



Mark P. Bryant
Wm. Kevin Shannon
Emily Ward Roark
N. Austin Kennady
C. Tyler Brown

Of Counsel: David Bryant
William F. McMurry

April 3, 2026

Re: Personal Injury Fund Payments

Dear Clients,

We are writing to provide an important update regarding final payments from the Personal Injury fund in the East Palestine Train Settlement.

After the settlement was finalized in 2024, higher initial estimates for personal injury awards were provided. Epiq, the current administrator, later determined that payments must align with the actual funds available in the Personal Injury fund. Due to overpayments and errors by the previous administrator, Kroll has since paid \$17,250,000 to the Qualified Settlement Fund established by the Substitute Settlement Administration, as ordered by U.S. District Court Judge Benita Pearson.

Under the settlement methodology, the value of each point is calculated by dividing the total available funds by the total number of eligible points. As a result, eligible members with a 100-point claim will now receive approximately \$12,000.

There have been no official statements or documents sent out by the court or class counsel at this time addressing this current issue.

We recognize this is disappointing and frustrating. We share your concerns. However, please understand that we were not appointed as class counsel by the court. We did not select Kroll as the original settlement administrator and did not select Epiq as the replacement administrator. We had no role in determining the division or distribution of funds to class members. A significant legal fee was awarded by the court, to class counsel. We received no legal fee award from the court, but we were able to negotiate with class counsel to receive a very small percentage (about 1%) of their total.

There is nothing our firm can do to change the amount or the methods applied by the claims administrator.

When you receive your check in the mail, please follow the instructions provided. Delays may result in the check becoming void, which could prevent you from receiving the funds awarded.



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If you have questions or wish to raise concerns about your payment calculations, please direct them to Class Counsel and Epiq, who are responsible for administering the settlement and will present and address these issues as appropriate. You can reach them at:

- Epiq (Claims Administrator): **1-833-425-3400**
or **info@EastPalestineTrainSettlement.com**

In addition, household payments are on schedule to be paid out by the end of June 2026.

We appreciate your patience and understanding.

Sincerely,

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