

## ADDENDUM TO ELECTRONIC FILER AGREEMENT

This Addendum to the Electronic Filer Agreement (the "EFA") is made by and among the Delaware Claims Processing Facility, LLC (the "Facility"), with offices at 1000 North West Street, Suite 300, Wilmington, Delaware 19801, the Babcock & Wilcox Company Asbestos Personal Injury Trust (the "B&W Trust"), and the law firm of \_\_\_\_\_, with offices at \_\_\_\_\_, (the "Law Firm")(collectively the "Parties").

### Recitals

The Facility currently processes asbestos related personal injury claims on behalf of the B&W Trust and has developed a process called eSignature by which claimants may execute releases using an electronic signature.

The B&W Trust has agreed to accept properly authenticated electronic signatures executed through the eSignature process developed by the Facility.

It is mutually beneficial to the B&W Trust, the Facility, and the Law Firm to use the eSignature process for the acceptance and execution of individual releases and thereby reduce processing time and lower transaction costs for all Parties.

NOW, THEREFORE, in consideration of the promises and undertakings described herein, the sufficiency of which consideration is hereby acknowledged, the Parties agree with each other that:

1. Section 6.2 of the EFA shall be deleted in its entirety and replaced with the following:

6.2 Law Firm Required to Obtain and Deliver Signed Release. In the event a Claimant intends to accept a settlement offer communicated through Trust On-Line, the Law Firm will be responsible for obtaining the signature of the Claimant on the Release and delivering the Release to the Facility. The Law Firm may obtain the signature of the Claimant in hard copy or electronically. Electronic signatures must be executed by the Claimant and delivered to the Facility through the Facility's eSignature process. If a Claimant does not utilize the eSignature process, delivery of a hard copy release may be made in one of two ways: (a) the original signed Release may be mailed to the Facility or (b) an image of the original signed Release may be uploaded to the Facility through Trust On-Line, separately emailed, or faxed to the Facility. In the event an image of the original signed Release is delivered to the Facility, the Law Firm shall maintain the original signed Release for no less than five years. The Law Firm will timely provide the original signed Release to the Facility upon request made on behalf of the B&W Trust.

2. A new Section 2.6 shall be added as follows:

2.6 Authorized Use of eSignature. Electronic signatures must be executed by the Claimant. The Law Firm may not execute an electronic signature on behalf of the Claimant. The Facility may collect data regarding the IP address of the eSignature user. If IP address data collected by the Facility indicates improper use of the eSignature process, the Facility, or the B&W

Trust, may investigate such behavior and, in addition to the remedies available pursuant to Section 2.2 of the EFA, deny access to the eSignature process to Claimants represented by the Law Firm. It is assumed that each Claimant will execute a release from a unique IP address. An example of activity that may indicate improper use of the eSignature process would be the execution of multiple electronic signatures on the same computer, including a computer identified as being in the Law Firm's office. Upon recognition of such activity, the Facility or the B&W Trust may make inquiries into whether, in fact, Claimants were physically present at the Law Firm and used the Law Firm's computer to execute the electronic signature (an authorized use of the eSignature process) or if, in fact, a member of the Law Firm's staff executed the electronic signatures on behalf of the Claimant (an unauthorized use of the eSignature process).

LAW FIRM:

Name of Law Firm:

By: \_\_\_\_\_ Date: \_\_\_\_\_  
(Signature Required)  
Name: \_\_\_\_\_ Email: \_\_\_\_\_  
(Print)  
Title: \_\_\_\_\_ Tax ID/EIN: \_\_\_\_\_

BABCOCK & WILCOX COMPANY ASBESTOS PERSONAL INJURY TRUST

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Title: \_\_\_\_\_

DELAWARE CLAIMS PROCESSING FACILITY, LLC

By: \_\_\_\_\_ Date: \_\_\_\_\_  
Title: \_\_\_\_\_