

## **INSTRUCTIONS FOR DETERMINING SOE UNDER THE 2002 TDP**

In compliance with the 2002 Trust Distribution Process (TDP), all claimants must demonstrate a minimum exposure to an asbestos-containing Manville product prior to December 31, 1982 together with additional asbestos exposure requirements where applicable.

In order for a claimant to qualify for Disease Levels III, IV, V, and VII the claimant must meet the requirements for Significant Occupational Exposure (SOE). SOE is not required for Disease Levels I, II, VI, and VIII. SOE means employment for a cumulative period of at least five years, in an industry and an occupation in which the claimant:

- (i) handled raw asbestos fibers on a regular basis;
- (ii) fabricated asbestos-containing products so that the claimant in the fabrication process was exposed on a regular basis to raw asbestos fibers;
- (iii) altered, repaired or otherwise worked with an asbestos –containing product such that the claimant was exposed on a regular basis to asbestos fibers; or
- (iv) was employed in an industry and occupation such that the claimant worked on a regular basis within 10-20 feet of workers engaged in the activities described in (i) (ii) and /or (iii). As used here, “regular basis” means every workday for a substantial part of the workday.

To assist you, we have enclosed a booklet that lists the names and descriptions of the various occupations and industries. We encourage you to read this information carefully, as much of what you have been accustomed to seeing has changed. We have added new occupations and industries to our table. These changes are based on projected filings in the future. Many of the Industry names have been changed in order to be more inclusive.

For example:

Primary Metal Industry has replaced Iron, Steel, and Aluminum Industry.

Transportation Equipment Including Automobile and Aircraft, replaces both Aerospace Aviation and Auto Manufacturing.

You must give the occupation of the claimant. You will notice that Laborer no longer appears on our occupation list. The claimant must now identify whether he/she worked as a Construction Laborer, Shipyard Laborer or a Laborer for the Railroad.

Our Occupation and Industry chart identifies the occupations and industries that when paired, (placed together) meet the requirements for Significant Occupational Exposure. For example, on a regular basis, a boiler worker alters, and repairs products that contain asbestos fibers (SOE (iii)). As there is a need for boiler workers in most industries, this occupation can be placed within all but one of the industries shown on our chart. All industry names appear at the top of the chart and a list of the occupations are shown on the left. A “1” represents an SOE match between the industry and the occupation. Using our same example, a boiler worker, we will place the boiler worker in the Primary Metal Industry, we would first look for that occupation and then go across the line until you

find the industry that you are looking for (Primary Metal Industry). If a “1” appears inside of the block then you know that the occupation and industry together meet the requirements for SOE.

Let us take another example, an engineer within the railroad industry meets the requirements of SOE. If we take that same occupation and place engineer in the Munitions Industry, you will notice that the block is blank, the occupation and industry pairing do not meet the SOE requirements.

Our second chart, labeled Occupations/ Proximity, is similar to our Occupation /Industry chart with the names of the various occupations appearing across the top and on the left. This chart applies only to those workers (described in SOE (iv)) who worked on a regular basis within 10-20 feet of workers engaged in the activities described in SOE (i) (ii) and/or (iii). Electrician is the only occupation that appears on our chart that meets the requirements of SOE (iv). A “1” has been placed inside the boxes to indicate the industries that when paired with this occupation, meet SOE requirements.

Before submitting a request for SOE, please make certain that the claimant meets the requirements for SOE. For paper filers, the Proof of Claim Form must be completed in its entirety and signed by the claimant or the person filing on behalf of the claimant. If the claimant is represented by counsel, counsel must also sign.

For e-Filers, a completed and signed SOE affidavit must be presented at the time the claim file is submitted. Claims will not be accepted without complete information.

If you are requesting a disease level that requires SOE and the industry and occupation do not automatically give you SOE, contact the CRMC Verification Coordinator.

Please call our Customer Service Staff at 1(800) 536- 2722, with any questions that you may have.