browngreer.com/vioxxsettlement. Click on Enrollment and then click on Forms Required to Enroll. Select Stipulation of Dismissal with Prejudice and download it to your computer or network server. Follow the specific Instructions in Section E below for the Stipulation of Dismissal.	Primary Counsel *Note: You must submit original hard copy. Do not send pdf images.*

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL			
B. REQUIRED ENROLLMENT STEPS AND DOCUMENTS			
REQUIRED STEP OR DOCUMENT		**WHERE TO PERFORM OR OBTAIN**	**WHO PERFORMS OR SIGNS?**
B.4.	**Release of All Claims**	The Claims Administrator has sent you individualized Releases for each of your Claimants, based on information you provided in your Registration Materials. Follow the specific Instructions in Section F below for the Release. If you do not have a Release on a Claimant, contact your CA Contact.	Claimants, Derivative Claimants and Primary Counsel *Note: You must submit original hard copy. Do not send pdf images.*
B.5.	**Medical Record Authorization Form**	The Claims Administrator has sent you individualized Medical Record Authorization Forms for each of your Claimants, based on information you provided in your Registration Materials. Follow the specific Instructions in Section G below for the Authorization Forms. If you do not have this Form for a Claimant, contact your CA Contact.	Claimant *Note: You can submit hard copy or separate pdf image for each document. Hard copy preferred.*
B.6.	**Employment Record Authorization Form**	The Claims Administrator has sent you individualized Employment Record Authorization Forms for each of your Claimants, based on information you provided in your Registration Materials. Submit this Form for a Claimant only if the Claimant seeks Extraordinary Injury Payments. Follow the specific Instructions in Section G below for the Authorization Forms. If you do not have this Form for a Claimant, contact your CA Contact.	Claimant *Note: You can submit hard copy or separate pdf image for each document. Hard copy preferred.*
B.7.	**Certification of Final Enrollment**	Go to www.browngreer.com/vioxxsettlement. Click on Enrollment and then click on Forms Required to Enroll. Select the Certification of Final Enrollment and download it to your computer or network server. Follow the specific Instructions in Section H below for this Form.	Primary Counsel *Note: You can submit original hard copy, or email or upload Form and Attachment A.*

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
C. SPECIFIC INSTRUCTIONS FOR THE ENROLLMENT FORM	
	STEP
C.1.	**General Instructions:** An Enrollment Form is required each time you are ready to submit Claimants for Enrollment. You do not need to do a separate Enrollment Form for each Enrolling Claimant. Instead, if you are ready to Enroll more than one Claimant at a time, you should prepare one Enrollment Form to cover all of them at once.
C.2.	**On-Line Method:** If you Enroll Claimants using the On-Line Method, you can complete the Enrollment Form on-line, using your secure Vioxx Portal and then print it to sign and submit. This is the preferred method, for it will save you time. To use the On-Line Method, follow these steps and then skip down to Sections E-H below to complete your Enrollment Package for the Claimant(s): (a) **Log on to Your Vioxx Portal:** Log on to your Vioxx Portal website, using the User ID and Password previously issued to you by the Claims Administrator. To access your Vioxx Portal, go to www.browngreer.com/vioxxsettlement and click on the Logon button. Then enter your User ID and Password. Your Password is case sensitive, so type it exactly as it appears on the Registration and Enrollment Materials letter you received from the Claims Administrator. Your User ID is not case sensitive, but be sure you type it in correctly when you attempt to log on. (b) **Click on Enrollment:** Once on your Vioxx Portal Home Page, click on Enrollment on the left side of the screen. (c) **Click on On-Line Enrollment:** Once in the Enrollment section, click on Submit Claimant(s) for Enrollment. Follow the steps on screen to identify the Claimants you are ready to Enroll. This method allows you to indicate on-line which Claimants you wish to Enroll, rather than having to send the Claims Administrator your entire Claimant Spreadsheet for that purpose. The on-line Instructions will guide you through this process. You will pick from a list of your Claimants which ones you wish to submit for Enrollment during this session. The list will display only those Claimants you have not previously submitted for Enrollment. You must answer certain questions concerning your Enrolling Claimants before you can proceed to the next step. (d) **Review, Print, and Sign the Enrollment Form Terms:** After you finish identifying the Claimants you wish to Enroll and answering the necessary questions pertaining to them, click on Print to print the Enrollment Form on your printer. It will print with a list of the VCNs and names of the Claimants you have chosen to submit for Enrollment during this session. Review that list and make sure it is complete and correct. If it is not, go back to (b) above and start over. If it is complete and correct, read and sign the Enrollment Form. Send the original signed hard copy of the Enrollment Form to the Claims Administrator by US Mail or Overnight Delivery. (e) **No Need to Send Claimant Spreadsheet:** If you use the On-Line Method, do not send the Claims Administrator a Claimant Spreadsheet to Enroll a Claimant you have submitted on-line. You still need to send the Claims Administrator the other Forms required for each Claimant for Enrollment, as explained in Sections E through H of these Instructions.

C. SPECIFIC INSTRUCTIONS FOR THE ENROLLMENT FORM

	STEP
C.3.	**Claimant Spreadsheet Method:** If you do not to use the On-Line Method, follow these steps to submit Claimants for Enrollment: (a) **Obtain the Enrollment Form:** Go to www.browngreer.com/vioxxsettlement. Click on Enrollment and then click on Forms Required to Enroll. Select the Enrollment Form and save it to your computer or network server. 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 the Enrollment Form that you download or receive is a live Word document, you can type the required information directly into that document before you print and sign it. (b) **Read Sections 1-4 of the Enrollment Form:** The Enrollment Form contains certain representations and acknowledgements from Primary Counsel on behalf of each Enrolling Claimant. (c) **Complete the Law Firm Information and Date:** The copy of the Enrollment Form you download from the Claims Administrator's website is a live document. Insert the law firm information requested in the gray boxes below the signature line on page 2 of the Enrollment Form. Insert the date next to the signature line. (d) **Print and Sign the Enrollment Form:** After completing Step (c), print the Enrollment Form and confirm that the information you entered in Step (c) appears on the printed Form. The Claimant(s)' Attorney should now sign the Form. (e) **Scan and Save your Enrollment Form:** After you have completed and signed the Enrollment Form, scan it and convert the file to a pdf. Save the pdf using the file name: "Enrollment Form for [Your Firm Name]." (f) **Prepare your Claimant Spreadsheet for Enrollment:** Using the most recent version of the Claimant Spreadsheet you have received from the Claims Administrator, follow the detailed Instructions for the Claimant Spreadsheet in Section D. 3 below. When you upload your Enrollment Form to your Vioxx Portal in the next Step (g) you will need to upload your Claimant Spreadsheet at the same time, as described in Step (h). (g) **Upload your Enrollment Form to your Vioxx Portal:** In addition to mailing or delivering to the Claims Administrator the signed original of your Enrollment Form (Step (i)), you should also upload a pdf image of your signed Enrollment Form when you upload your Claimant Spreadsheet to your Vioxx Portal. That will permit the Claims Administrator to link the correct Enrollment Form with the correct Claimant Spreadsheet. (h) **Upload your Claimant Spreadsheet to your Vioxx Portal:** When you upload your Enrollment Form to your Vioxx Portal, also upload your Claimant Spreadsheet prepared for Enrollment purposes as a live Excel workbook, so that the Claims Administrator will be able to link the correct Enrollment Form with the correct Claimant Spreadsheet. (i) **Send the Original Enrollment Form to the Claims Administrator:** Send the original signed hard copy of the Enrollment Form to the Claims Administrator by US Mail or Overnight Delivery.

	ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL
	D. SPECIFIC INSTRUCTIONS FOR THE CLAIMANT SPREADSHEET
	STEP
D.1.	**General Instructions:** The Claimant Spreadsheet was included as a step in the Enrollment process so that you could identify the Claimant(s) you are ready to Enroll at any given time. You can perform this same function by using the On-Line Method through your Vioxx Portal. If you use the On-Line Method, you do not need to send the Claims Administrator a new Claimant Spreadsheet each time you wish to Enroll Claimant(s). If you do not use the On-Line Method and instead use the Claimant Spreadsheet Method, you must send the Claims Administrator a new Claimant Spreadsheet each time you wish to Enroll Claimant(s).
D.2.	**On-Line Method:** This is the preferred method to Enroll Claimants. Follow the Instructions on the On-Line Method in Section C.2 above to use this method for Claimant(s) you are ready to Enroll. After your complete Section C.2, you can skip down to Section E below to continue the Enrollment steps for the Claimant(s).
D.3.	**Claimant Spreadsheet Method:** If you do not to use the On-Line Method, you need to send the Claims Administrator a complete Claimant Spreadsheet in Excel format each time you are ready to send in an Enrollment Package for a Claimant or group of Claimants. Follow these steps: (a) **Use the Claimant Spreadsheet Received from the Claims Administrator:** The Claims Administrator has sent back to you the Claimant Spreadsheet that you submitted with your Registration Materials. The version of the spreadsheet that the Claims Administrator returned to you contains the unique claim number ("VCN") assigned by the Claims Administrator to each Claimant. That VCN is critical for the future processing and tracking of each claim. Use this version of the Spreadsheet to send to the Claims Administrator for Enrollment, not the version you used for Registration. (b) **Add Answers to the Claimant Spreadsheet for Enrollment Purposes:** Answer Questions 32, 34, 35, 36, 37, 38, and 41 on the Claimants' tab of the Spreadsheet for each Claimant to whom the Enrollment Form you are submitting pertains: (1) Question 32: Answer Yes or No to indicate whether Primary Counsel has an interest in this claim as of the Date of Enrollment (see Question 36). (2) Question 34: Answer Yes or No to indicate whether Primary Counsel has received remuneration, or a promise of remuneration, in exchange for terminating an interest in this claim. (3) Question 35: Answer Yes or No whether you are submitting or have submitted Enrollment materials for that Claimant. (4) Question 36: Insert the same date that you use to date the Enrollment Form for this Claimant. (5) Question 37: If you answer Yes to Question 35, answer Question 37 with either: Will Enroll or Has Enrolled - No Court Approval of Release Required or Will Enroll or Has Enrolled - Court Approval of Release Required. (6) Question 38: This field is optional. Use it to elaborate on your answer to Question 37, if needed. (7) Question 41: Answer Yes or No to indicate whether any information from this Claimant

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
D. SPECIFIC INSTRUCTIONS FOR THE CLAIMANT SPREADSHEET	
	STEP
	for any of the three worksheets (Claimants, Derivative Claimants or Non-Primary Counsel) has been changed or if this Claimant has been added since your last submission. (c) **Save your Claimant Spreadsheet:** After you have answered the required questions in Step (b), save your spreadsheet as "Enrollment Spreadsheet for [Your Firm Name]." (d) **Upload your Claimant Spreadsheet to Your Vioxx Portal:** After you have saved your updated spreadsheet, upload your Claimant Spreadsheet as a live Excel workbook to your Vioxx Portal. You can email it to claimsadmin@browngreer.com but it is better if you upload it to your Vioxx Portal. (e) **Upload your Enrollment Form to your Vioxx Portal:** When you upload your Claimant Spreadsheet to your Vioxx Portal, also upload a pdf image of your signed Enrollment Form, so that the Claims Administrator will be able to link the correct Enrollment Form with the correct Claimant Spreadsheet. You can email it to claimsadmin@browngreer.com but it is better if you upload it to your Vioxx Portal.

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
E. SPECIFIC INSTRUCTIONS FOR THE STIPULATION OF DISMISSAL	
	STEP
E.1.	**General Instructions:** The Stipulation of Dismissal is to be submitted to the Claims Administrator as part of an Enrollment Package for a Claimant, so include it along with the other Enrollment documents for that Claimant and send them all at the same time. If the Claimant was subject to a Tolling Agreement and did not file a lawsuit or filed a lawsuit that has been dismissed of record before now, you do not need to prepare a Stipulation of Dismissal for that Claimant.
E.2.	**Obtain the Stipulation Form:** Download the Stipulation of Dismissal with Prejudice Form from www.browngreer.com/vioxxsettlement. Once on that website, click on Enrollment and then click on Forms Required to Enroll. Select the Stipulation of Dismissal with Prejudice and save it to your computer or network server. 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 the Stipulation Form that you download or receive is a live Word document, you can type the required information directly into that document after it is on your computer or network server. Use this Form for *each* Plaintiff with a pending lawsuit that you are Enrolling. Do not put more than one case in the same Stipulation. Make a separate Stipulation for each case or for each Plaintiff in a multiple-plaintiff case (include in it the Plaintiff's spouse and any other Derivative Claimants who sued along with that Plaintiff and would have to be dismissed from a pending lawsuit; do not make separate ones for all of them). Do not put multiple unrelated Plaintiffs in the same Stipulation, because, depending upon what happens in the Settlement Program, the Stipulation may be filed to dismiss a case or the Stipulation may be returned to the Claimant at different times for different Claimants.
E.3.	**Insert the Case Name:** In the top left portion of the Case Style, delete the "XXXXX" and replace it with the Plaintiff's name or names in the case.
E.4.	**Insert the Court Location:** In the Case Caption, delete "[COURT]" and replace it with the Court where the case is pending.
E.5.	**Insert the Court Division or Venue:** In the Case Caption, delete "[DIVISION OR VENUE]" and replace it with the Division or Venue where the case is pending.
E.6.	**Insert the Docket Number:** In the Case Caption, delete the "XXX" after "DOCKET NO." and insert the docket number of the case that is pending.
E.7.	**Insert the Applicable Rule:** In the first line of the text, delete "[applicable Rule]" and replace it with the State Rule or Fed.R.Civ.P 41 (for federal cases) that applies to the voluntary dismissal of the case from the Court in which it is pending. If you do not know and cannot determine the Rule that applies, just say "the Rule applicable to the voluntary dismissal of an action."

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
E. SPECIFIC INSTRUCTIONS FOR THE STIPULATION OF DISMISSAL	
	STEP
E.8.	**Insert the Plaintiff's Name:** In the second line of the text, delete the blank and insert the names of all Plaintiffs in the text, including a spouse, former spouse and any other Derivative Claimants who are named parties to the case or considered to be parties to the case under applicable law even if not expressly named as a party. If it is a multiple-plaintiff case and not all the Plaintiffs are dismissing, insert a clear statement as to which Plaintiffs are dismissing. If the suit was brought by a Representative Claimant, insert his or her name in the first blank and insert the name of the Claimant on whose behalf the suit was brought in the second blank. If the Plaintiff is not the Representative Claimant of the Eligible Claimant, then delete the text following the first blank: "[individually and as representative of ____________,]". Remember, as stated in Section E.2 above, do not put multiple Plaintiffs (other than the spouse or other Derivative Claimants of the Plaintiff) in the same Stipulation.
E.9.	**Do Not Materially Alter the Terms of the Stipulation:** Do not make changes to Stipulation text other than the text in brackets that you are instructed to change. Do not delete any words or sentences or otherwise attempt to change the Stipulation terms. For example, the case must be dismissed as to all defendants, so do not delete the language "all other named defendants."
E.10.	**Insert the Plaintiff's Attorney Name and Address:** Below the text on the left, there is a blank for the signature of Plaintiff's Attorney. Delete "[Attorney for Plaintiff]" and replace it with the name of the Attorney who will sign the Form. Delete "[Firm Name, Address and Telephone]" and replace it with the firm name and address information for the Attorney for Plaintiff.
E.11.	**LEAVE BLANK the Attorney for Merck Information:** Below the text on the right, there is a blank for the signature of Merck's Attorney. Leave this section on the Attorney for Merck blank and leave the place for the date under the Attorney for Merck line blank.
E.12.	**Save the Stipulation:** Create and save a Stipulation for each Plaintiff with a pending lawsuit.
E.13.	**Print, Sign and Date the Stipulation:** Print the Stipulation for each Plaintiff with a pending lawsuit. The Attorney for Plaintiff should sign and date the Stipulation in the appropriate blanks at the bottom left of the Stipulation. You do not need to get any signature from any Merck counsel on the Stipulation.
E.14.	**Send the Stipulation to the Claims Administrator:** Include the original signed hard copy of the Stipulation of Dismissal in the Enrollment Package for the Claimant and send the package to the Claims Administrator by US Mail or Overnight Delivery. You cannot submit these in pdf or by facsimile, for it has to be an original signature that could be filed in court if that time arrives.

F. SPECIFIC INSTRUCTIONS FOR THE RELEASE OF ALL CLAIMS	
	STEP
F.1.	**General Instructions:** Every Claimant must submit a complete original signed Release as part of the Claimant's Enrollment Package, so include it along with the other Enrollment Materials for that Claimant and send them at the same time.
F.2.	**Use the Release Form Sent to You by the Claims Administrator:** The Claims Administrator prepared a Release for each Claimant listed in your Claimant Spreadsheet with sufficient information to permit preparation of the Release, and sent those Releases to you either by email or by posting them to your Vioxx Portal website. Each Release was pre-filled with information on the Claimant taken from that provided in the Claimant Spreadsheet and each contained a Bar Code unique to that Claimant, so do not copy one person's Release and use it for someone else. If you have not accessed your forms already, go to your Vioxx Portal, download the Release to your computer or server, and print it out. If you have questions on how to do that, email or call your CA Contact.
F.3.	**Review the Claimant Information on the Cover Page of the Release:** The Cover Page to the Release contains a section showing the name, address, and other information about the Claimant (the Vioxx user.) Review the information in this section. If any of it needs to be changed, you need to go to your Vioxx Portal to correct it. The Date shown is the Date the Release was prepared, so do not change it. If the Claimant is deceased, do not change the Claimant's name, address, SSN, or anything else in this part of the Release. In that situation, you will make a change to indicate the Representative Claimant who is executing the Release on the signature page, as described below, but do not put the Representative Claimant's name or any of the Representative Claimant's information (address, SSN, etc.) in the box on the Cover Page. To change Claimant information shown on the Release, log on to your secure Vioxx Portal using your User ID and Password previously issued to you by the Claims Administrator. After you have successfully logged on, click on Claimant Search in the list of options on the left of your screen. This allows you to find the Claimants identified in your Claimant Spreadsheet for whom the Claims Administrator has sent you a Release. You can search two alternative ways: (a) *Specific Search:* Check Specific Search to search for a Claimant by VCN, First Name, Last Name, or Social Security Number. Fill in the information on the search criteria you choose to use and click Search. This search request is not case-sensitive. If you want to see all Claimants whose last name starts with B, for example, then just enter B in the Last Name field. The Search Results will appear on screen. Click on the desired Claimant to go to that Claimant's Demographic Page to change information on that Claimant. (b) *Search All:* If you want to see a list of all the Claimants in a Claimant Spreadsheet submitted by Primary Counsel, then click Search All. All Claimants will appear. Find the Claimant whose information you wish to change, and select that Claimant to go to that Claimant's Demographic Page to change information on that Claimant. Follow the instructions and answer the questions on the Claimant Demographic Page to change information on the Claimant that appears on the Release Cover Page. Any information you change here will be placed in the database on this Claimant and is a change to the Claimant Spreadsheet you previously submitted. That change will affect all Forms that use that information. You will be able to change any of the information about this Claimant, except the system will not allow you to: (a) change both the Last Name and First Name of a Claimant (you can change Last Name or First Name, but not both) or (b) change the Claimant's Last Name and the SSN entered. These controls are needed to prevent placing a different Claimant in the Release. If you need to make such change, contact your CA

F. SPECIFIC INSTRUCTIONS FOR THE RELEASE OF ALL CLAIMS

	STEP
	Contact and discuss why. After you have entered all applicable information, click Update. You will see links for a Claims Form, Release, Medical Authorization Form, and Employment Authorization Form. Select the Release. Then click Print to print a fresh Release for signature. If you need to change information in other places in the Release as described below, continue to those sections before printing. If you cannot use your Vioxx Portal to edit the Cover Page of the Release, then you or your clients should cross through what needs correcting and write in on the Cover Page the necessary changes in black ink and as legibly as possible. The Claims Administrator will enter those changes into the database on this Claimant.
F.4.	**Derivative Claimants:** If you identified Derivative Claimants in your answers to Question 39 and Questions 47 *et seq.* in the Claimant Spreadsheet as to a Claimant, then the Release the Claims Administrator prepared lists those persons as Derivative Claimant(s) on the Cover Page. You may have listed persons in your answer to Question 39 who are true Derivative Claimants, in the sense that they are pursuing their own claim for their own damages and that claim derives from some relationship with a Vioxx User, such as a spouse's claim for loss of consortium damages. These Instructions refer to these kinds of persons as "Derivative Claimants." All Derivative Claimants who were a party to a lawsuit or Tolling Agreement must sign the Release as a Derivative Claimant. You may also have identified in your answers to Question 39 and Questions 47 *et seq.* persons who are acting as representative of a claimant, meaning that they are not pursuing their own cause of action but instead are acting as the representative of a deceased or legally incompetent Vioxx User Claimant to bring the claim of that Vioxx User. Those Instructions refer to such persons as "Representative Claimants." A person acting as the Representative Claimant of the Vioxx User Claimant must sign on behalf of that Claimant. See Sections F.7 and F.10 below for an explanation of how a Representative Claimant is to sign the Release for a Vioxx User Claimant. In many cases, a Derivative Claimant may also be the Representative Claimant for a deceased or incapacitated Claimant. In that situation, the Derivative Claimant must sign the Release twice, once as the Representative Claimant on behalf of the Claimant and once on his or her own behalf as a Derivative Claimant. If the Release the Claims Administrator prepared does not already show all the Derivative Claimants associated with the claim, you must add any who are not listed. Also, if any of the information shown on the Cover Page for a Derivative Claimant is not correct or present, you will need to change it or add it. The best way to make any of these changes is to do them on-line using your Vioxx Portal. Log on to your Vioxx Portal. Follow the steps described in Section F.3 above to access the Release you need to change. After you open a Claimant's Release, the Screen will show a question asking first if the User Claimant has a Representative. If any of that information in incorrect or incomplete enter the correct information on the Representative Claimant. You will also see a list of Derivative Claimants as submitted in your Claimant Spreadsheet. If you need to change any of the information on a Derivative Claimant that appears on the Cover Sheet to the Release, select Edit for that Derivative Claimant. You will see a screen allowing you to enter or correct information on the Derivative Claimant. If you encounter the situation where a Derivative Claimant is deceased or incompetent, you can indicate here that the Derivative Claimant now has a representative serving as his or her Representative Claimant. When you have finished, click Update. You may also use the on-line system to add additional Derivative Claimants to a claim if not all are listed in the Release. After you open the Claimant's Release, click Add New Derivative Claimant to add a Derivative Claimant and then fill out the information required. Click Add. You may remove a Derivative Claimant from the Release by clicking Remove in the Derivate Claimant List. After you have

F. SPECIFIC INSTRUCTIONS FOR THE RELEASE OF ALL CLAIMS	
	STEP
	finished all changes, click Save and then Print to print a fresh Release for signature. If you cannot use your Vioxx Portal to edit the Release, then you or your clients should cross through what needs correcting on the Cover Sheet and write in the necessary changes in black ink and as legibly as possible. If you did not identify any Derivative Claimants for a Claimant in your Claimant Spreadsheet, the Cover Page to the Release contains one blank section to enter the information by hand for one Derivative Claimant. If there is more than one Derivative Claimant associated with the claim, before you write on it photocopy the Cover Page as many times as you need to have a page for each Derivative Claimant. Fill in the space on each Cover Page with the Derivative Claimant information as many times as you need.
F.5.	**Representative Claimants of Derivative Claimants:** If a Derivative Claimant is now deceased or is legally incompetent, a person acting as the authorized Representative Claimant must sign for that Derivative Claimant. Do not add that representative as a new Derivative Claimant on the Cover Page to the Release or otherwise change the Derivative Claimant's name on the Cover Page. Instead, just indicate in the Derivative Claimant's signature page who is signing for that deceased or incompetent Derivative Claimant and the capacity in which the person is acting. See Section F.10 below for an explanation of how a Representative Claimant is to sign the Release.
F.6.	**Complete Attachment 1 if a Special State Claimant:** If the Claimant: (i) is living now; (ii) lived at the time of Primary Injury or Secondary Injury; and/or (iii) filed lawsuits: in Arizona, Kansas, Ohio, Oklahoma, or Texas ("Special State Claimants"), you are responsible for making sure that the Release includes any co-defendants named in the lawsuit. If your Claimant Spreadsheet information placed your Claimant in a Special State Claimant status, then that Claimant's Release will have an Attachment 1. If you made a change to the Claimant address State on-line in Section F.3 above that added a Special State, you will be required to fill out an Attachment 1. When you complete an Attachment 1, you must list all the co-defendants named in the lawsuit on Attachment 1. If the co-defendant is a corporate entity, you must list it using the co-defendant's proper corporate name. If there were no co-defendants named in the lawsuit, you put "None" on Attachment 1. You should make these additions using your Vioxx Portal. Log on to your Vioxx Portal. Follow the steps described in Section F.3 above to access the Release you need to change. Click on Edit Attachment 1 and type in the co-defendants or, if there were no defendants other than Merck, click on the checkbox next to "No Co-Defendants for Release Attachment 1." Click Save to save the changes. If this is all you need to change in the Release, click Print to print a fresh Release for signature, or you can just print the Attachment 1. If you cannot use your Vioxx Portal to edit the Release, then write or type the co-defendants named in the lawsuit on Attachment 1, or write or type "None" on it. If your Claimant Spreadsheet did not place your Claimant in a Special State status but you later determined that you should have and you cannot do it yourself on-line, notify your CA Contact immediately so that the correct version of the Release can be generated and made available to you.

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
F. SPECIFIC INSTRUCTIONS FOR THE RELEASE OF ALL CLAIMS	
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F.7.	**Obtain Notarized Claimant Signature(s):** The Release must be signed by the Claimant or the Representative for a deceased or legally incompetent Claimant, in the "Releasor" blank after the text of the Release. The Releasor's signature must be properly notarized in the space provided. When a Representative Claimant signs, he or she should sign where the signature of the Releasor is to be made, "[Claimant/name] by [name of representative who is signing], as [fill in executor, or representative, or other legal status of the representative].' If you need to make any changes to the signature portion to indicate that a Representative Claimant is signing instead of the Claimant named, you can go on-line to your Vioxx Portal and make those changes. If a Representative Claimant is signing for a Claimant, do not change the Claimant's name on the Cover Page to the Release. Follow the steps described in Section F.3 above to access the Release you need to change and you can add information on the Representative Claimant on-line. If this is all you need to change in the Release, click Print to print a fresh Release for signature. If you cannot use your Vioxx Portal to edit the Release, then write or type these changes on the signature page where the Releasor signs, such as "John Doe, by Jane Doe, as the Executor of the Will of John Doe."
F.8.	**Complete and Sign Certification of Counsel for Each Releasor:** Counsel for the Releasor (the Claimant or a Representative Claimant of that Claimant) must also sign, complete and date the Certification of Counsel for the Releasor.
F.9.	**Obtain Notarized Derivative Claimant Signature(s):** The Release the Claims Administrator prepared has signature pages for each Derivative Claimant you listed for the claim in the Claimant Spreadsheet. If you did not list any Derivative Claimants for a Claimant in the Claimant Spreadsheet, the Release we generated has a blank signature page for a Derivative Claimant. If you added more Derivative Claimants to a Release using the on-line steps described in Section F.4 above and then printed the Release, it printed with added signature pages for each new Derivative Claimant. If you have not added persons on-line but instead are writing any in by hand, then, before you write on it, photocopy the Derivative Claimant signature page as many times as you need to have a page for each Derivative Claimant to sign. Each Derivative Claimant must sign a signature page. The Derivative Claimant's signature must be properly notarized. If a Representative Claimant is signing for a deceased or incompetent Derivative Claimant, then have that person sign as "[Derivative Claimant Name] by [Representative Claimant name], acting as [Executor, etc.]." Attach any additional Derivative Claimant signature pages to the back of the Release.
F.10.	**Complete and Sign the Certification of Counsel for Derivative Claimant:** Counsel for each Derivative Claimant must sign, complete and date the Certification of Counsel for Derivative Claimant. If the Release we prepared or you printed on-line yourself does not already include all the Derivative Claimants associated with the claim, you must copy the blank Certification of Counsel for Derivative Claimant Counsel and complete it for each Derivative Claimant. If there is more than one Derivative Claimant associated with the claim, before you write on it, photocopy the Certification of Counsel for Derivative Claimant Counsel page as many times as you need to have a page for each Derivative Claimant. The appropriate Counsel must sign each Certification. Attach any additional Certifications to the back of the Release.

F. SPECIFIC INSTRUCTIONS FOR THE RELEASE OF ALL CLAIMS

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F.11.	**Complete the Representative Section Whenever Anyone Signs as a Representative Claimant:** If a Claimant or Derivative Claimant is deceased or legally incompetent, a person who has legal authority to act for the estate of the deceased person or for the incompetent person must sign the Release. The question of who can act as a Representative Claimant on behalf of the estate of a deceased person or for an incompetent person is a function of the law of the State that applies to that claim. First determine which State's law applies to the claim. Then determine what that law requires to empower a person to act as the legal representative of a deceased person. Many states require an order appointing an executor of the estate, or the issuance of letters testamentary, or an order appointing a person to act for a person who died intestate. You must secure and provide to the Claims Administrator copies of whatever is necessary under the applicable state law to authorize the person signing as representative to bind the entire estate and all beneficiaries of the estate or to bind a person who is legally incompetent. Because these rules vary from state to state, the Claims Administrator cannot provide you with the rules applicable in your state. If the Release is signed by a duly and lawfully appointed representative of the Vioxx User Claimant or of a Derivative Claimant, that representative must describe his or her relationship to the Claimant or Derivative Claimant and the authority upon which he or she is permitted to sign the Authorization on behalf of the Claimant or Derivative Claimant in the "Title" line of the signature section (*e.g.*, guardian, executor or administrator of the Estate, etc. If you added a Representative Claimant for a Claimant or a Derivative Claimant on-line under Section F.3 or Section F.4 above, the title you entered on screen will be filled in the Releases you print. If you did not add this on-line, then write in the Title legibly in black ink.
F.12.	**Attach Representative Documentation:** If the Release is signed by a duly and lawfully appointed representative of the Claimant or a Derivative Claimant, that representative must attach to the Release proper documentation (*e.g.*, power of attorney, letters of administration) authorizing him or her to act in this representative capacity. If you do not have these papers now, send in your Release while you are obtaining them. They must, however, be submitted as soon as you can obtain them and before the claim can receive a Notice of Points Award in the Program.
F.13.	**Specific Cautions for the Release:** Because the Release is so crucial to Enrollment, you must be very careful to complete it correctly. Follow these specific guidelines: (a) Make sure the Claimant (or authorized Representative of a deceased or incapacitated Claimant) signs in the right place. (b) Make sure all Derivative Claimants (or authorized Representatives of deceased or incapacitated Derivative Claimants) sign in the right place. (c) Make sure Counsel signs in the right place. (d) The names in the signature must match the name of the Claimant (unless an authorized Representative of a deceased or legally incompetent Claimant signs for the Claimant) and the name of a Derivative Claimant. (e) If the Claimant or Derivative Claimant is deceased or legally incompetent, an authorized Representative must sign for him or her. At the location for the Claimant or Derivative Claimant signature, note that the signature is "by [name of signer] as the [fill in the position of the signer, such as executor or legal guardian]." Be sure to follow Section F.11 above. (f) Make sure the Notary fills out the correct notary space for each person signing the Release whose signature must be notarized and writes in the signer's name correctly, and that the Notary signs

F. SPECIFIC INSTRUCTIONS FOR THE RELEASE OF ALL CLAIMS

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	each place necessary. (g) Make sure that the Notary's commission has not expired and that the Notary affixes a seal or stamp (except in a state where no seal is required by law, in which case write "No Seal required by the law of [name of State]" below the Notary's signature). (h) Do not mark through, scratch out, add terms, or otherwise attempt to alter the terms of the Release. (i) Do not remove any pages from the Release. Make sure you return them all. (j) A lawyer may not sign for a Claimant or Derivative Claimant based only on a Power of Attorney. The Claimant (or authorized Representative of a deceased or incapacitated Claimant) and each Derivative Claimant must sign personally. (k) Make sure to date all signatures and all Notary signatures. (l) Make sure that the Notary date matches the date of signature by the person whose signature was notarized. (m) Do not send the Release by facsimile or electronic mail. It must be sent in original hard copy.

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
G. SPECIFIC INSTRUCTIONS FOR THE AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS AND THE AUTHORIZATION FOR RELEASE OF EMPLOYMENT RECORDS	
	STEP
G.1.	**General Instructions:** Every Claimant must submit a signed and complete Authorization for Release of Medical Records as part of the Claimant's Enrollment Package. The Employment Record Authorization Form is required as part of an Enrollment Package only if the Claimant is seeking Extraordinary Injury Payments under Section 4.2 of the Settlement Agreement.
G.2.	**Use the Authorization Form Sent to You by the Claims Administrator:** The Claims Administrator prepared an Authorization Form for each Claimant listed in your Claimant Spreadsheet with sufficient information to permit preparation of the Form, and sent those Forms to you either by email or by posting them to your Vioxx Portal website. Each Form was pre-filled with information on the Claimant taken from that provided in the Claimant Spreadsheet and each Form contains a Bar Code unique to that Claimant, so do not copy one person's Authorization and use it for someone else. Go to your Vioxx Portal, download the Forms to your computer or server, and print them out if you have not already done so. If you have questions on how to do that, email or call your CA Contact.
G.3.	**Review the Claimant Information:** Review the top portion of the Authorization Form and confirm that the Patient/Employee Name, Date of Birth, and Social Security Number are complete and accurate. If it is not accurate, follow Section G.5.
G.4.	**Insert the Litigation Case No.:** Insert the Litigation Case No. for the Claimant in the space provided for this information in the top portion of the Authorization Form, following the instructions in Section G.5. If the Claimant was subject to a Tolling Agreement and did not file a lawsuit or filed a lawsuit that has been dismissed of record before now, you do not need to fill in this part.
G.5.	**Changing Claimant Information On-Line:** To insert the Litigation Case No. or to change other Claimant Information at the top of the Authorization Form that is not accurate, you can change it on-line. Log on to your secure Vioxx Portal using your User Name and Password previously issued to you by the Claims Administrator. Follow the steps described in Section F.3 above to search and call-up a Claimant on line. After you have successfully logged on, click on "Claimant Search" in the list of options on the left of your screen. If you need to change information about the Claimant that appears in the Authorization Form, use the Claimant's Demographic Page in the same manner described for Releases in Section F.3, though if you have already followed the steps in F.3 to change that Claimant information in the Claimant's Release, those changes will automatically appear in the Claimant's Authorization Forms on-line and you will not have to make them again. You can just click on the Authorization Form you want after you have searched for and opened that Claimant's record on-line and then click Print to print it for Claimant signature. You need to put the Claimant's Litigation Case Number on the Authorization Form, if the Claimant has a pending lawsuit. Use the case number where the case is currently pending. You can write that legibly in black ink on the Form. Alternatively, you can go on-line as described in Section F.3 and search for a Claimant. When you select the Claimant, you will see links for a Claims Form, Medical Authorization Form, and Employment Authorization Form. Select the Form you wish to change and you can enter the case number on-line, click Update, and then click Print to print a fresh Form for Claimant signature. Entering the Litigation Case No. on-line will affect the Claims Administrator's master record for that Claimant.

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
G. SPECIFIC INSTRUCTIONS FOR THE AUTHORIZATION FOR RELEASE OF MEDICAL RECORDS AND THE AUTHORIZATION FOR RELEASE OF EMPLOYMENT RECORDS	
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G.6.	**LEAVE BLANK the Records Provider Section:** Following the Claimant Information portion, there are two blank lines for "Records Provider(s.)" *Do not fill in these lines.* Leave them blank so they can be filled in later by the Receiving Parties or their representatives or designated agents with the names of the healthcare providers and/or employers obtained during the settlement process.
G.7.	**LEAVE BLANK the Date:** On the second page of the Authorization, there are blanks for the date. *Do not date the Authorization.* The Receiving Party or their representatives or designated agents will date the Authorization when it is sent to the providers of the records.
G.8.	**Obtain the Claimant's Signature on the Authorization Form:** There is a signature blank next to the Date section on the second page of the Authorization Form. The Eligible Claimant or his/her respective, duly and lawfully appointed representative must sign the Authorization Form. Send the Authorization Form to your client for signature and instruct him/her to sign the Form, but not to date it or write anything in the Records Provider Section.
G.9.	**Complete the Representative Section:** If the Authorization Form is signed by a duly and lawfully appointed representative of the Eligible Claimant, that representative must describe his or her relationship to the Eligible Claimant and the authority upon which he or she is permitted to sign the Authorization Form on behalf of the Eligible Claimant (*e.g.*, guardian, executor or administrator of the Estate of Eligible Claimant, etc.), in the section below the signature on the Authorization Form. See Section F.10 above, in the Release section, for more information on who serves as an authorized representative. A power of attorney alone is not enough to act in a representative capacity for a deceased Claimant.
G.10.	**Attach Representative Documentation:** If the Authorization Form is signed by a duly and lawfully appointed representative of the Eligible Claimant, that representative must attach to the Authorization Form proper documentation (e.g., power of attorney, letters of administration) authorizing him or her to act in this representative capacity. If you do not have these papers now, send in your Form while you are obtaining them. They must, however, be submitted to the Claims Administrator before the claim can receive a Notice of Points Award in the Program.
G.11.	**Send the Authorization Form to the Claims Administrator:** You may submit a signed Authorization Form in two ways: (a) *Hard Copy Submission:* Include the original signed hard copy of the Authorization Form in the Enrollment Package for the Claimant and send the package to the Claims Administrator by US Mail or Overnight Delivery. This is the preferred method. If you send a hard copy, do not send a pdf. (b) *Electronic Submission:* You may send the Claims Administrator an Adobe pdf image of the signed Authorization Form. To so do so, log on to your Vioxx Portal and choose the Upload function, or email it to claimsadmin@browngreer.com. Make a separate pdf for this document. Do not combine it with any other documents in the pdf. If you send it in pdf, do not also mail or deliver the hard copy.

H. SPECIFIC INSTRUCTIONS FOR THE CERTIFICATION OF FINAL ENROLLMENT

	STEP
H.1.	**General Instructions:** In addition to Claimant-specific Enrollment requirements, Claimants are Enrolled only if their Primary Counsel submitted a signed Certification of Final Enrollment ("CFE") to the Claims Administrator on or before 10/30/08. You do not need to and should not send one for each Enrolled Claimant. ***NOTE: The Certification of Final Enrollment is the means by which you as Primary Counsel advise the Claims Administrator, the Court and Merck that you will not be Enrolling any Claimants in the Program beyond those you have already Enrolled. As a result, each Primary Counsel is to submit only one Certification of Final Enrollment.*** If you enrolled additional Claimants ***after*** you submitted your CFE, you must submit another CFE when you finish Enrolling Claimants. The CFE requires you to certify (1) that all Eligible Claimants in whose claims you have a financial interest have either enrolled in the Resolution Program or are listed on Attachment A of your CFE; and (2) that all Eligible Claimants listed on Attachment A of your CFE are Claimants to whom you have recommended Enrollment and whom you are making diligent efforts to Enroll, but you have not been able to locate them or the Claimant has not yet responded to your recommendation. For each of your Eligible Claimants who decides not to Enroll in the Program, Section 1.2.8 of the Settlement Agreement provides that you are to disclaim any Financial Interest in their claim and withdraw from representation of the Claimant, in a manner consistent with your ethical obligations. The steps you are to complete for Eligible Claimants who will not Enroll, Enrolling Claimants, and Eligible Claimants listed on Attachment A are listed below.
H.2.	**Instructions for Claimants Who Will Not Enroll:** For each of your Eligible Claimants who decides not to Enroll in the Program, Section 1.2.8 of the Settlement Agreement provides that you are to disclaim any Financial Interest in the claim and withdraw from representation of the Claimant, in a manner consistent with your ethical obligations. If you have any such Claimants, indicate that a Claimant has decided not to Enroll and that you have ended your financial interest in that claim by answering the questions found on your Vioxx Portal in Part 3 of the Enrollment Section: "Identify Claimant(s) Who Will Not Enroll." You can indicate your disclaimer of any Financial Interest in such claims by answering "No" to the question "Does Primary Counsel Have an Interest in this Claim?" Claimants who are not Eligible Claimants as defined by the Settlement Agreement are not required to Enroll. If you have any such Claimants, indicate that the Claimants will not Enroll by answering the questions found on your Vioxx Portal in Part 3 of the Enrollment Section. You can indicate that the Claimants are not Eligible Claimants by answering "No" to the question "Is this an Eligible Claimant (as defined by the Settlement Agreement)?"
H.3.	**Instructions for Enrolling Claimants:** For a Claimant to be Enrolled, for each Claimant you must: (a) register your intention to enroll by answering "Yes" to the On-Line Enrollment question or Question 35 of your Claimant Spreadsheet, or send us a Claimant List; (b) submit an original Enrollment Form; (c) submit an original Release; (d) submit an Authorization for Release of Medical Records; and (e) submit an original Stipulation of Dismissal for Claimants with lawsuits. You must complete these requirements by October 30, 2008. You also must submit one Certification of Final Enrollment for all your Claimants by October 30, 2008.

H. SPECIFIC INSTRUCTIONS FOR THE CERTIFICATION OF FINAL ENROLLMENT	
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	The Enrollment Status of each of your Claimants appears on the Enrollment Section of your Vioxx Portal and on the V4030: Enrollment Status Report that is periodically updated and posted to your Vioxx Portal for you to download.
H.4.	**Obtain the Certification of Final Enrollment:** Go to www.browngreer.com/vioxxsettlement. Click on Enrollment and then click on Forms Required to Enroll. Select the Certification of Final Enrollment and save it to your computer or network server. 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 the Certification of Final Enrollment that you download or receive is a live Word document, you can type the required information directly into that document.
H.5.	**Read the Certification of Final Enrollment:** The Certification of Final Enrollment contains certain representations and certifications of Primary Counsel.
H.6.	**Complete the Law Firm Information and Date:** The copy of the Certification of Final Enrollment you download from the Claims Administrator's website is a live document. Insert the law firm information requested in the gray boxes below the signature line. Insert the date next to the signature line.
H.7.	**Obtain Attachment A to the Certification of Final Enrollment:** List on Attachment A of your CFE all Eligible Claimants to whom you have recommended Enrollment and whom you are making diligent efforts to Enroll, but you have not been able to locate them or the Claimant has not yet responded to your recommendation. To obtain Attachment A, go to www.browngreer.com/vioxxsettlement. Click on Enrollment and then click on Forms Required to Enroll. Select Attachment A to Certification of Final Enrollment and save it to your computer or network server. 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 Attachment A to the Certification of Final Enrollment that you download or receive is a live Word document, you can type the required information directly into that document before you print it. If you have more than ten such Claimants, make an Attachment A in Excel, listing the Last Name, First Name, VCN and Social Security Number of each person who is still a client and who is not Enrolled. Send the Claims Administrator the live Excel version by email or by uploading it to us on the UPLOAD DOCUMENTS section of your Vioxx Portal (Step H.10 below).
H.8.	**If Submitting Hard Copies of the Certification of Final Enrollment and Attachment A, Print the Certification of Final Enrollment and Attachment A:** After completing Section H.4 and Attachment A, print the Certification of Final Enrollment and confirm that the information you entered in Section H.4 appears on the printed Form. You need to also print Attachment A and confirm that it lists all Eligible Claimants to whom you have recommended Enrollment and whom you are making diligent efforts to Enroll, but you have not been able to locate them or the Claimant has not yet responded to your recommendation.
H.9.	**Sign the Certification of Final Enrollment:** The Claimant(s)' Attorney (Primary Counsel) should sign the printed Form. Primary Counsel can insert an electronic signature, or scan in a signature, on an electronic Form and email the Form and Attachment A to the Claims Administrator, or upload them using your Vioxx Portal (see Step H.10 below). Confirm that the information on the Certification of Final Enrollment and Attachment A are correct before signing the Form.

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
H. SPECIFIC INSTRUCTIONS FOR THE CERTIFICATION OF FINAL ENROLLMENT	
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H.10.	**Submit the Certification of Final Enrollment and Attachment A to the Claims Administrator:** You can send the original signed hard copy of the Certification of Final Enrollment and Attachment A to the Claims Administrator by US Mail or Overnight Delivery. You can also email the Form and Attachment A to the Claims Administrator, or upload them to the Claims Administrator on the UPLOAD DOCUMENTS section of your Vioxx Portal. If you are sending us a live Excel list, you have to use email or the UPLOAD step.
H.11.	**Submit a New Certification of Final Enrollment if You Enroll Additional Claimants After Submission of a Certification of Final Enrollment:** If you enroll additional Claimants ***after*** you submit your CFE, you must submit a new CFE when you finish Enrolling Claimants. Repeat the steps in this section to submit a new CFE.
H.12.	**Deadline for Submission of the Certification of Final Enrollment:** The Certification of Final Enrollment (including Attachment A) must have be submitted to the Claims Administrator on or before 10/30/08. The Form and Attachment A should have been mailed or delivered to the Claims Administrator, postmarked no later than 10/30/08, or so that the Claims Administrator would receive it no later than 10/30/08.

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
I. ADDRESSES, DEADLINES AND STATUS OF SUBMISSIONS	
I.1.	**Sending Hard Copies to the Claims Administrator:** Send hard copies to the Claims Administrator by US Mail or Overnight Delivery as follows: *Mailing Address:* Claims Administrator P.O. Box 85031 Richmond, Virginia 23285-5031 *Delivery Address and Alternate Mailing Address:* Claims Administrator 115 S. 15th Street, Suite 400 Richmond, Virginia 23219-4209 For large volume submissions in cartons or boxes, delivery to the Claims Administrator or mail to the alternate mailing address is preferred over mail to the P.O. Box.
I.2.	**Enrollment Deadlines:** **(1) Deadline to be Considered for an Interim Payment:** As specified in Section 1.2.2.2 of the Settlement Agreement (as amended by the Second Amendment), Claimants represented by Primary Counsel will be considered for Interim Payment under Section 4.1 of the Settlement Agreement if: (a) on or before March 31, 2008, Primary Counsel (1) registered an intention to Enroll the Claimant by answering "Yes" to the On-Line Enrollment question or Question 35 of the Primary Counsel's Claimant Spreadsheet, or submitted a Claimant List identifying the Claimant; (2) submitted an original Enrollment Form for that Claimant; and (3) submitted an original Release for the Claimant; and (b) on or before October 30, 2008, Primary Counsel: (1) submitted an original Stipulation of Dismissal, if the Claimant has a pending lawsuit; (2) submitted an Authorization for Release of Medical Records; (3) submitted an Employment Records Authorization Form), if the Claimant seeks lost wages on a claim for Extraordinary Injury Payments; and (4) submitted a final Certification of Final Enrollment for all its Claimants. A Claimant's inclusion in this category is subject to the review of all Enrollment documents for completeness **(2) Enrollment Deadline Date:** Because Merck announced the waiver of its Walk Away Right as of August 4, 2008, the Enrollment Deadline Date under Section 1.2.2 and Section 17.1.26 of the Settlement Agreement was set as October 30, 2008. This was the final deadline for Enrolling Claimants in the Program. Thus Claimants may have Enrolled in the Program using the methods described in the Enrollment Instructions, but must have done so on or before October 30, 2008. Claimants who Enrolled (and submitted a Release) after March 31, 2008, and on or before October 30, 2008, will not be considered for an Interim Payment. Instead, the amount of any compensation to which they are entitled under the Program will be paid in full in a single payment at the time final payments are made. The Certification of Final Enrollment (the "CFE") is required of all Primary Counsel to indicate completion of the Enrollment stage for the firm's Vioxx clients. The final CFE for each Primary Counsel was due on October 30, 2008.

ENROLLMENT INSTRUCTIONS: PRIMARY COUNSEL	
I. ADDRESSES, DEADLINES AND STATUS OF SUBMISSIONS	
I.3	**Timeliness of Submissions:** Section 16.2 of the Settlement Agreement prescribes how delivery is measured for purposes of complying with deadlines: (a) Mailed documents must be postmarked on or before the deadline date. (b) Documents delivered by overnight delivery must be placed in the hands of a carrier on or before the deadline date. (c) Emailed documents must be sent on or before the deadline date, but only if the email is sent and is capable of being received by the Claims Administrator prior to midnight on the deadline date. Because of possible heavy email traffic, emails sent too close to midnight may not be received by the Claims Administrator until after midnight and will risk not meeting the deadline.
I.4	**Status of Submissions:** You may visit your Vioxx Portal to see what Enrollment Materials the Claims Administrator has received as to each of your Claimants. To access this function, log on to your Vioxx Portal and click on Enrollment on the left side of the screen to be taken to the Enrollment Main Page. On the Enrollment Main Page, select "4. Enrollment Status" to search your list of Claimants to determine whether the Claims Administrator has received a Release, Stipulation, Medical Authorization, or Employment Authorization as to a particular Claimant. The screen will state "Received" if the Claims Administrator has received that particular document as to that Claimant. If it does not state "Received," then the Claims Administrator has not received that document as to that Claimant. The Claims Administrator will use this vehicle to convey to you information on whether the Claims Administrator has reviewed an Enrollment document you submitted as to a particular Claimant and to notify you of any Deficiencies in a reviewed document under the Completeness Criteria agreed upon by the Parties to the Settlement Program, and the action you need to take to cure that Deficiency. That information will be posted to your Portal after your submissions have been reviewed by Merck and the Claims Administrator. If a deficiency is found in one of your submissions for a Claimant, we will give you notice of that assessment on this section of your Portal and you will be given a reasonable time to cure the Deficiency. If you then submit a timely cure, then the Claimant will be considered to be Enrolled based upon the date of your original submission of that document.