

CLAIMS ADMINISTRATOR

COURT REPORT NO. 12

November 21, 2008

**ELIGIBLE CLAIMANTS SUBMITTED FOR
ENROLLMENT**
(As of 11/20/08)

1.	Total Number of Eligible Claimants Enrolled	48,316
2.	Eligible Claimants (Excluding Claims Subject to Dismissal and Abandoned Tolling Claims)	48,419
3.	Percentage of Eligible Claimants Enrolled [Enrolled for Interim Payments = 91%]	99.79%

ELIGIBLE CLAIMANTS WITH INCOMPLETE ENROLLMENT PACKAGES

(As of 11/20/08)

	STATUS	Claimants	CFE Ex. A
1.	Missing Enrollment Form or Submission for Enrollment	7	0
2.	Missing All Enrollment Documents But Name Submitted	0	0
3.	Missing More than One Enrollment Document	302	132
4.	Missing One Enrollment Document:	159	19
5.	Missing Release	9	2
6.	Missing Stipulation of Dismissal	150	17
7.	Missing Medical Authorization	0	0
8.	TOTALS	468	151 ³

V4030		Enrollment Status Report for (As of 10/16/08)						
I. Status of Certification of Final Enrollment								
The Enrollment Status of your Claimants is set forth in Section II below. In addition to the Enrollment requirements addressed in Section II, Claimants are Enrolled only if their Primary Counsel submits a signed Certification of Final Enrollment ("CFE") to the Claims Administrator on or before 5/1/08. You have not submitted a CFE.								
II. Claimant Enrollment Status								
The status determinations posted here are not final. They are subject to all the terms of the Settlement Agreement, including the submission of a timely Certification of Final Enrollment, Merck's right under Section 1.2.6 of the Settlement Agreement to reject any or all Enrollment Forms submitted by counsel, and review of all Enrollment Documents for completeness.								
	VCN	Law Firm Unique ID	Claimant Name	Date Submitted for Enrollment	Release	MA	EA	Stipulation
A. Claimants Enrolled by Interim Payment Deadline (subject to review of Enrollment documents for completeness)								
1.			No Claimants in Section A					
A. Sub-Total:								
B. Other Enrolled Claimants (subject to review of Enrollment documents for completeness)								
2.			No Claimants in Section B					
B. Sub-Total:								
C. Claimants Not Enrolled Who Submitted an Enrollment Document (e.g. Release, Stipulation of Dismissal, etc.)								
3.			No Claimants in Section C					
C. Sub-Total:								
D. Claimants Not Enrolled Who Have Not Submitted Any Enrollment Documents								
4.			No Claimants in Section D					
D. Sub-Total:								
5.	Total:	0						

V4061		Enrollment Document Deficiencies for [Firm Name] (As of 11/19/08)							
	VCN	Firm Unique ID	Claimant Name	Release Deficiencies			Stipulation of Dismissal Deficiencies		
				Deficiencies	Posting Status	Date Posted	Deficiencies	Posting Status	Date Posted
1.				R-30	Deficiency	8/26/08			
2.				R-37i	Deficiency	9/23/08			
3.				R-15; R-16; R-32; R-36	Deficiency	7/29/08			
4.				R-30	Deficiency	9/3/08			
5.				R-30	Deficiency	11/1/08			
6.				R-30	Deficiency	8/26/08			
7.				R-30	Deficiency	9/3/08			
8.				R-30	Deficiency	7/25/08	Deficient	Deficiency	11/11/08

CLAIMS MATERIALS RECEIVED

(As of 11/20/08)

1.	Claims Form + PME Records Received	41,273
2.	No Claims Materials or Claims Form	4,192
3.	Claims Forms Only	1,942
4.	Claims Materials/No Claims Form	521
5.	Non-PME Records/No Claims Form	142
6	Non-PME Records/With Claims Form	1,310
7.	Materials Received, Not Yet Coded	380
8.	Firms Submitting Materials	935
9.	Pro Se Claimants Submitting Materials	347

**RESPONSES TO MATERIAL CLAIMS
PACKAGE DEFICIENCY NOTICES
(As of 11/20/08)**

1.	Notices Issued	13,446
2.	Firms Receiving Notices	427
3.	Pro Se Claimants Receiving Notices	176
4.	Deficiencies Cured	5,099
5.	Remaining Deficiencies	8,347
6.	Firms Viewing Notices	345 for 12,785 Claimants

CLAIMS REVIEW STATUS**(As of 11/20/08)**

1.	Uncured Material Deficiencies	8,347
2.	In Queue for Gates Review	~14,650
3.	In Gates Review Process	~17,970
4.	In Points Review Process	~4,360
5.	Claims Paid August – October	1,315
6.	Claims to be Paid 11/25/08	1,740
7.	TOTAL Paid or to be Paid	3,055

MI INJURY LEVEL SUMMARY**(As of 11/20/08)**

	INJURY LEVEL	AVERAGE POINTS
1.	Level 1	233.89
2.	Level 2	200.56
3.	Level 3	153.61
4.	Level 4	106.99
5.	Level 5	89.61
6.	Level 6	60.34
7.	Special Marker %	4.84%

RESPONSES TO NOTICE OF POINTS AWARDS**(As of 11/20/08)**

1.	Accepted, Not Yet Paid	197	5%
2.	Preliminary Appeals to CA	211	5.5%
3.	Appeals to Special Master	9	.2%
4.	Special Review	10	.3%
5.	No Decision	329	9%
6.	Paid or to Be Paid on 11/25/08	3,055	80%
7.	TOTAL	3,811	100%

CLAIMS PAID OR TO BE PAID ON 11/25/08		
1.	Number of Claimants Receiving Payment	3,055
2.	Number of Law Firms	167
3.	Current Per Point Value (MI)	\$1,915
4.	Total Interim Payment \$ Paid	\$247,317,013
5.	Special Marker Elections (\$5,000)	113
6.	Total Special Marker \$ Paid	\$502,330
7.	TOTAL PAID	\$247,819,343