

OPT OUT FORM

Court File No. 0023/07

ONTARIO  
SUPERIOR COURT OF JUSTICE

BETWEEN:

JAMES IRELAND and AROL FAIRBAIRN on their own behalf and on behalf of all former employees of Viskase Canada, Inc. at the Lindsay Plant in receipt of Post-Retirement Life Insurance and Health Care Benefits as of December 14, 2006

Plaintiffs

- and -

VISKASE COMPANIES INC. and VISKASE CANADA INC.

Defendants

Brought pursuant to the Class Proceedings Act, R.S.O. 1996, c.50

OPT OUT FORM

**THIS IS NOT A CLAIM FORM.** Completing and returning this Opt Out Form will exclude you from receiving any compensation available under the Viskase Class Action Settlement.

I, [NAME]

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of [ADDRESS]

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**DO NOT WISH TO PARTICIPATE** in this Class Action or in the Viskase Class Action Settlement.

I understand that this action is brought on behalf of all former employees of Viskase Canada, Inc. at the Lindsay Plant in receipt of Post-Retirement Life Insurance and Health

Care Benefits as of December 14, 2006. The action has been certified as a class proceeding (the "Class Action"). I also understand that the court has approved a settlement of the Class Action (the "Settlement").

I understand that if I opt out and complete this form, I will not take part in the Class Action or the Settlement. I agree to be excluded from both the Class Action and the Settlement.

I also understand that a lawsuit must be commenced within a specified limitation period or it will be legally barred. The certification of this Class Action suspended the running of the limitation period from the time the Class Action was filed. The limitation period will resume running against me if I opt out of the Class Action. By opting out of the Class Action, I take full responsibility for obtaining legal advice about the limitation period and for taking all legal steps necessary to protect my claim.

\_\_\_\_\_

Date

\_\_\_\_\_

Signature of Witness

\_\_\_\_\_

Signature

\_\_\_\_\_

Print Name of Witness

\_\_\_\_\_

Print Name

\_\_\_\_\_

Address of Witness

\_\_\_\_\_

Address

**TO OPT OUT OF THE SETTLEMENT YOU MUST DELIVER THIS COMPLETED OPT OUT FORM TO CLASS COUNSEL.** This can be done by delivering the completed form to the attention of Deepti Singh and Jorge V. Hurtado at Cavalluzzo, Hayes, Shilton McIntyre & Cornish LLP, 474 Bathurst Street, Suite 300, M5T 2S6 or by e-mailing the completed form to [dsingh@cavalluzzo.com](mailto:dsingh@cavalluzzo.com) and [jhurtado@cavalluzzo.com](mailto:jhurtado@cavalluzzo.com).

**THE DEADLINE FOR OPTING OUT OF THE SETTLEMENT IS JUNE 22, 2008. TO EFFECTIVELY OPT OUT OF THE SETTLEMENT, YOU MUST ENSURE THAT YOUR COMPLETED OPT OUT FORM IS ACTUALLY RECEIVED BY CLASS COUNSEL ON OR BEFORE THIS OPT OUT DEADLINE. ANY OPT OUT FORM THAT IS RECEIVED BY CLASS COUNSEL AFTER THE DEADLINE WILL NOT BE EFFECTIVE.**

No person may opt out minors or mentally incapable persons without permission of the Court after notice to the Children's Lawyer and/or the Public Guardian or Trustee.