

SULZER SETTLEMENT TRUST CLAIMS ADMINISTRATOR PROCEDURE			
CAP No.	21	Effective Date	November 18, 2002
SUBJECT	Inapplicability of Section 3.6(d) Offsets for Advance Payments Made by Sulzer for Medical Expenses		

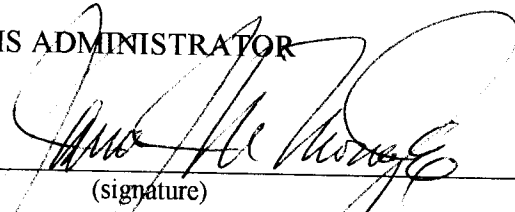
1. **Purpose.** The Class Action Settlement Agreement in *In re Sulzer Hip Prosthesis and Knee Prosthesis Product Liability Litigation* (“Settlement Agreement”) provides that advances or other payments made by Sulzer to Class Members prior to the Insurance Proceeds Delivery Date (“Advance Payments”) shall offset, with certain limitations, Settlement benefit awards to Class Members from the APRS Fund, the Extraordinary Injury Fund, the Subrogation and Uninsured APR Sub-Fund of the Professional Services Fund, and certain Derivative Claimant awards. [Section 3.6(d)]. This Claims Administrator Procedure (“CAP”) clarifies the applicability of Section 3.6(d) offsets to Advance Payments for medical expenses. Capitalized terms not otherwise defined in this CAP shall have the meanings given them in the Settlement Agreement.

2. **No Offsets Pursuant to Section 3.6(d) for Advance Payments Related to Medical Expenses.** If Sulzer has made an Advance Payment, as reported to the Claims Administrator pursuant to CAP 7 on behalf of a Class Member, and the Advance Payment is, in the judgment of the Claims Administrator, related to medical expenses related to an Affected Product, the Advance Payment shall not be counted against the Class Member’s award of Settlement benefits. By way of clarification, any Advance Payments made to a Class Member related to legal fees, lost wages, personal expenses, pain and suffering, in addition to any direct payment to the Class Member by Sulzer, shall count as Advance Payments which shall offset Settlement awards pursuant to Section 3.6(d) of the Settlement Agreement.

3. **Duration of this CAP.** This CAP shall apply from the Effective Date stated above and shall terminate upon the earlier of: (i) cancellation or modification of this CAP by the Claims Administrator; or (ii) an order of the Court canceling or modifying the terms of this CAP.

APPROVED:

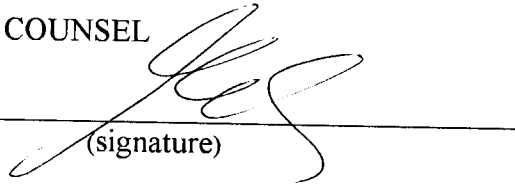
CLAIMS ADMINISTRATOR

By: 
(signature)

Name: James J. McMonagle
(printed or typed)

Date: 11/15/02

CLASS COUNSEL

By: 
(signature)

Name: R. Eric Kennedy
(printed or typed)

Date: 11-18-02