

**SUMMARY OF CLAIMS ADMINISTRATOR'S
ORAL REPORT TO COURT
FAIRNESS HEARING – NOVEMBER 8, 2012**



**DEEPWATER HORIZON
CLAIMS CENTER**
ECONOMIC & PROPERTY DAMAGE CLAIMS

Report to Court

- By Order of May 2, 2012, this Court granted Preliminary Approval to the proposed settlement; and appointed Patrick Juneau as Claims Administrator (“CA”).
- The Court’s Order provided that the Court Supervised Settlement Program was to commence operations on June 4, 2012.
- CA’s 1st task was to implement the Transition Process to ensure orderly processing of claims that were previously filed under the GCCF.
- Contemporaneously, CA began the process of setting up and implementing the new settlement system.
 - The settlement program involves numerous different claims types, and various subcategories within each claims type.
 - We have created computer modules for each claims type – written detailed programs to incorporate the requirements for each claim type, to assess the eligibility and causation criteria for each claim type and then detailed calculators for each claims type.
 - That work included created a full website, creating claims forms for each claims type, creating instructions booklets for each claims type and created an electronic system for filing of claims online.
 - All of these modules have been tested and re-tested, including testing and approval of the product by both sides, both BP and Class Counsel.
- We began processing claims and were able to actually start issuing Notices in July 2012.
- To date, we have been able to process in excess of \$1 billion in awards

Payments made through transition process	\$ 405,040,339
DwH award notices issued	<u>\$ 952,671,136</u>
Total	<u>\$1,357,711,475</u>

- Overall program statistics to date:
 - Total Claims Received: 79,008

- We have been able to process and issue notices on 36,484 claims
 - 3 different notice types: denials, incompletes & payable
- \$ 952,671,136 in payable notices under the new settlement calculations have been issued as of November 6, 2012.
- To provide some explanation regarding the denial notices and incomplete notices that have been issued, we will use as examples the two claim types with higher rates in that regard - Business Economic Loss claims and Individual Economic Loss claims.
 - IEL Denials & Incompletes (Pie Chart attached)
 - Basis for Denials
 - Basis for Incompleteness Notices
 - BEL Denials & Incompletes (Pie Chart attached)
 - Basis for Denials
 - Basis for Incompleteness Notices
 - Outreach efforts have been undertaken to assist claimants in assembling the necessary documents and curing incompleteness issues.
- Opt-outs
 - As of Wednesday, November 6, 2012, we had received approximately 25,000 opt-outs.
 - Our initial review shows that right at 50% of those do not comply with the requirements of the Court Order. We need to do more analysis to get a more accurate number on this issue, but it looks like no more than 12,000 or so of the forms that have been submitted are potentially valid opt-outs.
 - Your honor asked for some preliminary analysis of the largest list of opt-outs. To do that, we took the largest group, which was a set of opt-outs submitted by Brent Coon and Associates.
 - That analysis is set out in the pie chart attached.
 - 10,765 opt-out submissions.
 - 7,928 of those (73%) were signed by the attorney, not the claimant. 28 were not signed at all.

- Of the “potentially” valid 2,588 opt-outs, only 378 have actually filed a claim with the DwH Settlement Program.
- Acceptance Rates
 - For those claims for which we have issued payable notices, we have experienced a 95% acceptance rate – meaning, for those who have received notice of an award, 95% of the responses have been favorable, accepting the amount calculated.