UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

IN RE: SULZER HIP PROSTHESIS AND KNEE PROSTHESIS PRODUCT LIABILITY LITIGATION	)	**Civil Action No.: 01-CV-9000**
	)	
	)	**ALL CASES**
	)	
This document relates to:	)	**(MDL No. 1401)**
Frederic Clodius	)	
	)	**Judge Kathleen M. O'Malley**

NOTICE OF SPECIAL MASTER DETERMINATION

Class Member Frederic Clodius, by and through his attorney J. Graham Hill, Esq. of the Law Firm Hill Parker & Roberson ("Appellant"), appealed the decision of the Claims Administrator ("Appellee") in rendering a Final Determination dated November 21, 2003 on Appellant's claim for Extraordinary Injury Fund ("EIF") benefits from the Sulzer Settlement Trust.

Appellant appealed the decision of the Appellee, and contends that Appellee erred in his decision to award EIF Matrix Level V benefits in the amount of Zero Dollars ($0.00) to Appellant.

The factual findings of this matter are as follows:

1. Appellant submitted a claim for EIF Matrix Level IV, V and IX benefits.

2. Appellant seeks EIF Matrix Level IV benefits for dislocations of August 15, 2001, September 13, 2001, and March 29, 2002; Matrix Level V benefits for muscle deterioration and weakness; and Matrix Level IX benefits for blood clots and surgery of April 23, 2002.

3. Appellant has been deemed eligible for Matrix Level IV benefits for the dislocations that occurred on August 15, 2001 and September 13, 2001.

4. Appellee issued Preliminary and Final Determinations that Appellant was not eligible for EIF Matrix Level IV benefits for the dislocation of March 29, 2002, Matrix Level V benefits and Matrix Level IX benefits.

5. Appellant has appealed only the Final Determination relating to his Matrix Level V claim.