

EXHIBIT B – WORK VERIFICATION PROCEDURE

To establish that a Primary Plaintiff worked at the WTC Site or other location where Primary Plaintiff alleges exposure giving rise to his or her Debris Removal Claims and is eligible to participate in the potential settlement of his or her Debris Removal Claims against the Insureds or any of them, the Primary Plaintiff must submit a “Verification Package” as described herein.

Documents in the Verification Package shall be comprised of “Primary Sources” and/or “Secondary Sources,” as identified on the attached list of Documents Eligible as Primary Sources and Secondary Sources.

In addition to Primary Sources and Secondary Sources, each Primary Plaintiff (or for Primary Plaintiffs who are deceased, the Primary Plaintiff’s personal representative) must submit a Claim Form, attesting under penalty of perjury to having worked at the WTC Site or other location where Primary Plaintiff alleges exposure giving rise to his or her Debris Removal Claims against the Insureds, or any of them.

Primary Plaintiffs who satisfy this Work Verification Procedure have only established that they worked at the WTC Site or other location where Primary Plaintiff alleges exposure giving rise to his or her Debris Removal Claims against the Insureds or any of them during the relevant time period and are potentially eligible to recover under the Agreement, subject to its other terms, conditions and limitations.

Individuals Present Working as Employees

A complete Verification Package, consisting of at least one Primary Source and a Primary Plaintiff’s sworn Claim Form, verifies that a Primary Plaintiff worked as an employee at the WTC Site or other location where Primary Plaintiff alleges exposure giving rise to his or her Debris Removal Claims against the Insureds or any of them during the relevant period.

To be accepted as a Primary Source, a document identified on the table as a Primary Source must contain the following indicia of reliability: (1) evidence of the subject Primary Plaintiff’s presence at the WTC Site or other location where Primary Plaintiff alleges exposure giving rise to his or her Debris Removal Claims against the Insureds or any of them at any time on or after September 11, 2001; and (2) clear endorsement or acknowledgment of this information by the Primary Plaintiff’s employer, including a supervisory or management-level employee, or an appropriate governmental entity. Such endorsement or acknowledgment must be evidenced by a signature, statement or official seal/stamp.

If a Primary Plaintiff submits an affidavit and supporting evidence establishing that his or her employer destroyed his or her employment records, or that his or her employment records otherwise are unavailable due to the employer’s dissolution, bankruptcy, or other extraordinary event outside the control of the Primary Plaintiff, then the Allocation Neutral shall have discretion to accept for that Primary Plaintiff two (2) Secondary Sources in lieu of one (1) Primary Source. The Allocation Neutral shall exercise this discretion sparingly, and solely when the unavailability of the Primary Plaintiff’s employment records for the reasons described herein would lead to an inequitable result.

Individuals Present as Volunteers

The Parties recognize that Primary Plaintiffs who worked at the WTC Site as volunteers may be unable to produce a Primary Source evidencing their presence at the WTC Site. Volunteers should not be excluded arbitrarily from the settlement process, but the standard of proof required to verify a volunteer's presence at the WTC Site must remain sufficiently high to detect fraudulent or inaccurate claims.

Accordingly, a complete Verification Package, consisting of two Secondary Sources and the Primary Plaintiff's attestation to volunteer service at the WTC Site on his or her Claim Form, verifies that a Primary Plaintiff served as a volunteer at the WTC Site during the relevant period. Primary Plaintiffs who worked, or are alleged to have worked, as employees at the WTC Site at any time on or after September 11, 2001 are ineligible to prove their presence at the WTC Site in this manner, and must produce the required Verification Package for employees consisting of one Primary Source and the Primary Plaintiff's sworn Claim Form.

Work Verification Process

For Primary Plaintiffs who filed and served a check-off complaint, Plaintiffs' counsel shall identify to counsel for the WTC Captive each Primary Plaintiff acknowledged to have been an employee working at the WTC Site or other location where he or she alleges exposure giving rise to his or her Debris Removal Claims against the Insureds, or any of them, in the Core Discovery responses of an Insured. Upon the WTC Captive's confirmation that a Primary Plaintiff was so acknowledged, that Primary Plaintiff shall be placed on a "pre-approved list" to be submitted to the Allocation Neutral.

Should the Parties be unable to agree whether a particular Primary Plaintiff can be included on the "pre-approved list," that Primary Plaintiff must submit all documents necessary to satisfy the requirements for the Verification Package to the Allocation Neutral. The Allocation Neutral shall consider the document(s) and accept or reject the Primary Plaintiff's submission in accordance with the requirements stated herein.

Every Primary Plaintiff – including those on the pre-approval list – seeking to participate in the Final Settlement Agreement shall submit a Claim Form sworn under penalty of perjury as described herein. The Allocation Neutral shall consider the Claim Form and Verification Package and verify or deny a Primary Plaintiff in accordance with the requirements stated herein.

Amendments

The parties may amend this Work Verification Procedure upon written agreement signed by the parties.

EMPLOYMENT VERIFICATION

Documents Eligible as Primary Sources and Secondary Sources

Only for purposes of the chart below, the “WTC Site” shall include other locations where a Primary Plaintiff alleges exposure giving rise to his or her Debris Removal Claims.

PRIMARY SOURCE DOCUMENTS	SECONDARY SOURCE DOCUMENTS
Defendant-Employer core discovery responses acknowledging work at WTC Site	Affidavits sworn by third parties (evidencing personal knowledge of a Primary Plaintiff’s presence at the WTC Site)
Foreman Daily Time Report	Waste Disposal Manifest (verified and with destination(s) clearly visible)
Staten Island Supervisor’s Roster	
Notice of Participation (with payroll management system report)	Acknowledgement of Registration of Participation by Workers’ Compensation Board
Payroll Management System Report	Acknowledgement of Notice of Participation by NYCERS (Letter)
Verified Detailed Burden Report	
Verified Payroll Reports	Unverified Detailed Burden Report
Fit Test Record (bearing signature of test administrator)	Unverified Payroll Report
WTC ID Badge	Union Work History Reports
Certificates and Awards (from Primary Plaintiff’s employer or the City of New York)	Letter from Union Representative confirming Primary Plaintiff’s presence at WTC Site
NYPD Assignment Roster Sheets	Photograph(s) of Primary Plaintiff at WTC Site post-collapse (multiple photos count as one Secondary Source)
NYPD and FDNY Overtime Reports	
NYPD and FDNY World Trade Center Exposure Reports	Contemporaneous newspaper article(s) evidencing Primary Plaintiff’s presence at WTC Site (multiple articles count as one Secondary Source)
Acknowledgement of Notice of Participation Receipt by FDNY (Letter)	
Verified Payroll Reports	
Line of Duty Accident Reports (NYPD and FDNY) at WTC Site	
Attendance/Sick Leave Documents for Work at WTC Site	
NYPD Logbooks	
NYPD Investigator Daily Activity Report	
Pension Forms (forms granting pension benefits and referencing specifically work at WTC Site)	
Determination of Disability/Notice of Decision by FDNY, NYPD, City of New York, NYSLERS or Workers’ Compensation Board (referencing work at WTC Site as employee or volunteer)	
Employee Incident/Accident Reports	
Letters from employers	
Work histories from employers, including computer records or other electronic information produced directly by an employer or their counsel, if accompanied by copy of transmitting correspondence	
Affidavit of non-relative, non-Plaintiff superior officer attesting to Plaintiff’s presence at WTC Site	