

# FEINBERG ROZEN, LLP

THE WILLARD OFFICE BUILDING  
1455 PENNSYLVANIA AVENUE, N.W.  
SUITE 390  
WASHINGTON, D.C. 20004-1008

(202) 371-1110 (TELEPHONE)

(202) 962-9290 (FAX)

WRITER'S DIRECT DIAL NUMBER

NEW YORK OFFICE  
780 3RD AVENUE  
26TH FLOOR  
NEW YORK, NEW YORK 10017-2024  
TEL: (212) 527-9600  
FAX: (212) 527-9611

## 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:** June 15, 2015

---

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 previously submitted to the Court reports summarizing the progress and status of planning for implementation of the Medical Panel Protocols on September 20, 2013, November 19, 2013, April 28, 2014, November 21, 2014, January 21, 2015, February 9, 2015, March 23, 2015, April 6, 2015, April 21, 2015, May 4, 2015, May 18, 2015, and June 1, 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 monitoring 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 June 12, 2015, which sets out in detail the current number of Program participants (6,497 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 June 11, 2015, by CPT Code.

## FEINBERG ROZEN, LLP

The Honorable Alan D. Moats and All Parties

June 15, 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. An additional 370 Class Members who were formerly deficient have been deemed eligible as a result of this process. As of June 12, 2015, a total of 5739 Registrants have been deemed eligible for medical monitoring.

# C-8 Medical Monitoring Program

C-8MedicalMonitoringProgram.com

## WEEKLY SUMMARY REPORT

For the week ended June 12, 2015

### POTENTIAL PARTICIPANTS

	TOTAL PARTICIPANTS
Potential Participants Sent Notice Packet	98,998
Registrations Received*	6,497
a. Eligible for Medical Monitoring	5,739
b. Duplicate Registrations	310
c. Ineligible (see page 2 for details)	86
d. Deficient (see page 2 for details)	355
e. Under Review	7
Physician Appointments Made by Eligible Class Members	1,486
Physician Appointments Scheduled after 6/12/2015	334
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 6/12/2015	CUMULATIVE TO DATE
Number of Approved CPT Code Services	134	3,684
Total Amount Approved for Payment	\$9,695.07	\$356,590.53
Total Amount of Funds Disbursed to HealthSmart	\$11,559.34	\$347,343.60
Balance in DuPont Medical Monitoring Escrow Account (as of 5/29/15)	\$0.00	\$667,886.10

### C-8 HEALTH STUDY PARTICIPANTS

	WEEK ENDING 6/12/2015	CUMULATIVE REGISTRANTS TO DATE
Participant	4	5,989
Non-Participant	0	508

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

	WEEK ENDING 6/12/2015	CUMULATIVE REGISTRANTS TO DATE
Little Hocking Water Association	1	1,350
Lubeck Public Service District	0	1,457
City of Belpre	1	980
Mason County Public Service District	2	1,387
Tuppers Plains - Chester Water District	0	1,299
Village of Pomeroy	0	439
Private Water Sources	0	342
Water District Not Identified by Registrant	1	348

\*Registrant may indicate multiple Water Districts / Sources.

# C-8 Medical Monitoring Program

C-8MedicalMonitoringProgram.com

## REGISTRANT DEFICIENCY REASONS

	TOTAL PARTICIPANTS
<b>Deficient Registrants**</b>	<b>355</b>
<b>Registrants with only Administrative Deficiencies</b> <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>	<b>46</b>
<b>Registrants with Documentation Deficiencies ***</b>	<b>309</b>
Documentation not Provided	55
Documents submitted do not establish a period of one year prior to December 4, 2004	64
Documents Submitted are not Legible	8
Documents with No Identification that Connects to Registrant	0
Documents with No Address	182

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

\*\*\*41 Registrants with Documentation Deficiencies also have Administrative Deficiencies

## INELIGIBLE REGISTRANTS

	TOTAL PARTICIPANTS
<b>Ineligible Registrants</b>	<b>86</b>
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 6/12/2015	CUMULATIVE CALLS TO DATE
<b>Calls Received</b>	<b>113</b>	<b>5,565</b>
a. Interactive Voice Response ("IVR") Only	18	1,086
b. Live Operator	95	4,479

## WEBSITE ACTIVITY

	WEEK ENDING 6/12/2015	CUMULATIVE TO DATE
<b>Unique Visitors</b>	<b>40</b>	<b>6,032</b>
<b>Page Views</b>	<b>84</b>	<b>14,494</b>

# C-8 Medical Monitoring Program

C-8MedicalMonitoringProgram.com

## TIME TO APPOINTMENTS

	TOTAL
7 days or less	279
8-15 days	359
16-24 days	209
More than 24 days	639

## APPOINTMENTS BY MEDICAL MONITORING PARTICIPANT LOCATION

ZIP CODE	TOTAL
26101	127
45714	117
45723	64
26181	59
45750	58
25550	52
45769	52
26104	49
45742	47
25123	43
26105	42
45771	36
45784	32
25253	28
25515	27
45772	22
26150	19
45760	19
25241	18
26164	17
45735	17
45701	17
45778	16
45724	16
25271	16
25502	16
25287	15
26187	14
45729	14
25082	12
25260	12
26142	12
25541	12
45631	11
26133	11
45743	10
25503	10
25265	9
45710	9
26184	9
25520	8
45779	8
25239	8
45786	8

45775	7
26180	7
43787	5
26103	5
33870	5
26143	5
35953	5
44077	5
32164	4
25705	4
34759	4
25801	4
25504	4
45764	4
43105	4
45711	4
80227	4
25264	3
45720	3
45744	3
25064	3
45770	3
25177	3
45768	3
45745	3
45620	3
40409	3
43947	3
25560	3
29715	3
25275	3
45783	3
32176	2
26346	2
43731	2
25187	2
45782	2
32533	2
45728	2
26426	2
43130	2
78624	2
25526	2
25701	2
34429	2
45177	2
16063	2
40517	2
45694	2
89130	2
25213	2
45623	2
74959	2
25106	2
43147	2
45740	2
31305	2

26169	2
23089	2
26138	2
25248	2
85718	2
25414	2
26170	2
43204	2
36602	2
26161	1
29461	1
45712	1
26415	1
45741	1
15357	1
43228	1
45039	1
29526	1
45777	1
25312	1
43056	1
28117	1
26178	1
26146	1
45766	1
25703	1
26330	1
45056	1
45776	1
32724	1
45069	1
41858	1
27703	1
43119	1
25075	1
43230	1
25559	1
43081	1
45344	1
43123	1
27051	1
33542	1
25545	1
43754	1
45171	1
39564	1
45255	1
33538	1
40601	1
45732	1
25313	1
27301	1
43701	1
25143	1
45739	1
26288	1
46311	1

43026	1
43138	1
43149	1
27513	1
32931	1
26102	1
45648	1
73012	1
45674	1
43229	1
44140	1
26421	1
45695	1
35901	1
45788	1
28273	1
43140	1
26554	1
43231	1
45713	1
26508	1
21401	1
25033	1
43160	1
25314	1
32766	1
45773	1



**CPT Code Summary Report**

**TOTAL SERVICES APPROVED FOR PAYMENT AS OF June 11, 2015**

Code Description	CPT Code Total
Anesthesia for lower intestinal endoscopic procedures, endoscope introduced distal to duodenum	8
Routine Venipuncture	564
Colonoscopy , diagnostic	9
Colonoscopy with biopsy, single or multiple	1
Colonoscopy with removal of tumor(s)polyps by hot biopsy forceps or cautery	1
Colonoscopy with removal of tumors, polyp(s),or other lesion(s)by snare technique	2
Chest X-ray, single view, frontal	1
Chest X-ray, 2 views, frontal and lateral	9
CT Scan of the abdomen without Contrast	9
CT Scan of the abdomen with Contrast	5
CT Scan of the abdomen and pelvis with Contrast	5
MRI of the abdomen without contrast	2
Ultrasound, scrotum and contents	16
Ultrasound, scrotum and contents	1
Serum Lipid panel	186
Urinalysis, by dip stick with microscopy	145
Urinalysis, by dip stick without microscopy	286
Microscopic Exam of Urine	7
Occult Blood Feces	1
Assay Test for Blood Fecal	29
C-8 (PFOA) Test	811
Thyroxine; free	118
Thyroid Stimulating Hormone (TSH)	378
Complete CBC w/AUTO DIFF WBC	107
RBC SED Rate Automated	82
C-Reactive Protein	42
C-Reactive Protein HS	21
Immunoassay Tumor CA 15-3	5
Immunoassay Tumor CA 19-9	5
Immunoassay Tumor CA 125	4

Microsomal antibodies (thyroid or liver kidney)	74
Histologic cell type	2
Infectious agent detection by nucleic acid (DNA or RNA); Clostridium difficile, toxin gene(s), amplified probe technique	26
Level IV - Surgical pathology, gross and microscopic examination	11
New patient-Expanded Problem Focused	13
Office/outpatient visit new presenting problems are of moderate severity. Physicians typically spend 30 minutes face to face.	234
Office/outpatient visit new presenting problems are of moderate severity. Physicians typically spend 30 minutes face to face.	5
Office/outpatient visit new presenting problems are of moderate to high severity. Physicians typically spend 45 minutes face to face.	58
Office/outpatient visit new presenting problems are of moderate to high severity. Physicians typically spend 60 minutes face to face.	28
Established patient- Problem Focused	3
Office/outpatient visit EST presenting problems are of low to moderate. Physicians typically spend 15 minutes face to face.	202
Office/outpatient visit EST presenting problems are of moderate to high severity. Physicians typically spend 25 minutes face to face.	126
Office/outpatient visit EST presenting problems are of moderate to high severity. Physicians typically spend 25 minutes face to face.	2
Office/outpatient visit EST presenting problems are of moderate to high severity. Physicians typically spend 40 minutes face to face.	21
Office/outpatient visit EST presenting problems are of moderate to high severity. Physicians typically spend 40 minutes face to face.	2
Office Consult.Problem low in severity, 30 minute face to face	1
Office consult for a New or Established patient. Problems moderate in severity. 40 minute face to face.	1
Office consult for a New or Established patient. Problems moderate to high in severity. 60 minute face to face.	3
This code approved by the director as a special exception	1
This code approved by the director as a special exception	1
This code approved by the director as a special exception	1
This code approved by the director as a special exception	1
This code approved by the director as a special exception	1
This code approved by the director as a special exception	2
This code approved by the director as a special exception	1
This code approved by the director as a special exception	1
Incident of colonoscopy approved by director as a special exception	3
<b>Total Number of Services Approved for Payment</b>	<b>3,684</b>
<b>Total Amount Approved Payment</b>	<b>\$356,590.53</b>