

FIRST AMENDMENT TO THE ABB LUMMUS GLOBAL INC. 524(g) ASBESTOS  
PI TRUST DISTRIBUTION PROCEDURES

THIS FIRST AMENDMENT TO THE ABB LUMMUS GLOBAL INC. 524(g) ASBESTOS PI TRUST DISTRIBUTION PROCEDURES (“Lummus TDP”) is made by the Trustee of the ABB Lummus Global Inc. 524(g) Asbestos PI Trust pursuant to Section 8.1 of the Lummus TDP.

RECITALS:

1. The Lummus TDP became effective on August 31, 2006.
2. Pursuant to Section 8.1 of the Lummus TDP, the Trustee of the ABB Lummus Global Inc. 524(g) Asbestos PI Trust (the “Trust”) may amend or add to any provisions of the Lummus TDP provided the Trustee first obtains the consent of the Trust Advisory Committee (“TAC”) and the Future Claimants’ Representative (“Lummus FCR”) pursuant to the consent process set forth in the ABB Lummus Global Inc. 524(g) Asbestos PI Trust Agreement.
3. The Trustee has determined to add a provision, set forth below, to the Lummus TDP as Section 6.5 addressing “Confidentiality of Claimants’ Submissions.”
4. At a regularly scheduled and noticed meeting of the Trust on May 16, 2007, the TAC and the Lummus FCR consented to the adoption of Section 6.5 of the Lummus TDP as set forth below.

AMENDMENT:

NOW, THEREFORE, in consideration of the premises, the Trustee hereby adopts the following amendment to the Lummus TDP:

Section VI, Claims Materials, of the Lummus TDP is amended to add:

**6.5 Confidentiality of Claimants’ Submissions.** All submissions to the Lummus Asbestos PI Trust by a holder of a Lummus Asbestos PI Trust Claim shall be treated as made in the course of settlement discussions between the holder and the Lummus Asbestos PI Trust and intended by the parties to be confidential and to be protected by all applicable state and federal privileges, including, but not limited to, those directly applicable to settlement discussions. The Lummus Asbestos PI Trust will preserve the confidentiality of such claimant submissions, and shall disclose the contents thereof only (a) to such other persons as authorized by the holder of the claim or (b) in response to a valid subpoena of such materials issued by the Bankruptcy Court . Furthermore, the Lummus Asbestos PI

Trust shall provide counsel for the holder a copy of any subpoena referred to in (b) immediately upon being served. The Lummus Asbestos PI Trust shall on its own initiative or upon request of the claimant in question take all necessary and appropriate steps to preserve said privilege before the Bankruptcy Court or the issuing court and before those courts having appellate jurisdiction related thereto.

IN WITNESS WHEREOF, the Trustee has executed this amendment this \_\_\_\_ day of \_\_\_\_\_, 2007, effective upon execution.

TRUSTEE:

\_\_\_\_\_  
Hon. Dean M. Trafelet, Ret.