

Stryker Modular Hip Settlement Priority FAQs

**GENERAL FAQs**

**G.1 What is this Settlement about?**

In 2014, Stryker Orthopaedics' counsel and attorneys representing patients affected by Stryker's voluntary recall of its ABG II Modular Neck Hip Stem and Rejuvenate Modular Neck Hip Stem in June 2012 due to potential risks associated with these products reached a settlement for patients who were revised at the time that the Settlement Program was announced. More recently, the scope of that 2014 Agreement has expanded to include patients who underwent a revision surgery prior to **December 19, 2016**. This Settlement is a means to resolve eligible patients' claims in a fair, timely, and efficient manner, regardless of whether they filed a lawsuit. Patients do not need to be represented by an attorney in order to participate in the 2016 Settlement Program.

**G.2 Where can I get a copy of the 2016 Settlement Agreement?**

The 2016 Settlement Agreement can be found on this website on the **Master Settlement Agreement** tab.

**G.3 Is the 2016 Settlement Agreement different from the 2014 Settlement Agreement?**

The award amounts in the 2016 Settlement Agreement are the same as in the 2014 Settlement Agreement but the 2016 Settlement Agreement includes additional patients who underwent a revision surgery prior to **December 19, 2016**. **In addition, the 2016 Settlement Program requires that eligible patients apply for Enhancements associated with specific events that occurred during the Qualified Revision Surgery in their Base Award enrollment claim forms and submit all required documents by the March 31, 2017 extended enrollment deadline.** The 2016 Settlement Agreement also sets forth additional deadlines specific to the 2016 Settlement Program.

If you enrolled in the 2014 Settlement Program, your claims are subject to the 2014 Settlement Agreement and any Claims Administration Procedures issued by the Settlement Program's Claims Administrator. Both the 2016 and 2014 Settlement Agreements can be found on this website on the **Master Settlement Agreements** tab and the Claims Administration Procedures can be found on the **Claims Administration Procedures** tab.

**G.4 What if I like the terms of the 2016 Settlement Agreement and want to participate?**

The deadline to enroll in the 2016 Settlement Program was **March 31, 2017 (extended enrollment deadline)**.

**G.5 Who is included in the 2016 Settlement Program?**

- The 2016 Settlement Program is for patients who had an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem implanted in the United States (or at a United States military hospital), subsequently had a surgery to remove the modular hip stem prior to **December 19, 2016**, and who otherwise meet the eligibility requirements (see FAQ E.1 below for more information regarding the 2016 Settlement Program's eligibility requirements). **You cannot participate in the 2016 Settlement Program if you received an award under the 2014 Settlement Program or if you otherwise resolved your claim(s) related to your hip(s)**. If, however, you are a bilateral patient who has not previously resolved your claims as to one of your hips, and you meet the eligibility requirements (see FAQ E.1 below), you may enroll that hip in the 2016 Settlement Program.
- The 2016 Settlement Program also includes those patients who had an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem implanted in the United States (or at a United States military hospital), but are unable to have a necessary surgery to remove the product prior to **December 19, 2016**, because they have been deemed to be physically unable to undergo the procedure as indicated by their surgeon.

**G.6 I enrolled in the 2014 Settlement Program and accepted my Settlement Program Award. Can I enroll in this Settlement Program?**

No. Because you accepted your Settlement Program Award, your claim was resolved through the 2014 Settlement Program. If, however, you are a bilateral patient and you have not previously resolved your claims as to one of your hips, and you meet the eligibility requirements, you may enroll in the 2016 Settlement

Program for that hip only. If you have questions regarding the status of your claim, please check the status through the Online Portal or contact the Claims Processor at 1-855-382-6404 with questions or by emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).

**G.7 I enrolled in the 2014 Settlement Program, but my claim is still pending. Do I have to enroll again?**

No. Because your claim is still in process, you do not need to re-enroll in the 2016 Settlement Program. If you have new or a change in information that supports your claim, you can submit those documents to the Claims Processor for review. If you have questions regarding the status of your claim, please check the status through the Online Portal or contact the Claims Processor at 1-855-382-6404 with questions or by emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).

**G.8 I enrolled in the 2014 Settlement Program and accepted the base award but I have applied for Enhancements under the 2014 Enhancements Benefit Program. Does the 2016 Settlement Program change the status of my claims?**

No. The 2016 Settlement Program does not change the status of your current Enhancements Benefit Program claims or any future claims you may have under the Future Matrix. Your 2014 Enhancements Benefit Program claims will continue to be reviewed pursuant to the 2014 Settlement Agreement and any Claims Administration Procedures issued by the Claims Administrator. If you have questions regarding the status of your claim, please check the status through the Online Portal or contact the Claims Processor at 1-855-382-6404 with questions or by emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).

**G.9 I was eligible for the 2014 Settlement Program but did not enroll, can I enroll now?**

Yes. Patients who were eligible for the 2014 Settlement Program but chose not to enroll can enroll in the 2016 Settlement Program. In order to enroll in the 2016 Settlement Program, you must have first registered or updated your registration by **January 9, 2017**.

**G.10 I received an ABG II Modular Neck Hip Stem and/or a Rejuvenate Modular Neck Hip Stem in both hips, but I only resolved my claims as to one of my hips through the 2014 Settlement Program. Can I enroll my other hip in the 2016 Settlement Program?**

Yes. If you are a bilateral patient and you have not previously resolved your claims as to one of your hips, and you meet the eligibility requirements, you may enroll that hip in the 2016 Settlement Program.

**G.11 How does the 2016 Settlement Program Work?**

A patient who had an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem implanted, who underwent a subsequent surgery to have the hip implant removed prior to December 19, 2016, and who otherwise meets the 2016 Settlement Program's eligibility requirements, will receive a Base Award under the Qualified Revision Surgery Program, potentially subject to certain reductions. A patient who qualifies for a Base Award may also be eligible to receive certain additional awards as part of the 2016 Enhancements Benefit Program for specific, covered events resulting from the surgery to remove the implant.

A patient unable to have a necessary revision surgery prior to **December 19, 2016** because they have been deemed to be physically unable to undergo the procedure as indicated by their surgeon may be eligible to receive a one-time benefit under the Covered Unrevised, Infirm Patient Program.

**G.12 Am I required to hire a lawyer to help me with my claim?**

No. If you do not have an attorney, you are not required to hire one to participate in the 2016 Settlement Program. **You may seek additional information from the Claims Processor by calling 1-855-382-6404.** If you are already represented by an attorney, communication with the Claims Processor should be through your attorney.

**G.13 How does the 2016 Settlement Program affect the claim I filed through the patient support program, Broadspire?**

Any claim that you filed with Broadspire that was in process before **December 19, 2016** is not affected by the 2016 Settlement Program.

If you filed a claim with Broadspire after **December 19, 2016** but before enrolling in the 2016 Settlement Program, the claim will be reviewed and processed by Broadspire; however, any such reimbursement(s) you receive from Broadspire will be credited against any Base Award you receive under the 2016 Settlement

Program. You will not be able to submit any claims to Broadspire after you enroll in the 2016 Settlement Program. The Broadspire Program will terminate if you are eligible for the 2016 Settlement Program but chose not to enroll by **the March 31, 2017 extended enrollment deadline** pursuant to Section 6.1.2.3 of the 2016 Settlement Agreement.

If you are not eligible for the 2016 Settlement Program, you may continue to file claims through Broadspire for recall-related care.

**G.14 Where can I find out more information on the 2016 Settlement Program?**

You may contact the claims processor, GCG, at 1-855-382-6404 or by emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com). Please continue to visit this website, [StrykerModularHipSettlement.com](http://StrykerModularHipSettlement.com) from time to time for updated information.

**G.15 I have a hip implant but I don't know which product was used, how can I find out if I qualify for the 2016 Settlement Program?**

The only products that are included in this 2016 Settlement Program are the Rejuvenate Modular Neck Hip Stem, which was introduced to the market in 2007, and the ABG II Modular Neck Hip Stem, which was introduced to the market in 2010. Both products were removed from the market in June 2012. If you had a hip implant prior to 2007 or after June 2012 the product used was not an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem; therefore you do not qualify for the 2016 Settlement Program.

You can also confirm what product was used by contacting your surgeon or the hospital that performed the surgery to obtain the relevant medical records that would contain this information. Most hospitals maintain a sheet that details every device implanted during a surgery. These sheets usually contain stickers or typed entries reflecting each implanted product, including their names and product numbers.

**G.16 (For attorneys) Do unserved preliminary disclosure forms or fact sheets need to be served in the New Jersey MCL or the Minnesota MDL?**

Your inquiry should be directed to the appropriate Settlement Oversight Committee member identified in Article 21 of the 2016 Settlement Agreement:

**Ellen Relkin Esq.**  
**Weitz & Luxenberg 700 Broadway**  
**New York, NY 10003**  
**Phone: 212-558-5500**  
**Facsimile: 212-344-5461**  
**Email: [erelkin@weitzlux.com](mailto:erelkin@weitzlux.com)**

**Peter J. Flowers, Esq.**  
**Meyers & Flowers**  
**225 W. Upper Wacker Dr. #1515**  
**Chicago, IL 60606**  
**Phone: 312-214-1017**  
**Facsimile: 630-845-8982**  
**Email: [pjf@meyers-flowers.com](mailto:pjf@meyers-flowers.com)**

**G.17 (For attorneys) Do I need to continue to comply with discovery requests and case management orders?**

Your inquiry should be directed to the appropriate Settlement Oversight Committee member identified in Article 21 of the 2016 Settlement Agreement:

**Ellen Relkin Esq.**  
**Weitz & Luxenberg 700 Broadway**  
**New York, NY 10003**  
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## ELIGIBILITY FAQs

### E.1 What are the eligibility requirements to participate in the 2016 Settlement Program?

To be eligible for the Qualified Revision Surgery Program under the 2016 Settlement Program, you must:

1. Be a U.S. citizen or legal resident of the United States;
2. Have had an ABG II Modular Neck Hip Stem and/or Rejuvenate Modular Neck Hip Stem implanted in the United States (or at any United States Military Hospital);
3. Have undergone a surgery to remove the implanted modular-neck hip stem for reasons related to the recall at least 181 days after implantation and prior to **December 19, 2016**, in the United States (or at any United States Military Hospital);
4. The surgery to remove the implanted modular-neck hip stem involved one or more of the following:
  1. An elevated cobalt level;
  2. An abnormal diagnostic scan related to the reasons underlying the voluntary recall; or
  3. Confirmation of ALTR, ALVAL or tissue damage related to the reasons underlying the voluntary recall.
5. Register or update your registration with the Registration Processor by **January 9, 2017**; and
6. Enroll in the 2016 Settlement Program **between January 16, 2017 and March 31, 2017 (extended enrollment deadline)**.

Through the Covered Unrevised, Infirm Patient Program, the 2016 Settlement Program is also available to eligible patients who are unable to undergo a necessary revision surgery as indicated by their surgeon prior to **December 19, 2016**, because they have been deemed physically unable to have the procedure.

### E.2 I did not have a surgery to remove the ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem prior to December 19, 2016. Am I eligible to participate in the 2016 Settlement Program?

No. If you have not undergone a surgery to remove the implant prior to **December 19, 2016**, and were not deemed physically unable to have a necessary revision surgery by your surgeon, prior to December 19, 2016, you are not eligible to participate in the 2016 Settlement Program.

Your legal rights or claims, if any, are not affected by the 2016 Settlement Program and the Broadspire program remains available to offer support for recall related care. Patients are encouraged to visit [patients.stryker.com/modularneckstems](http://patients.stryker.com/modularneckstems) or call **1-888-317-0200** for more information about the Broadspire program.

### E.3 Can I participate in the 2016 Settlement Program if I don't have a lawsuit filed in any court?

Yes. You may participate in the 2016 Settlement Program without filing a lawsuit as long as you meet the eligibility requirements. (See FAQ E-1 above.) **You may seek additional information from the Claims Processor by calling 1-855-382-6404 or emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).**

### E.4 Can I participate in the 2016 Settlement Program if I enrolled and received an award under the 2014 Settlement Program or if I otherwise resolved my claims related to my hip(s)?

No. Because you accepted your Settlement Program Award or otherwise resolved your claim with Stryker Orthopaedics, your claim was already resolved. If, however, you are a bilateral patient who has not previously resolved your claims as to one of your hips, and you meet the eligibility requirements (see FAQ E-1 above), you may enroll that hip in the 2016 Settlement Program.

## **E.5 Can I participate in the 2016 Settlement Program if my lawsuit is filed somewhere other than New Jersey or Minnesota?**

Yes. The 2016 Settlement Program is open to all patients who meet the eligibility requirements ([see](#) FAQ E-1 above), regardless of where your lawsuit is filed.

## **E.6 I do not know if I am an eligible patient. What do I need to do?**

If you are represented by an attorney, you should consult with them regarding your eligibility for the 2016 Settlement Program. If you do not have an attorney, **you may seek additional information from the Claims Processor by calling 1-855-382-6404 or emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).**

## **REGISTRATION UPDATE FAQs**

### **RU.1 Why did I need to update my registration?**

Recently, Stryker's counsel and the attorneys representing patients implanted with an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem expanded the scope of the settlement agreement reached in 2014 to include certain patients who were not previously eligible based on date of revision. In response, the federal MDL and New Jersey MCL Courts issued a court-ordered registration update for all patients who were implanted with an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem. The purpose of the registration is to have all such patients register and/or update some basic information to the extent it has changed.

Please note: These Court Orders apply **only** to patients with unresolved claims and applies whether or not the patient has filed a lawsuit, whether or not the implant has been removed, and whether or not the patient is represented by an attorney. **In order to participate in the 2016 Settlement Program, all patients must have first registered or updated their registration by the registration deadline of January 9, 2016. If you did not timely register then you will not be permitted to enroll in the Settlement Program.**

### **RU.2 Under what circumstances did my Registration need to be updated?**

If you have already registered or updated your registration previously, you may need to update your information if there is any new information or a change to your circumstances. These categories of new or changed information may include (but are not limited to):

- You have moved/have a new address;
- You are now represented by counsel and/or new counsel;
- Your case venue has changed;
- Change in marital status;
- You have complications that were not present at time of initial registration, such as:
  - A new or additional revision surgery;
  - A new or additional follow up surgery;
  - A new or additional infection in the affected hip;
  - A new or additional diagnosis of a pulmonary embolism, deep vein thrombosis or stroke within 72 hours of your revision surgery or follow-up surgery;
  - Your loved one has died since the initial registration period.

If there were no changes to your circumstances since your initial registration, there was no need to update your registration information. If you were uncertain whether you needed to update your registration information, please call the Registration Processor at 1-855-382-6404 or send an email to [registrationprocessor@StrykerModularHipSettlement.com](mailto:registrationprocessor@StrykerModularHipSettlement.com).

### **RU.3 When was the Registration Update Deadline?**

The deadline to register or update your registration was **January 9, 2017**.

### **RU.4 Didn't the courts issue a Supplemental Registration Order in May 2016? Why did I need to register or update my Registration again?**

Since the 2016 Settlement Program has been announced, the courts have issued additional Supplemental Registration orders to allow all patients who were implanted with an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem to register and/or update some basic information to the extent it has changed. In addition, Registration and/or updating your registration with any new or additional information (if applicable) is required in order to enroll in the 2016 Settlement Program.

#### **RU.5 Why did I need to update my Registration by the registration deadline of January 9, 2017?**

Registration is formally ordered by the federal MDL and New Jersey MCL courts. Failing to register or update your registration information by the registration deadline of **January 9, 2017** means you are not in compliance with the Courts' Orders.

In addition, registering or updating your registration is required in order to enroll in the 2016 Settlement Program; however, registering with the Claims Processor does not enroll you in the 2016 Settlement Program.

#### **RU.6 How do I update my Registration?**

The deadline to register or update your registration was January 9, 2017.

### **REGISTRATION FAQs**

#### **R.1 What is Registration?**

Registration is the court-ordered process that requires all patients who were implanted with an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem, and have not previously resolved their claims, to submit basic information. This Court Order applies whether or not the patient intends to assert or already has a claim or filed lawsuit, whether or not the implant has been removed, and/or whether or not the patient is represented by an attorney. All patients must have registered or updated their registration by the registration deadline of **January 9, 2017** regardless of whether you wish to participate in the 2016 Settlement Program.

Registering does not mean that you are joining the 2016 Settlement Program and does not commit you to participate; however, if you wish to enroll in the 2016 Settlement Program, you must have first registered or updated your registration information with the Claims Processor by January 9, 2017.

#### **R.2 When was the Registration Deadline?**

The deadline to register or update your registration was **January 9, 2017**.

#### **R.3 Why did I need to update my Registration by the registration deadline of January 9, 2017?**

Registration is formally ordered by the federal MDL and New Jersey MCL courts. Failing to register or update your registration information by the registration deadline of **January 9, 2017** means you are not in compliance with the Courts' Orders.

Registering or updating your registration is required in order to enroll in the 2016 Settlement Program; however, registering with the Claims Processor does not enroll you in the 2016 Settlement Program.

#### **R.4 Why did I need to Register or update my Registration by January 9, 2017?**

If you wish to participate in the 2016 Settlement Program, you must have registered your claims or updated your registration information with the Claims Processor by **January 9, 2017**. Registering does not mean that you are joining the 2016 Settlement Program and does not commit you to participate.

#### **R.5 How do I register?**

The deadline to register or update your registration information was **January 9, 2017**.

#### **R.6 I have not filed a lawsuit, did I have to register?**

Yes. Registering or updating your registration information is required for enrollment in the 2016 Settlement Program. Pursuant to the Courts' Orders, all patients who were implanted with an ABG II Modular Neck Hip Stem or a Rejuvenate Modular Neck Hip Stem must register, regardless of whether they have a claim pending or plan on bringing a claim. Additionally, those patients who have not previously resolved their claims must register or update their registration information if there has been a change in circumstances with the Claims Processor, regardless of whether a lawsuit or claim is filed.

#### **R.7 I don't have an attorney, did I have to register?**

Yes. Registering or updating your registration information is required for enrollment in the 2016 Settlement Program. In addition, pursuant to the Courts' Orders, all patients who were implanted with an ABG II Modular Neck Hip Stem or a Rejuvenate Modular Neck Hip Stem must register, regardless of whether they have a claim pending or plan on bringing a claim, or if they are represented by an attorney. Additionally, those patients who have not previously resolved their claims must update their registration information if there is a change in initial registration information with the Claims Processor, regardless of whether they are represented by an attorney.

**R.8 My implant was removed after December 19, 2016. Did I have to register or update my registration?**

Yes. If you have not otherwise previously resolved your claims, then registering or updating your registration information by January 9, 2017 is required pursuant to the Courts' Orders regardless of your revision surgery date.

**R.9 I am not eligible for the 2016 Settlement Program. Did I have to register?**

Yes. Pursuant to the Courts' Orders, all patients who have not otherwise resolved their claims, including patients who were not eligible for the 2016 Settlement Program, needed to register or update their registration information, if there was a change in initial registration information with the Claims Processor by the registration deadline of **January 9, 2017**.

**R.10 My implant has not been removed. Did I have to register?**

Pursuant to the Courts' Orders, all patients who have not resolved their claims needed to register or update their registration information, if there was a change to your current registration information, with the Claims Processor by the registration deadline of **January 9, 2017**, regardless of whether their implant was removed or if they intend to enroll in the 2016 Settlement Program.

**R.11 I enrolled in the 2014 Settlement Program and accepted my Settlement Program Award. Did I have to update my registration information?**

No. Because you accepted your Settlement Program Award, your claim was resolved through the 2014 Settlement Program. Patients who resolved their claims do not need to update their registration information. If you have questions regarding the status of your claim, please check the status through the Online Portal or contact the Claims Processor at 1-855-382-6404 with questions or by emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).

**R.12 I enrolled in the 2014 Settlement Program and accepted the base award but I have applied for Enhancements under the 2014 Enhancements Benefit Program. Did I have to update my registration information?**

No. Because you already accepted your Settlement Program Award, your claim was resolved through the 2014 Settlement Program. Patients who resolved their claims do not need to update their registration information. If you have questions regarding the status of your claim, please check the status through the Online Portal or contact the Claims Processor at 1-855-382-6404 with questions or by emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).

**R.13 I received an ABG II Modular Neck Hip Stem and/or a Rejuvenate Modular Neck Hip Stem in both hips, but I only resolved my claims as to one of my hips through the 2014 Settlement Program. Did I have to update my registration?**

Yes. If you are a bilateral patient and you have not previously resolved your claims as to one of your hips, you must have updated your registration information as to your unresolved hip if you had new, or a change in, information. There was no need to update your registration information as to your resolved hip. If you have questions regarding the status of your claim, please check the status through the Online Portal or contact the Claims Processor at 1-855-382-6404 with questions or by emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).

## **ENROLLMENT FAQs**

**EN.1 I am an eligible patient and I wish to participate. What do I need to do to enroll?**

The deadline to enroll in the 2016 Settlement Program was **March 31, 2017 (extended enrollment deadline)**.

## **EN.2 When does the Enrollment process begin?**

The enrollment process opened on **January 17, 2017**.

## **EN.3 When is the Enrollment Deadline?**

The deadline to enroll in the 2016 Settlement Program was **March 31, 2017 (extended enrollment deadline)**.

## **EN.4 Can I receive a deadline extension if I am unable to submit my medical records by the Enrollment Deadline?**

No. All required medical records must be submitted to the Claims Processor at the time of Enrollment. Failure to submit all required documents at the time of enrollment may affect your eligibility to participate in the 2016 Settlement Program or the timing of any payment you may be eligible to receive. Please visit the "Required Submissions" page of the website for a complete list of the documentation requirements for each Claim Form.

## **EN.5 Where can I find out what I need to do to complete my Claim Package?**

Comprehensive lists of required medical records and related forms for the Qualified Revision Surgery Program and the Covered Unrevised, Infirm Claimant Program are accessible on the "Required Submissions" page of the Settlement Program's website. Additional forms to be submitted as part of your Claim Package are also available for download. You may seek additional information from the Claims Processor by calling 1-855-382-6404 or emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).

## **EN.6 How do I log on to the online Enrollment Portal?**

You can log on to the Online Portal using the Unique ID and password created at the time you registered for the Settlement Program. **The portal is available from the Online Portal page of this website which you can access by clicking this link.**

## **EN.7 I completed my Registration Form through the Claims Processor Contact Center and do not have a Registration ID Number. Am I able to use the online Enrollment Portal?**

Yes. A Unique ID Number has been assigned to you. Contact the Claims Processor by calling 1-855-382-6404 or emailing [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com) and we will provide you with that information.

## **ENHANCEMENT FAQs**

### **EH.1 What is an Enhancement?**

A patient who qualifies for a Base Award may also be eligible to receive certain additional payments as part of the 2016 Enhancements Benefit Program if they have experienced specific, covered events resulting from the surgery to remove the ABG II or Rejuvenate Modular hip implant. **Additional information regarding the 2016 Enhancements Benefit Program and the materials that need to be submitted with your Enhancements Benefit Program Application are available on "Enhancements Benefit Program" tab on this website.**

### **EH.2 How can I qualify for an additional payment?**

In order to qualify for any additional payments, you must first be an eligible patient who qualified for a Base Award. **For specific events that occurred during the Qualified Revision Surgery, you must have filled out the appropriate section in your Base Award enrollment claim form and submitted all required documents by the March 31, 2017 extended enrollment deadline.**

For all other additional payments, a separate Enhancements Benefit Program application and all required documentation must be submitted to the Claims Processor by the appropriate Enhancements deadlines (see FAQ EH.4 below) that demonstrate that you experienced any of the specific covered events entitling you to additional payment(s). The Enhancements Benefit Program application is intended only for non-QRS-Related Enhancements. You cannot apply for QRS-Related Enhancements at this time. The deadline to apply for QRS-Related Enhancements was March 31, 2017 with the Enrollment Claim Form. Any application for QRS-Related Enhancements at this time will be deemed ineligible. Enrollment in the 2016 Enhancements Benefit Program opened **June 13, 2017**.

### **EH.3 If I receive a Base Award, will I automatically qualify for an Enhancement?**

No. Qualifying for a Base Award does not automatically entitle you to receive additional payments under the 2016 Enhancements Benefit Program. **For specific events that occurred at the time of the Qualified**

**Revision Surgery, you must have submitted: (1) your completed enrollment claim form indicating the basis for your additional payment; and (2) all required documents supporting a potential claim for an Enhancement by the March 31, 2017 extended enrollment deadline.**

For all other Non-QRS related Enhancements, you must submit: (1) a separate Enhancements Benefit Program Application, which is available under the "Enhancements Benefit Program" tab of this website and on the Online Portal; and (2) all required documents supporting a potential claim for an Enhancement by the applicable Enhancements deadlines (see FAQ EH.4 below).

The Enhancements Benefit Program application is intended only for non-QRS-Related Enhancements. You cannot apply for QRS-Related Enhancements at this time. The deadline to apply for QRS-Related Enhancements was March 31, 2017 with the Enrollment Claim Form. Any application for QRS-Related Enhancements at this time will be deemed ineligible.

#### **EH.4 What is the deadline to submit a claim for an Enhancement?**

**For specific events that occurred during the Qualified Revision Surgery, you must have filled out the appropriate section in your Base Award enrollment claim form and submitted all required documents by the March 31, 2017 extended enrollment deadline.**

For all other Enhancements, in order to be considered eligible to receive certain additional payments as part of the 2016 Enhancements Benefit Program, you must submit to the Claims Processor a separate Enhancements Benefit Program application along with all required documentation by the appropriate Enhancements deadlines. The Enhancements Benefit Program application is intended only for non-QRS-Related Enhancements. You cannot apply for QRS-Related Enhancements at this time. The deadline to apply for QRS-Related Enhancements was March 31, 2017 with the Enrollment Claim Form. Any application for QRS-Related Enhancements at this time will be deemed ineligible.

**For those non-QRS Related events** giving rise to an Enhancement that occurred **prior to** your enrollment in the 2016 Settlement Program: you must have submitted your application by **August 14, 2017**.

**For those non-QRS Related events** that occurred **after** you enrolled you must submit your application by either **August 14, 2017** or within 90 days of the event, whichever is later. You may submit supplemental applications for covered events that occur on or after **August 14, 2017** but within two years of your Qualified Revision Surgery or your last pre-enrollment surgery as set forth in the 2016 Settlement Agreement.

### **PAYMENT FAQs**

#### **P.1 I've Registered and Enrolled. What happens next?**

Once your claim is reviewed, you or your attorney will receive a notice from the Claims Processor informing you of whether you are eligible for a Base Award and the amount of your award. The exact amount of compensation will depend on a number of factors and circumstances specific to each claim. Once you accept your award, your payment will be issued in a timely manner.

#### **P.2 If I underwent a surgery to remove an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem, how much money may I receive if my claim is approved?**

If you are an eligible patient who underwent a surgery to remove an ABG II Modular Neck Hip Stem or Rejuvenate Modular Neck Hip Stem, you may be entitled to receive a Base Award of up to \$300,000, subject to potential limited reductions.

In addition to the Base Award, you may also be eligible to receive additional payments under the 2016 Enhancements Benefit Program. These additional payments are available to eligible patients who: (1) experienced specific, covered events resulting from the surgery to remove the implant; and (2) submit to the Claims Processor an Enhancements Benefit Program application and all required documentation by the appropriate Enhancements deadlines.

#### **P.3 If I receive a Base Award, will I automatically qualify for an Enhancement?**

No. Qualifying for a Base Award does not automatically entitle you to receive additional payments under the 2016 Enhancements Benefit Program. **For specific events that occurred during the Qualified Revision Surgery, you must have filled out the appropriate section in your Base Award enrollment claim form and submitted all required documents by the March 31, 2017 extended enrollment deadline.** For all other

Enhancements, you must submit a separate Enhancements Benefit Program Application and all required documents by the required Enhancements deadlines in order to support a potential claim for an Enhancement.

#### **P.4 How can I qualify for an additional payment?**

In order to qualify for any additional payments, you must first be an eligible enrolled patient who qualifies for a Base Award. **For specific events that occurred during the Qualified Revision Surgery, you must have filled out the appropriate section in your Base Award enrollment claim form and submitted all required documents by the March 31, 2017 extended enrollment deadline.** For all other Enhancements, you then must submit a separate Enhancements Benefit Program Application and all required medical records to the Claims Processor by the required Enhancements Deadlines (see FAQ EH.4 above) that demonstrate that you experienced any of the specific covered events set forth in the 2016 Settlement Agreement.

#### **P.5 If I qualify as a patient deemed physically unable to undergo a revision surgery, how much money may I receive if my claim is approved?**

If you are a qualified patient unable to undergo a necessary revision surgery because you have been deemed too infirm to undergo the procedure as indicated by your surgeon, you may be eligible to receive a fixed award not subject to any reductions or additional payments.

#### **P.6 If I qualify as a patient deemed physically unable to have a revision surgery, can I also receive a Base Award or additional payments?**

No. Qualified patients unable to undergo a necessary revision surgery because they are deemed too infirm to undergo the procedure as indicated by their surgeon may be eligible to receive a fixed award

#### **P.7 Who do I contact for more information about the money I may be awarded?**

You can receive additional information by contacting the Claims Processor at 1-855-382-6404 or [claimsprocessor@StrykerModularHipSettlement.com](mailto:claimsprocessor@StrykerModularHipSettlement.com).

#### **P.8 What factors may contribute to the reduction of my Base Award?**

Factors that may result in reductions to a Base Award include:

1. Whether you had a hip replacement surgery in the same hip before being implanted with an ABG II Modular or Rejuvenate hip stem;
2. Your age when the ABG II or Rejuvenate Modular hip stem was implanted;
3. For cases involving deceased patients, whether the patient passed away after the revision surgery for reasons unrelated to that surgery; and
4. If you are an unrepresented claimant under the Settlement Agreement, then a fixed percentage of the Award will be deducted as an acknowledgement of the amount that would otherwise be paid as attorneys' fees.

#### **P.9 When will my payment be issued?**

At least 95% of those persons with unresolved claims who registered with the Claims Processor during Supplemental Registration must enroll in the 2016 Settlement Program and qualify to participate for Stryker to be required to issue awards under the 2016 Settlement Program. If fewer than 95% of those persons qualify, Stryker can terminate the Program on or before **May 30, 2017**. We do not expect any payments to be made until after **May 30, 2017**, but it is expected that award determinations will begin thereafter if the 2016 Settlement Program is not terminated.