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July 28, 2023

CASE UPDATE & REQUEST FOR CLAIM VERIFICATION

RE: *Intercontinental Terminals Company Litigation*

Dear Clients,

Please accept this letter as an update to the ongoing ITC litigation and request for claim verification.

1. Case Update

By way of general update, we have concluded all expert depositions and are in the process of continuing settlement negotiations. On July 12-13, we had an in-person settlement conference, and plan on continuing settlement negotiations during the next settlement conference scheduled to take place in September 2023. Following the September settlement conference, we are set to commence trial of selected bellwether plaintiffs in November 2023.

2. Claim Detail Verification

As we continue in settlement negotiations, it is urgent that you call or email our office to speak with a member of our team to verify that we have all information and supporting documents pertaining to your claims arising from this matter.

IF YOU HAVE ALREADY CALLED OR EMAILED US TO VERIFY YOUR CLAIM, PLEASE IGNORE THIS REQUEST.

Please see below category of claim(s) that apply to you and follow the steps to verify your claim:

1. Call or email our office to verify your claim at:
 - a. Tel: (713) 226-5108; or
 - b. Email: itclawsuit@awtxlaw.com.
 - c. If you represent any other individual's claim (e.g., a deceased family member, children under the age of 18, other dependents), please make sure to confirm the details of their claims when you call our office.

2. BODILY INJURY VERIFICATION:

- a. Confirm that we have a record for each doctor you saw that treated you for injuries related to the ITC fire.
- b. Confirm that the billing amounts for each of the doctors you saw for injuries related to the ITC fire are accurate.

3. LOST WAGE VERIFICATION:

- a. Confirm that we have accurately listed:
 - i. The amount of time you missed from work due to the fire;
 - ii. The hourly rate or salary you were earning at the time of the fire;
 - iii. Your employer and job title at the time of the fire; and
 - iv. Your calculation of the amount of wages you lost due to the fire and how this calculation is derived.
- b. Confirm that we have all documents supporting your lost wage claim, including for example:
 - i. Paycheck stubs demonstrating your earnings at or near the time of the fire;
 - ii. Any records demonstrating the amount of time missed from work due to the fire and that the lost work was a result of the fire; and
 - iii. Any other records that you feel are relevant to supporting your lost wage claim.
- c. **PLEASE NOTE: It is extremely unlikely that you will be compensated for any lost wages without documentation supporting your loss. Please make sure to provide us with these critical documents that will be essential to supporting any lost wage claim you may have.**

4. PROPERTY DAMAGE VERIFICATION:

- a. Confirm that we have accurately listed:
 - i. The nature and extent of the property damage involved; and
 - ii. Your calculation for the value of the property damage you suffered due to the fire and how this calculation is derived.
- b. Confirm that we have all documents supporting your property damage claim, including for example:
 - i. Receipts or invoices pertaining to the property damage;
 - ii. Photographs or other recordings demonstrating the property damage; and
 - iii. Any other records that you feel are relevant to supporting your lost wage claim.
- c. **PLEASE NOTE: It is extremely unlikely that you will be compensated for any property damage claims without documentation supporting your loss. Please make sure to provide us with these critical documents that will be essential to supporting any property damage claim you may have.**

Once you have confirmed your claim with our office and confirmed that all supporting documents have been submitted to us, no other action will be needed from you at this time. We will continue to keep you updated on an ongoing basis as we have throughout this litigation of any updates pertaining to the settlement negotiations, as well as ongoing discovery and preparation for bellwether trials set to commence in November 2023.

As always, if your address, phone number, or e-mail address changes, please provide us with your updated contact information so we can keep you informed about your case. Thank you again for your time and assistance as we work to finalize the details of your claim and we look forward to hearing from you. For reference, our contact information is below:

ITC Telephone Number: 713-226-5108
ITC Email Address: itclawsuit@awtxlaw.com

Sincerely,

A handwritten signature in blue ink, appearing to read 'Benny Agosto, Jr.', with a stylized flourish extending to the right.

Benny Agosto, Jr.

BAJ/STS
CC: Referring attorneys