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UNITED STATES DISTRICT COURT
DISTRICT OF CONNECTICUT

FILED

IN RE POLYCHLOROPRENE RUBBER ("CR") ANTITRUST LITIGATION	NO. 3:05MD1642 ¹ 2005 SEP 27 A 8:39
THIS DOCUMENT RELATES TO:	U.S. DISTRICT COURT NEW HAVEN, CT 3:05CV00367 (PCD) 3:05CV00368 (PCD) 3:05CV00369 (PCD) 3:05CV00370 (PCD) 3:05CV00394 (PCD) 3:05CV00605 (PCD) North American Rubber Thread Company, Inc. v. Bayer AG, et al. 3:05CV00519(PCD)

**[PROPOSED] ORDER AND FINAL JUDGMENT
(SYNDIAL S.p.A F/K/A ENICHEM S.p.A.)**

The Class Plaintiffs¹ and defendant Syndial S.p.A. ("Syndial") f/k/a Enichem S.p.A. entered into the Settlement Agreement to fully and finally resolve the Syndial Settlement Class' claims against Syndial and other Releasees. On July 8, 2005, the Court entered its Amended Order Granting Preliminary Approval of Proposed Settlement with Syndial S.p.A. F/K/A Enichem S.p.A. ("Preliminary Approval Order"). Among other things, the Preliminary Approval Order authorized the Class Plaintiffs to disseminate notice of the proposed settlement, fairness hearing, and related matters to the Syndial Settlement Class. Notice was provided to the Syndial Settlement Class and the Court held a fairness hearing on September 21, 2005.

Having the Class Plaintiffs' Motion for Final Approval of Proposed Settlement With Defendant Syndial S.p.A. F/K/A Enichem S.p.A., Approval of the Plan of Allocation, Certification of the Syndial Settlement Class, and Affirmation of the Appointment of Class

¹ All capitalized terms have the same meaning as those used in the Settlement Agreement with Syndial dated as of April 7, 2005 ("Settlement Agreement").

Counsel Pursuant to Rule 23(g) submitted to the Court, the responses (if any) of Syndial Class Members, oral argument presented at the fairness hearing, and the complete records and files in this matter,

IT IS HEREBY ORDERED, ADJUDGED AND DECREED:

1. The Court has jurisdiction over the subject matter of this litigation.
2. Terms capitalized in this Order and Final Judgment have the same meanings as those used in the Settlement Agreement.
3. The Preliminary Approval Order outlined the form and manner by which the Class Plaintiffs would provide the Syndial Settlement Class with notice of the settlement, the fairness hearing, and related matters. The notice program included individual notice to Syndial Settlement Class Members that could be identified through reasonable effort, as well as the publication of a summary notice in *The Wall Street Journal*, *The International Herald Tribune*, *the Financial Times*, *Rubber & Plastics News*, *Chemical Market Reporter*, *European Rubber Journal*, and *Rubber World*. Proof that the mailing and publication conformed with the Preliminary Approval Order has been filed with the Court. This notice program fully complied with Rule 23² and provided due and adequate notice to the Syndial Settlement Class.
4. The settlement was attained following an extensive investigation of the facts, including the analysis and organization of over hundreds of thousands of pages of documents produced by the Defendants. The settlement resulted from vigorous arm's-length negotiations which were undertaken in good faith. Counsel for both the Class Plaintiffs and Syndial have

² References to "Rule ___" are to the Federal Rules of Civil Procedure.

significant experience with antitrust class actions. Class Counsel competently represented the Syndial Settlement Class' interests.

5. Final approval of the settlement with Syndial is granted pursuant to Rule 23(e) because the settlement is "fair, reasonable and adequate" to the Syndial Settlement Class. In reaching this conclusion, the Court considered: (a) the complexity, expense, and likely duration of the litigation; (b) the Syndial Settlement Class' reaction to the settlement; (c) the stage of the proceedings and the amount of discovery completed; (d) the risks of establishing liability; (e) the risks of establishing damages; (f) the risks of maintaining the class action through the trial; (g) Syndial's ability to withstand a greater judgment; (h) the reasonableness of the settlement considering the best possible recovery; and (i) the reasonableness of the settlement considering the risks of continued litigation.

6. The Plan of Allocation set forth in the Class Notice is "fair, reasonable and adequate" to the Syndial Settlement Class and, therefore, is granted final approval.

7. The following Syndial Settlement Class is certified pursuant to Rule 23:

All persons and entities who purchased Polychloroprene in the United States, or from a facility located in the United States, directly from a Defendant or its co-conspirators from January 1, 1999 through December 31, 2003. Excluded from the class are all governmental entities, the Defendant, their co-conspirators, and their respective parents, subsidiaries and affiliates.

This Syndial Settlement Class satisfies the prerequisites to certification set forth in Rule 23(a) in that: (a) the Syndial Settlement Class is so numerous that joinder of all members is impracticable; (b) the Syndial Settlement Class Members share common questions of law or fact; (c) the Class Plaintiffs' claims are typical of those of the Syndial Settlement Class; and (d) the

Class Plaintiffs have, and will, fairly and adequately protect the interests of the Syndial Settlement Class. In addition, the requirements of Rule 23(b)(3) are satisfied in that: (a) common questions of law or fact predominate over questions affecting only individual members; and (b) litigating this case as a class action is superior to other methods available for the fair and efficient adjudication of the controversy. Therefore, final certification of the Syndial Settlement Class is granted.

8. The Class Plaintiffs previously appointed by the Court (Alfa Adhesives, Inc.; Chemionics Corporation; Crossfield Products Corporation; Rubber Millers, Inc.; and Standard Rubber Products, Inc.) are adequate representatives of the Syndial Settlement Class and hereby are appointed as the class representatives.

9. Pursuant to Rule 23(g), Class Counsel previously appointed by the court (Cohen, Milstein, Hausfeld & Toll, P.L.L.C.; Gold Bennett Cera & Sidener LLP; Bolognese & Associates, LLC; and Levin, Fishbein, Sedran & Berman) are appointed as counsel for the Syndial Settlement Class, and Brenner, Saltzman & Wallman LLP is appointed as liaison counsel for the Syndial Settlement Class. These firms have, and will, fairly and competently represent the interests of the Class.

10. The people/entities identified on Exhibit A have timely and validly requested exclusion from the Syndial Settlement Class and hereby are excluded from the Syndial Settlement Class. Such people/entities are not included in or bound by this Order and Final Judgment and may individually pursue claims (if any) against Syndial. Having excluded themselves from the Syndial Settlement, such people/entities are not entitled to any recovery from the settlement proceeds obtained through this settlement. However, this Final Order and

Judgment in no way affects the right of such people/entities to participate in any recovery obtained from any other Defendant.

11. All Released Claims are hereby dismissed with prejudice and without costs. The Releasers are barred from instituting or prosecuting, in any capacity, an action or proceeding that asserts a Released Claim against any Releasee. This dismissal applies only in favor of Syndial and the Releasees. It is made without prejudice to any claims the Syndial Settlement Class have against any other Defendant.

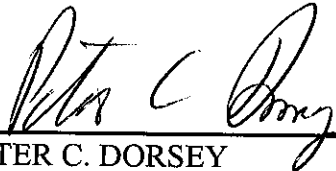
12. The escrow account established by the parties, and into which Syndial has already deposited the \$4,200,000 settlement amount, is approved as a Qualified Settlement Fund pursuant to Internal Revenue Code Section 468B and the Treasury Regulations promulgated thereunder.

13. Neither the Settlement Agreement, nor any act performed or document executed pursuant to the Settlement Agreement, may be deemed or used as an admission of wrongdoing in any civil, criminal, or administrative proceeding.

14. Without affecting the finality of this Order and Final Judgment, the Court retains exclusive jurisdiction over: (a) the enforcement of this Order and Final Judgment; (b) the litigation between the Class Plaintiffs and all remaining Defendants; (c) the implementation, administration, and enforcement of the Settlement Agreement; (d) any application for an award of attorneys' fees and reimbursement of litigation expenses made by Class Counsel; and (e) the distribution of the settlement proceeds to the Syndial Settlement Class Members.

15. Pursuant to Rule 54(b), the Court finds that there is no just reason for delay and the Court hereby directs the entry of judgment as to defendant Syndial.

Dated: September 21, 2005



HON. PETER C. DORSEY
UNITED STATES DISTRICT JUDGE

In re CR Antitrust Litigation
Gilardi & Co. LLC
P.O. Box 1100
Corte, Madera, California 94976-1100, U.S.A

REQUEST FOR EXCLUSION FROM SYNDIAL SETTLEMENT CLASS

We confirm that we have received the NOTICE OF PENDENCY AND OF PROPOSED SETTLEMENT OF CLASS ACTION AND HEARING ON SETTLEMENT APPROVAL AND PLAN OF ALLOCATION, in the matter entitled *IN RE POLYCHLOROPRENE RUBBER ("CR") ANTITRUST LITIGATION*, MDL No.1642, in the United States District Court for the District of Connecticut. We confirm that we have decided not to participate in the proposed settlement and hereby request exclusion from the Syndial Settlement Class.

August 23, 2005

Marubeni Plax Corporation
4-16, Nihonbashi Bakurocho 1-chome,
Chuo-ku, Tokyo 103-0002, Japan
(81) 3-5641-5127



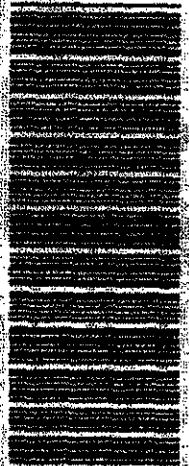
T. Igarashi
CORPORATE SENIOR VICE PRESIDENT
MEMBER OF THE BOARD
CORPORATE & BUSINESS ADMINISTRATIVE DIV.



1234 56789 1011 1213 1415 1617 1819 2021 2223 2425 2627 2829 3031 3233 3435 3637 3839 4041 4243 4445 4647 4849 5051 5253 5455 5657 5859 6061 6263 6465 6667 6869 7071 7273 7475 7677 7879 8081 8283 8485 8687 8889 9091 9293 9495 9697 9899 100101 102103 104105 106107 108109 110111 112113 114115 116117 118119 120121 122123 124125 126127 128129 130131 132133 134135 136137 138139 140141 142143 144145 146147 148149 150151 152153 154155 156157 158159 160161 162163 164165 166167 168169 170171 172173 174175 176177 178179 180181 182183 184185 186187 188189 190191 192193 194195 196197 198199 200201 202203 204205 206207 208209 210211 212213 214215 216217 218219 220221 222223 224225 226227 228229 230231 232233 234235 236237 238239 240241 242243 244245 246247 248249 250251 252253 254255 256257 258259 260261 262263 264265 266267 268269 270271 272273 274275 276277 278279 280281 282283 284285 286287 288289 290291 292293 294295 296297 298299 300301 302303 304305 306307 308309 310311 312313 314315 316317 318319 320321 322323 324325 326327 328329 330331 332333 334335 336337 338339 340341 342343 344345 346347 348349 350351 352353 354355 356357 358359 360361 362363 364365 366367 368369 370371 372373 374375 376377 378379 380381 382383 384385 386387 388389 390391 392393 394395 396397 398399 400401 402403 404405 406407 408409 410411 412413 414415 416417 418419 420421 422423 424425 426427 428429 430431 432433 434435 436437 438439 440441 442443 444445 446447 448449 450451 452453 454455 456457 458459 460461 462463 464465 466467 468469 470471 472473 474475 476477 478479 480481 482483 484485 486487 488489 490491 492493 494495 496497 498499 500501 502503 504505 506507 508509 510511 512513 514515 516517 518519 520521 522523 524525 526527 528529 530531 532533 534535 536537 538539 540541 542543 544545 546547 548549 550551 552553 554555 556557 558559 560561 562563 564565 566567 568569 570571 572573 574575 576577 578579 580581 582583 584585 586587 588589 590591 592593 594595 596597 598599 600601 602603 604605 606607 608609 610611 612613 614615 616617 618619 620621 622623 624625 626627 628629 630631 632633 634635 636637 638639 640641 642643 644645 646647 648649 650651 652653 654655 656657 658659 660661 662663 664665 666667 668669 670671 672673 674675 676677 678679 680681 682683 684685 686687 688689 690691 692693 694695 696697 698699 700701 702703 704705 706707 708709 710711 712713 714715 716717 718719 720721 722723 724725 726727 728729 730731 732733 734735 736737 738739 740741 742743 744745 746747 748749 750751 752753 754755 756757 758759 760761 762763 764765 766767 768769 770771 772773 774775 776777 778779 780781 782783 784785 786787 788789 790791 792793 794795 796797 798799 800801 802803 804805 806807 808809 810811 812813 814815 816817 818819 820821 822823 824825 826827 828829 830831 832833 834835 836837 838839 840841 842843 844845 846847 848849 850851 852853 854855 856857 858859 860861 862863 864865 866867 868869 870871 872873 874875 876877 878879 880881 882883 884885 886887 888889 890891 892893 894895 896897 898899 900901 902903 904905 906907 908909 910911 912913 914915 916917 918919 920921 922923 924925 926927 928929 930931 932933 934935 936937 938939 940941 942943 944945 946947 948949 950951 952953 954955 956957 958959 960961 962963 964965 966967 968969 970971 972973 974975 976977 978979 980981 982983 984985 986987 988989 990991 992993 994995 996997 998999 1000

AL WASHINGTON

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SRP

IN RE CR ANITRUST LITIGATION

GILARDI & CO., LEO

P.O. BOX 1110
CORTE MADENA, CA 94976-1110

IT'S
Contact person's name and phone number

CLAIM CENTER

SEP 06 2005

Form with various fields and checkboxes, including 'SHIP TO' and 'SHIP FROM' sections.

Marubeni
MARUBENI CORPORATION
C.P.O. BOX 595, TOKYO 100-8892, JAPAN
CABLE: MARUBENI TOKYO

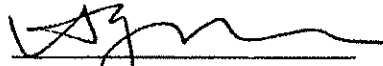
In re CR Antitrust Litigation
Gilardi & Co. LLC
P.O. Box 1100
Corte, Madera, California 94976-1100, U.S.A

REQUEST FOR EXCLUSION FROM SYNDIAL SETTLEMENT CLASS

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August 2, 2005

Marubeni Corporation
4-2, Ohtemachi 1-chome, Chiyoda-ku
Tokyo 100-8088, Japan
(81) 3-3282-4867



Hideyuki Yasue
Corporate Vice President
General Manager
Legal Department

ANA

国際線 ☎ 0120-029-333
国内線 ☎ 0120-029-222

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226 7153 346 ORIGIN **TYO** DESTINATION CODE **SRF**

550090007 Payer account number and insurance details (if applicable)

Product: **ZYX** DESTINATION: **XYZ**

Company name: **MARUBENI CORPORATION** Address: **4-2 OHEMACHI 1-CHOME GHIYODA-KU, TOKYO JAPAN**

Receiver: **IN RE CR ANITRUST LITIGATION GILARDI & CO. LLC P.O. BOX 1100 CORTE, MADREA, CALIFORNIA 94976-1100 U.S.A.**

CLAUDE PEREZ (circled in red)

REFUSED TO BE RECEIVED (circled in red)

AUG 11 2005

COMPLAINT COMPANY DOCUMENT (circled in red)

Declared Value for Customs: **0.00** Harmonized Commodity Code: **0.00**

TYPE OF EXPORT: Consignment Return Temporary

Destination: **USA** (USA, Canada, Mexico, Central America, Caribbean, South America, Europe, Africa, Asia, Oceania, Australasia)

SHIPPER'S DECLARATION: I am the shipper and I hereby declare that the contents of this parcel are as stated on the invoice and are not dangerous goods.

RECEIVER'S DECLARATION: I am the receiver and I hereby declare that I have received the parcel in good condition and that the contents are as stated on the invoice.

Signature: **CLAUDE PEREZ** (circled in red)

Stamp: **16:49 05/08/05**

THE T

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Omya GmbH

Gilardi & Co. LLC
P.O. Box 1110
Corte Madera, CA 94976-1110

USA

July 20th, 2005

Polychloroprene Rubber Antitrust Litigation

Dear sirs,

In relation to the proposed DDE settlement class, we hereby submit our request for exclusion from the above.

Identification of purchaser:

Full name: Omya GmbH
Address: Brohler Str. 11a
50944 Köln
Germany

Yours faithfully,

Daniel J. Reuss
General Manager
Sales & Marketing Central Europe

ppa. Peter M. Kudla
Head of Distribution & Business Development
Central Europe

Dieses Papier wurde hergestellt unter Verwendung von natürlichem Calciumcarbonat: einwandfrei für Omya-Gruppe

Omya GmbH
Brohler Straße 11a · 50988 Köln
Geschäftsführer:
Dr. Josef Korak
Oliver Berger
Christoph Heinekamp
Daniel J. Reuss

Telefon (02 21) 37 75 - 0
Telefax (02 21) 37 18 84
www.omya.de
USt-IdNr. DE 123059873
Steuer-Nr. 219/5828/0258
HR.-Nr. AG Köln B-1588

Deutsche Bank AG Köln
S.W.I.F.T.-Code: DEUT DE 33
(BLZ 370 700 60) Nr. 2 222 503
Deutsche Bank AG Brüssel
Nr. 026.0002420.12
Deutsche Bank AG Amsterdam
Nr. 26.54.62.487

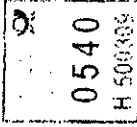
Dresdner Bank AG Köln
(BLZ 370 800 40) Nr. 437 671700
HypoVereinsbank Köln
(Bl. Z. 370 200 90) Nr. 3 730 255

*Omnia GmbH
Rothstraße 11a
50968 Köln Germany*



Ein guter Partner:
OMYA GmbH Köln

OMYA



RECEIVED
JUL 29 2005



CLAIM
In re CRAMER Litigation
Gilardi & Co. LLC
P.O. Box 1110
Corte Madera, CA 94976-1110

Deutsche Post

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Avis de réception



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FAILURE TO USE THIS ENVELOPE MAY DELAY PROCESSING



August 25, 2005

VIA CERTIFIED MAIL -- RETURN RECEIPT REQUESTED

Exclusion Requests

In re CR Antitrust Litigation (Syndial)

c/o Gilardi & Co., LLC

P.O. Box 1110

Corte Madera, CA 94976-1110

Re: *In re Polychloroprene Rubber ("CR") Antitrust Litigation,*
MDL No. 1642 (D. Conn.)

To Whom It May Concern:

As the authorized designee of the entities identified in this letter, I am writing to inform you that **Parker Hannifin Corporation**, 6035 Parkland Boulevard, Cleveland, Ohio 44124-4141, its subsidiaries, affiliates, partners, divisions, departments, units, assigns and predecessors, including without limitation, Dayco Products, Inc., Dayco Products, LLC, Imperial Eastman LLC, ITR Hydraulics Corporation, Wynn's International, Inc., Wynn's Oil Company, Wynn's Precision, Inc., Goshen Rubber Co., Inc., G N C Corporation, Syracuse Rubber Products Inc., Adell Plastics, Palmer Plastics, G S H, Waukesha Rubber Company, AEC Holdings, Inc., Acadia Elastomers Corporation, Acadia Polymers Corporation, Acadia Polymers Corporation of Illinois, Acadia Polymers Corporation of Canada, Webster Holdings, Inc., Webster Plastics, Inc., Leader Holdings, Inc., Leader Gasket, Inc., Leader Gasket (Cyprus) Limited, Leader Gasket of Slovakia, S R.O., The Advanced Products Company, Advanced Products NV, Advanced Products (Seals and Gaskets) Ltd., Advanced Products France Srl, Parker I.T.R. Srl and Parker I.T.R. S.p.A. (including subsidiaries, affiliates, partners, divisions, departments, units, assigns and predecessors of the above-mentioned entities), **request exclusion** from the Class described in the *Notice of Pendency and of Proposed Settlement of Class Action and Hearing on Settlement Approval and Plan of Allocation* ("Notice"), dated July 8, 2005, in *In re Polychloroprene Rubber ("CR") Antitrust Litigation*, MDL No. 1642 (D. Conn.).

Please remove the foregoing entities from any Class list that you have compiled or that you compile in the future, and please mail to us all pleadings, motions and other papers hereafter served in the case.

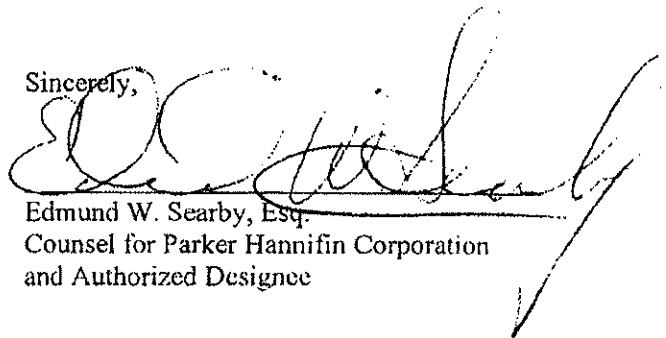
ATTORNEYS AT LAW

SCOTT + SCOTT
1200 BROADWAY
SUITE 2000
NEW YORK, NY 10004
TEL: 212 312 2000
FAX: 212 312 2001
WWW.SCOTTANDSCOTT.COM

Exclusion Requests
In re CR Antitrust Litigation
c/o Gilardi & Co., LLC
August 25, 2005
Page 2

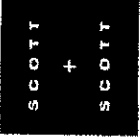
Thank you for your help with this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Edmund W. Searby', written over a horizontal line.

Edmund W. Searby, Esq.
Counsel for Parker Hannifin Corporation
and Authorized Designee

cc: Thomas A. Piraino, Jr., Esq.
General Counsel
Parker Hannifin Corporation
6035 Parkland Boulevard
Cleveland, Ohio 44124-4141



**RETURN RECEIPT
REQUESTED**

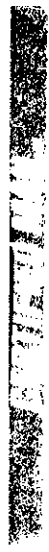
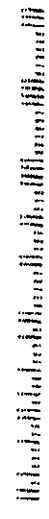
Exclusion Requests
In re CR Antitrust Litigation (Syndial)
c/o Gilardi & Co., LLC
P.O. Box 1110
Corte Madera, CA 94976-1110



7004 1160 0001 6082 8363

ATTORNEYS AT LAW

94976+1110-10





August 25, 2005

VIA CERTIFIED MAIL -- RETURN RECEIPT REQUESTED

Exclusion Requests

In re CR Antitrust Litigation (Syndial f/k/a Enichem)
c/o Gilardi & Co., LLC
P.O. Box 1110
Corte Madera, CA 94976-1110

Re: *In re Polychloroprene Rubber ("CR") Antitrust Litigation,*
MDL No. 1642 (D. Conn.)

To Whom It May Concern:

As the authorized designee of the entities identified in this letter, I am writing to inform you that **PolyOne Corporation**, 33587 Walker Road, Avon Lake, Ohio 44012, its subsidiaries, affiliates, partners, divisions, departments, units, assigns and predecessors, including without limitation, M.A. Hanna Company, The Geon Company, PolyOne Elastomers and Performance Additives, M.A. Hanna Rubber Compounding, Burton Rubber Company, Colonial Rubber Works, Inc., Chase Elastomer Corporation, Mach 1 Compounding a division of Burton Rubber Company, Southwest Chemical Service, M.A. Hanna Polimeros, S.A. de C.V., Hanna France SARL, M.A. Hanna U.K. Ltd., PolyOne de Mexico S.A. de C.V., PolyOne Elastomers Canada, Inc., PolyOne Deutschland, GmbH, PolyOne France S.A.S., PolyOne Canada Inc. and PolyOne Belgium S.A. (including subsidiaries, affiliates, partners, divisions, departments, units, assigns and predecessors of the above-mentioned entities), **request exclusion** from the Class described in the *Notice of Pendency and of Proposed Settlement of Class Action and Hearing on Settlement Approval and Plan of Allocation* ("Notice"), dated July 8, 2005, in *In re Polychloroprene Rubber ("CR") Antitrust Litigation*, MDL No. 1642 (D. Conn.).

Please remove the foregoing entities from any Class list that you have compiled or that you compile in the future, and please mail to us all pleadings, motions and other papers hereafter served in the case.

ATTORNEYS AT LAW

CONNECTICUT
OHIO
CALIFORNIA

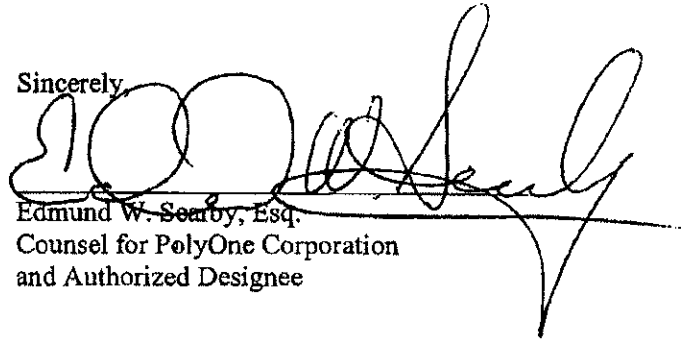
SCOTT + SCOTT, LLC
33 RIVER STREET
CHAGRIN FALLS, OH 44022

440 247-8200 VOICE
440 247-8275 FAX
SCOTT.LAW@SCOTT-SCOTT.COM
WWW.SCOTT-SCOTT.COM

Exclusion Requests
In re CR Antitrust Litigation
c/o Gilardi & Co., LLC
August 25, 2005
Page 2

Thank you for your help with this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Edmund W. Searby', written over a horizontal line. The signature is stylized and cursive.

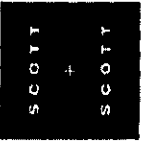
Edmund W. Searby, Esq.
Counsel for PolyOne Corporation
and Authorized Designee

cc: Wendy C. Shiba, Esq.
Chief Legal Officer
PolyOne Corporation
33587 Walker Road
Avon Lake, Ohio 44012

CERTIFIED MAIL™



7004 JJ60 0001 6082 8356



**RETURN RECEIPT
REQUESTED**



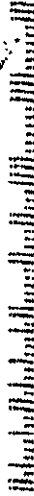
SCOTT + SCOTT, LLC ATTORNEYS AT LAW
33 RIVER STREET
CHACRIN FALLS, ON 44022

SCANNED

Exclusion Requests
In re CR Antitrust Litigation (Syndial I/ka
Enichem)
c/o Gilardi & Co., LLC
P.O. Box 1110
Corte Madera, CA 94976-1110

**RECEIVED
AUG 30 2005
CLAIM CENTER**

9497691110



DISTRIFLEX

DISTRIFLEX n.v.
Zenitlaan 2
B-2340 Beerse • Belgium
Tel: +32 (14) 61.99.09
Fax: +32 (14) 61.00.42
E-mail: distriflex@distriflex.com

**In re CR Antitrust Litigation
Gilardi & Co. LLC
P.O. Box 1110
Corte Madera, California 94976-1110
USA**

Beerse, August 31st 2005

Subject: Request for exclusion

Dear Sir, Madam,

Further to the litigation letter we received for the company Dupont Dow Elastomers LLC, we as Distriflex N.V., based in the Zenitlaan 2 in 2340 Beerse, Belgium wish to inform you that we exclude ourselves from the proposed Syndial Settlement Class.

Yours sincerely,



Benoit De Keyser
CEO
Distriflex N.V.

AirWay Bill

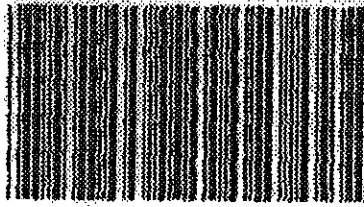
Page 1 of 1

DOX

DHL

Destination:

SRF



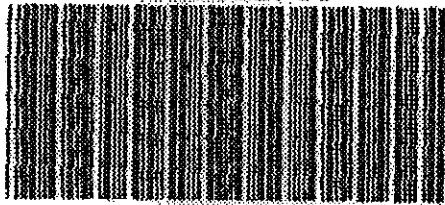
Acct: 270875522

Date: 01-Sep-2005

Ref: Letter from Liesbeth Vanderleyden.

Airwaybill:

9840023955



Customs Value: NVD

Weight: 0.5 kgs

Origin: BRU

Pcs: 1

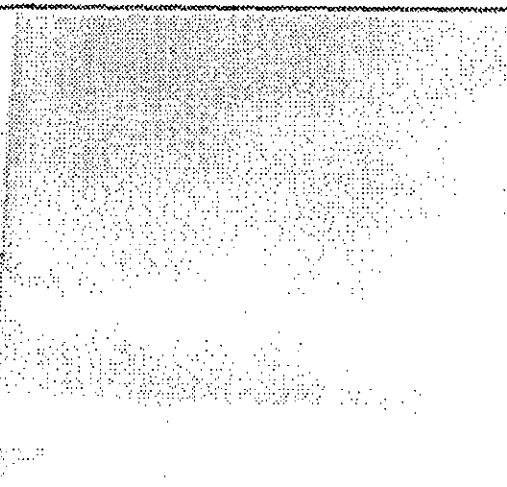
FR: DISTRIFLEK

Anne Broeckx
Zenitlaan 2
Deerze, Antwerpen
2340 Belgium
Ph: 014619909 Fax: 014610042

TO: Gilardi & Co LLC

RECEIVED
SEP 06 2005
CLAIM CENTER
FORNIA
94939 United States Of America
Ph: 3214619909

Description: Letter from Liesbeth Vanderleyden.



F.H. ENGEL S.A.

Claudio Arax 7.800 • Pudahuel • Casilla 61-D • Santiago • Chile • Tel: (56 2) 610 7000 • Fax: (56 2) 643 4374 • email: fhengola@hngel.cl • www.fhngel.cl

Santiago, August 2nd 2005

MESSRS

In re CR ANTITRUST LITIGATION

C/O GILARDI & CO. LLC

CORTE MADERA, CA 04976-1110

UNITED STATES

Dear Sir,

MDL N° 1642

ON DUE COURSE WE RECEIVED "NOTICE OF PENDING AND OF PROPOSED SETTLEMENT OF CLASS ACTION AND HEARING ON SETTLEMENT APPROVAL AND PLAN OF ALLOCATION"

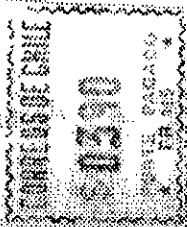
WE WOULD APPRECIATE YOUR EXCLUDING OUR COMPANY OF THIS CLAIM AS WE ARE NOT INTERESTED IN ANY PAYMENT / REIMBURSEMENT

CORDIALLY


p.p. F.H. ENGEL S.A.

AA/mt

Place



RECEIVED
SEP 09 2005
CLAIM CENTER

In re CR Antitrust Litigation
Gilardi & Co. LLC
P.O. Box 1110
Corte Madera, CA 94976-1110



ECHM1

