

# ROZEN LAW FIRM, LLP

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## MEMORANDUM

TO: The Honorable Alan D. Moats (via email & FedEx)  
and All Parties (via email)

FROM: Michael K. Rozen, Director of Medical Monitoring

RE: Status Report of the Director  
*Jack Leach, et al. v. E.I. du Pont de Nemours and Co.*,  
C-8 PFOA Medical Monitoring Program

DATE: July 13, 2015

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On November 20, 2012, the Court appointed Michael K. Rozen, Esq. as Director of Medical Monitoring (the "Director") in the above-referenced matter to oversee the implementation of the Medical Panel Protocols for the Medical Monitoring Program (the "Program"). The Director has previously submitted 14 Status Reports to the Court summarizing the progress and status of planning for continued implementation of the Medical Panel Protocols, most recently on June 29, 2015.

The Program was launched with a mailing to approximately 98,000 potential Class Members in the beginning of September 2014 and Class Members have been registering, making appointments for and receiving monitoring pursuant to the Medical Panel Protocols. Each week the Director submits to the parties a Weekly Summary Report with detailed Program Statistics. Attached hereto is the Weekly Summary Report for the week ending July 10, 2015, which sets out in detail the current number of Program participants (6,521 Registrations to date) and their demographics, as well as, among other information, the number of scheduled physician monitoring appointments, the number of approved services, and the total amount approved for payment. Also attached is a CPT Code Summary Report setting forth the total services approved for payment by the Director through July 8, 2015, by CPT Code.

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The Honorable Alan D. Moats and All Parties

July 13, 2015

By agreement of the parties, the Director mails an Affidavit of Settlement Class Membership to all Registrants with insufficient documentation, along with a letter which explains that a completed and notarized Affidavit will be accepted as proof of Class Member status and eligibility to participate fully in the C-8 Medical Monitoring Program. As of July 10, 2015, a total of 5,767 Registrants have been deemed eligible for medical monitoring.

The parties continue to work with the Director, his team, and each other in good faith.

# C-8 Medical Monitoring Program

C-8MedicalMonitoringProgram.com

## WEEKLY SUMMARY REPORT

For the week ended July 10, 2015

### POTENTIAL PARTICIPANTS

	TOTAL PARTICIPANTS
Potential Participants Sent Notice Packet	99,000
Registrations Received*	6,521
a. Eligible for Medical Monitoring	5,767
b. Duplicate Registrations	314
c. Ineligible (see page 2 for details)	86
d. Deficient (see page 2 for details)	345
e. Under Review	9
Affidavit of Class Membership Mailed	430
a. Affidavits Received	135
b. Affidavits Incomplete	11
Physician Appointments Made by Eligible Class Members	1,591
Physician Appointments Scheduled after 7/10/2015	233
Physician Appointments Requested with Non HealthSmart Providers	4

\*If confirmed as a participant in the C-8 Health Study, the Program will use documentation on hand to confirm eligibility for Medical Monitoring.

### PAYMENTS

	WEEK ENDING 7/10/2015	CUMULATIVE TO DATE
Number of Approved CPT Code Services	154	4,223
Total Amount Approved for Payment	\$7,698.65	\$391,040.06
Total Amount of Funds Disbursed to HealthSmart	\$13,687.04	\$383,789.55
Balance in DuPont Medical Monitoring Escrow Account (as of 5/29/15)	\$0.00	\$667,886.10

### C-8 HEALTH STUDY PARTICIPANTS

	WEEK ENDING 7/10/2015	CUMULATIVE REGISTRANTS TO DATE
Participant	8	6,010
Non-Participant	3	511

### WATER DISTRICTS / SOURCES (AS REPORTED BY REGISTRANT)\*

	WEEK ENDING 7/10/2015	CUMULATIVE REGISTRANTS TO DATE
Little Hocking Water Association	1	1,352
Lubeck Public Service District	10	1,470
City of Belpre	0	982
Mason County Public Service District	0	1,388
Tuppers Plains - Chester Water District	0	1,303
Village of Pomeroy	0	441
Private Water Sources	0	343
Water District Not Identified by Registrant	0	350

\*Registrant may indicate multiple Water Districts / Sources.

# C-8 Medical Monitoring Program

C-8MedicalMonitoringProgram.com

## REGISTRANT DEFICIENCY REASONS

	TOTAL PARTICIPANTS
Deficient Registrants**	345
Registrants with only Administrative Deficiencies <i>(Authorized Representative Documents Insufficient or not Provided; Registrant DOB/SSN/Gender not Provided; Missing Signature; Identity not Verified; and/or Pending Address Confirmation by Water District)</i>	47
Registrants with Documentation Deficiencies ***	298
Documentation not Provided	53
Documents submitted do not establish a period of one year prior to December 4, 2004	63
Documents Submitted are not Legible	8
Documents with No Identification that Connects to Registrant	0
Documents with No Address	174

\*\*Each Registrant may be deficient for one or more reasons

\*\*\*33 Registrants with Documentation Deficiencies also have Administrative Deficiencies

## INELIGIBLE REGISTRANTS

	TOTAL PARTICIPANTS
Ineligible Registrants	86
Previously Opted-Out of the Class	0
Registrant Born on or After December 4, 2003	4
Registrants Whose Private Water Sources Tested Below 0.05 ppb of PFOA	0
Registrations Filed on behalf of Deceased Individuals	82

## CALL CENTER ACTIVITY

	WEEK ENDING 7/10/2015	CUMULATIVE CALLS TO DATE
Calls Received	70	5,843
a. Interactive Voice Response ("IVR") Only	19	1,140
b. Live Operator	51	4,703

## WEBSITE ACTIVITY

	WEEK ENDING 7/10/2015	CUMULATIVE TO DATE
Unique Visitors	33	6,221
Page Views	70	14,840

# C-8 Medical Monitoring Program

C-8MedicalMonitoringProgram.com

## TIME TO APPOINTMENTS

	TOTAL
7 days or less	283
8-15 days	370
16-24 days	216
More than 24 days	722

## APPOINTMENTS BY MEDICAL MONITORING PARTICIPANT LOCATION

ZIP CODE	TOTAL
26101	128
45714	126
45750	66
45723	64
26181	61
45769	56
25550	54
26104	52
25123	49
45742	49
26105	45
45771	41
45784	37
25253	30
25515	29
45772	24
26150	21
45760	21
45778	19
45701	19
45735	18
45724	18
25241	18
26164	17
25271	16
25502	16
26187	16
25287	15
25541	15
45729	14
26142	14
45631	13
25260	13
45743	13
25082	12
26133	11
25503	10
25520	9
45779	9
45710	9
25265	9
26184	9
26180	8
45786	8
25239	8

45775	7
44077	5
43787	5
26103	5
45764	5
33870	5
35953	5
26143	5
25705	4
25801	4
34759	4
25106	4
25504	4
32164	4
80227	4
45711	4
43105	4
25187	4
25560	3
43130	3
43947	3
45783	3
29715	3
25275	3
45744	3
25264	3
45720	3
45770	3
25177	3
25064	3
45768	3
45745	3
45620	3
40409	3
78624	2
25701	2
25526	2
25213	2
45177	2
34429	2
40517	2
45694	2
89130	2
24185	2
44805	2
74959	2
45623	2
45740	2
43147	2
26169	2
16063	2
23089	2
45056	2
26138	2
25248	2
31305	2
26170	2
43204	2

45712	2
36602	2
85718	2
25414	2
32176	2
26346	2
28273	2
45686	2
45728	2
26426	2
32533	2
45782	2
43731	2
45713	1
33947	1
26554	1
43231	1
43160	1
25314	1
32766	1
45773	1
43140	1
26146	1
45766	1
25703	1
26330	1
45788	1
33625	1
26508	1
21401	1
25033	1
43228	1
26415	1
45741	1
15357	1
26161	1
29461	1
25075	1
43230	1
25559	1
29526	1
45039	1
45777	1
25312	1
43056	1
28117	1
26178	1
43213	1
45069	1
45776	1
32724	1
41858	1
25545	1
43754	1
27703	1
43119	1
43081	1
45344	1

43123	1
91325	1
27051	1
33542	1
33538	1
39564	1
45767	1
45255	1
45171	1
25313	1
27301	1
45732	1
43701	1
25143	1
45739	1
26288	1
46311	1
43026	1
43138	1
43229	1
44140	1
45648	1
45212	1
73012	1
45674	1
43149	1
27513	1
32931	1
26102	1
40601	1
35901	1
45695	1
26421	1



**CPT Code Summary Report**

**TOTAL SERVICES APPROVED FOR PAYMENT AS OF July 8, 2015**

CPT Code	Code Description	CPT Code Total
810	Anesthesia for lower intestinal endoscopic procedures, endoscope introduced distal to duodenum	8
36415	Routine Venipuncture	621
45378	Colonoscopy , diagnostic	9
45380	Colonoscopy with biopsy, single or multiple	1
45384	Colonoscopy with removal of tumor(s)polyps by hot biopsy forceps or cautery	2
45385	Colonoscscopy with removal of tumors, polyp(s),or other lesion(s)by snare technique	2
71010	Chest X-ray, single view, frontal	1
71020	Chest X-ray, 2 views, frontal and lateral	9
74150	CT Scan of the abdomen without Contrast	12
74160	CT Scan of the abdomen with Contrast	5
74177	CT Scan of the abdomen and pelvis with Contrast	6
74181	MRI of the abdomen without contrast	5
76870	Ultrasound, scrotum and contents	20
76870-26	Ultrasound, scrotum and contents	1
80061	Serum Lipid panel	223
81001	Urinalysis, by dip stick with microscopy	173
81003	Urinalysis, by dip stick without microscopy	339
81015	Microscopic Exam of Urine	8
82270-QW	Occult Blood Feces	1
82274	Assay Test for Blood Fecal	35
82542	C-8 (PFOA) Test	878
84439	Thyroxine; free	139
84443	Thyroid Stimulating Hormone (TSH)	441
85025	Complete CBC w/AUTO DIFF WBC	127
85652	RBC SED Rate Automated	96
86140	C-Reactive Protein	52
86141	C-Reactive Protein HS	24
86300	Immunoassay Tumor CA 15-3	7
86301	Immunoassay Tumor CA 19-9	6
86304	Immunoassay Tumor CA 125	4

86376	Microsomal antibodies (thyroid or liver kidney)	89
86900	Histologic cell type	3
87493	Infectious agent detection by nucleic acid (DNA or RNA); Clostridium difficile, toxin gene(s), amplified probe technique	28
88305	Level IV - Surgical pathology, gross and microscopic examination	13
99202	New patient-Expanded Problem Focused	14
99203	Office/outpatient visit new presenting problems are of moderate severity. Physicians typically spend 30 minutes face to face.	282
99203-25	Office/outpatient visit new presenting problems are of moderate severity. Physicians typically spend 30 minutes face to face.	5
99204	Office/outpatient visit new presenting problems are of moderate to high severity. Physicians typically spend 45 minutes face to face.	72
99205	Office/outpatient visit new presenting problems are of moderate to high severity. Physicians typically spend 60 minutes face to face.	30
99212	Established patient- Problem Focused	3
99213	Office/outpatient visit EST presenting problems are of low to moderate. Physicians typically spend 15 minutes face to face.	231
99214	Office/outpatient visit EST presenting problems are of moderate to high severity. Physicians typically spend 25 minutes face to face.	139
99214-25	Office/outpatient visit EST presenting problems are of moderate to high severity. Physicians typically spend 25 minutes face to face.	2
99215	Office/outpatient visit EST presenting problems are of moderate to high severity. Physicians typically spend 40 minutes face to face.	26
99215-25	Office/outpatient visit EST presenting problems are of moderate to high severity. Physicians typically spend 40 minutes face to face.	2
99242	Office Consult.Problem low in severity, 30 minute face to face	2
99243	Office consult for a New or Established patient. Problems moderate in severity. 40 minute face to face.	1
99244	Office consult for a New or Established patient. Problems moderate to high in severity. 60 minute face to face.	3
93000	This code approved by the director as a special exception	1
80048	This code approved by the director as a special exception	2
80076	This code approved by the director as a special exception	1
81002	This code approved by the director as a special exception	1
93005	This code approved by the director as a special exception	1
G0121	This code approved by the director incident to colonoscopy	1
J2405	This code approved by the director as a special exception	2
j2250	This code approved by the director as a special exception	3
250	This code approved by the director incident to colonoscopy	1
258	This code approved by the director incident to colonoscopy	2
272	This code approved by the director incident to colonoscopy	1
490	This code approved by the director as a special exception	1
255	This code approved by the director as a special exception incident to CT scan.	2

710	This code approved by the director incident to colonoscopy	1
no code provided	Incident of colonoscopy approved by director as a special exception	3
Total Number of Services Approved for Payment		4,223
Total Amount Approved Payment		\$391,040.06