

SULZER SETTLEMENT TRUST CLAIMS ADMINISTRATOR PROCEDURE			
CAP No.	28	EFFECTIVE DATE	FEBRUARY 17, 2003
SUBJECT	APRS Fund Benefits if Revision Surgery Requires Multiple Procedures		

1. **Purpose.** Sections 3.4 and 3.5(b) of the Settlement Agreement provide for benefits from the Affected Product Revision Surgery Fund for Class Members who have undergone an Affected Product Revision Surgery. Section 1.1(g) defines Affected Product Revision Surgery. This Claims Administrator Procedure (“CAP”) clarifies what surgical procedures constitute an APRS and whether Class Members may seek multiple APRS Fund benefits for revision of a single Affected Product where multiple surgical procedures were related to the revision. Capitalized terms not otherwise defined in this Claims Administrator Procedure (“CAP”) shall have the meaning given them in the Settlement Agreement.

2. **One APRS Benefit Per Affected Product.** An Affected Product Recipient, or related Representative Claimant if eligible, may receive one APRS benefit, pursuant to Section 3.4(a) of the Settlement Agreement, for each APRS undergone by the APR. A Derivative Claimant may receive one APRS benefit, pursuant to Section 3.5(b) of the Settlement Agreement, for each APRS his or her related APR underwent. An APR may undergo only one APRS for each Affected Product implanted in an APR.

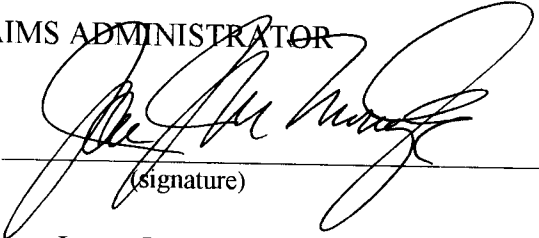
3. **APRS Complete Upon Permanent Removal of an Affected Product.** Section 1.1(g) defines APRS as the “surgical removal and/or replacement of an Affected Product for reason other than trauma.” An APRS is complete upon the permanent removal of an Affected Product from an APR’s body. If the Affected Product is only temporarily removed, and then re-implanted in the APR’s body, that removal does not constitute an APRS. If an Affected Product is permanently removed from an APR’s body, and in a subsequent surgical procedure a new acetabular component, or other like device, is implanted in the APR’s body, the APRS is complete after the first surgical procedure to remove the Affected Product. The second surgical procedure is not an APRS.

4. **Timeliness of Submission of APRS Claim.** For purposes of measuring the timeliness of a submission to the Claims Administrator of an APRS Claim, the APRS Claim related to the removed Affected Product shall be considered timely if made within 180 days of the date on which the Affected Product is removed from the Class Member. Further, APRS Claims, in order to be compensable from the Affected Product Revision Surgery Fund, must be predicated on removal of an Affected Product on or before the dates prescribed in Section 3.4 of the Settlement Agreement.

5. **Duration of this CAP.** This CAP shall be effective 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:

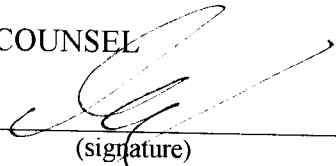
CLAIMS ADMINISTRATOR

By: 
(signature)

Name: James J. McMonagle

Date: 2/17/03

CLASS COUNSEL

By: 
(signature)

Name: R. Eric Kennedy

Date: 2-11-03