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1. Timeliness.

a) For a Claim Form to be timely, it must be postmarked on or before the claim submission deadline specified in the notice – which shall be the later of 75 days from mailing of the notice specified in Section III.A.1 of Administrative Order No. 2 or 30 days from the last published notice of the Settlements in any of the print media or niche internet sites set forth in Exhibit 3 to Administrative Order No. 2.

b) Notwithstanding Section II.A.1.a, *supra*, the parties may jointly agree to accept tardy Claim Forms.

2. Validity.

a) For a Claim Form to be valid, the Claimant must execute the confidentiality agreement, tax indemnification agreement, ADEA acknowledgement, declaration (if appropriate), and verification – all as provided for in the Claim Form.

b) For a Claim Form to be valid, the Claimant must legibly answer all questions, except those labeled optional, designated on the Claim Form.

c) For a Claim Form to be valid, the Claimant must affirmatively state under penalty of perjury that he or she was interested in securing Television Writing Opportunities or talent agency representation for the purpose of securing Television Writing Opportunities during the Class Period.

d) For a Claim Form to be valid, the Claimant must be a Member of a Settlement Class and provide sufficient evidence of Settlement Class Membership – as provided for in the Claim Form. Settlement Class Membership is defined in the Settlement Agreement. Except as otherwise provided herein, the Claims Administrator is responsible for assessing the proof provided by Claimants in support of their claim to Settlement Class Membership. The Claims Administrator’s assessment shall be based on the evidence provided on, with or supplementing the Claim Form, including any information that the Claims Administrator independently obtains regarding the Claimant pursuant to the procedures specified herein. (The Claim Form plus all supporting documentation or information is called a “Claim Submission.”)

1 The following rules shall govern the Claims Administrator's determination of whether a Claimant
2 has provided sufficient evidence of Settlement Class Membership.

3 (1) The Claims Administrator shall determine whether a
4 Claimant has demonstrated with sufficient evidence that the Claimant was 40 years of age or older
5 at some point during the Class Period. The Claims Administrator may accept, as proof of the
6 Claimant's age, a legible photocopy of the Claimant's driver's license, birth certificate, passport,
7 or any other form of government issued identification, or any other documentation or source of
8 information of sufficient veracity, or upon a Claimant's declaration that the Claimant has no such
9 proof, a declaration of date of birth.

10 (2) The Claims Administrator shall determine whether a
11 Claimant, claiming to be a Member of the Professional Television Writers Settlement Class (also
12 referred to herein as the PTW Settlement Class), has demonstrated, either directly or by virtue of
13 the Claims Administrator being granted access to sources of proof of sufficient veracity (described
14 *infra*), that the Claimant previously performed, for compensation, television writing Work –
15 whether covered by the Writers Guild of America Minimum Basic Agreement ("MBA") or not.

16 (a) The Claims Administrator may verify a Claimant's
17 assertion of having performed prior television writing Work covered by the MBA through any one
18 or more of the following (i) by speaking or corresponding with an authorized representative of the
19 WGAE or WGAW, (ii) by reference to any WGAE and/or WGAW credit or television
20 employment history data produced in connection with the Non-Settling Cases, or (iii) by reference
21 to any other documentation or source of information of sufficient veracity.

22 (b) The Claims Administrator may verify a Claimant's
23 assertion of having previously performed, for compensation, television writing Work not covered
24 by the MBA by reference to any documentation or source of information of sufficient veracity.

25 (3) The Claims Administrator shall determine whether a
26 Claimant, claiming to be a Member of the Aspiring Television Writers Settlement Class (also
27 referred to herein as the ATW Settlement Class), has demonstrated his or her interest in Television
28 Writing Opportunities or securing talent agency representation for the purpose of securing

1 Television Writing Opportunities. For purposes of this Settlement only, any of the following,
2 whether performed before or during the Class Period, are sufficient to demonstrate an interest in
3 Television Writing Opportunities or interest in securing talent agency representation for the
4 purpose of securing Television Writing Opportunities:

5 (a) Proof that the Claimant alone or with others
6 registered literary material intended for television, including without limitation scripts,
7 screenplays, stories, formats, teleplays, bibles, treatments or synopses, with the WGAE, WGAW,
8 or any other similar registration service.

9 (b) Proof that the Claimant alone or with others
10 registered literary material intended for a medium other than television with the WGAE, WGAW,
11 or any other similar registration service (with the exception of the following registration
12 categories: art, autobiography, bio, commercial, IPR (use only), lyrics, music, musical, notes,
13 other, photograph, poems, trailer, and translation), along with a declaration signed under penalty
14 of perjury stating that the Claimant was also interested in pursuing Television Writing
15 Opportunities or securing talent agency representation for the purpose of securing Television
16 Writing Opportunities, and took some action in pursuit of that interest. The declaration must
17 describe the action taken in pursuit of that interest in reasonable detail, for example, attempting
18 either alone or with another to adapt the literary material for television.

19 (c) Proof that the Claimant entered a television
20 scriptwriting competition by submitting a script.

21 (d) Proof that the Claimant entered other scriptwriting
22 competitions (e.g., film), along with a declaration signed under penalty of perjury stating that the
23 Claimant was also interested in pursuing Television Writing Opportunities or securing talent
24 agency representation for the purpose of securing Television Writing Opportunities, and took
25 some action in pursuit of that interest. The declaration must meet the standard set forth in
26 subparagraph (b) above.

27 (e) Proof that the Claimant attended one or more
28 workshops or courses, or otherwise participated in an educational program, designed to teach the

1 participant how to write for television, submit a television script, or obtain television writing talent
2 agency representation.

3 (f) A copy of written material that the Claimant prepared
4 (alone or as part of a writing team) for commercial exploitation on television (e.g., scripts,
5 screenplays, formats, stories, teleplays, bibles, treatments, synopses), regardless of whether the
6 material was commercially exploited or otherwise disseminated.

7 (g) A copy of written material that the Claimant prepared
8 (alone or as part of a writing team) for commercial exploitation in a medium other than television
9 (with the exception of the following categories of written material: art, autobiography(ies),
10 commercials, lyrics, music, musicals, notes, photographs, poems, trailers, and translations),
11 regardless of whether the material was commercially exploited or otherwise disseminated, along
12 with a declaration signed under penalty of perjury stating that the Claimant was also interested in
13 pursuing Television Writing Opportunities or securing talent agency representation for the purpose
14 of securing Television Writing Opportunities, and took some action in pursuit of that interest. The
15 declaration must meet the standard set forth in subparagraph (b) above.

16 (h) A list of titles/works and corresponding abbreviated
17 summaries of written material that the Claimant commercially exploited in other writing contexts
18 (e.g., film, plays, radio, novels, stand-up comedy, blogs, but excepting art, autobiography(ies),
19 commercials, lyrics, music, musicals, notes, photographs, poems, trailers, and translations), along
20 with a declaration signed under penalty of perjury stating that the Claimant was also interested in
21 pursuing Television Writing Opportunities or securing talent agency representation for the purpose
22 of securing Television Writing Opportunities, and took some action in pursuit of that interest. The
23 declaration must meet the standard set forth in subparagraph (b) above.

24 (i) Correspondence or other documentation evidencing
25 submission of written material or candidacy for Television Writing Opportunities (e.g., unsolicited
26 submission return letter; rejection letter) or talent agency representation for the purpose of
27 securing Television Writing Opportunities.

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1 (j) A description in the declaration accompanying the
2 Claim Form or through the presentation of other proof that establishes through reasonable detail
3 (e.g. by identifying recipients and dates of communications or facts leading to the Claimant's
4 perception of futility) that (a) the Claimant made reasonable efforts to secure Television Writing
5 Opportunities or talent agency representation for the purpose of securing Television Writing
6 Opportunities, such as through telephone calls or unsolicited submissions, and/or (b) the Claimant
7 reasonably believed that efforts to secure Television Writing Opportunities or talent agency
8 representation for the purpose of securing Television Writing Opportunities would be futile, on
9 account of perceived age discrimination.

10 (4) The Claims Administrator shall determine whether a
11 Claimant has demonstrated with sufficient evidence that the Claimant, while 40 years of age or
12 older, had an interest in securing Television Writing Opportunities and/or talent agency
13 representation for the purpose of securing Television Writing Opportunities during the Class
14 Period. The Claims Administrator shall conclude for purposes of this Settlement (and this
15 Settlement alone), that a Claimant has provided sufficient evidence of such interest, while age 40
16 or older, during the Class Period if:

17 (a) a Claimant claiming PTW Settlement Class
18 Membership satisfies the requirement of Section II.A.2.d.2 and answers Question I.B in the Claim
19 Form, under penalty of perjury, in the affirmative; or

20 (b) a Claimant claiming ATW Settlement Class
21 Membership satisfies the requirement of Section II.A.2.d.3 (et seq) and answers Question I.B. in
22 the Claim Form, under penalty of perjury, in the affirmative.

23 3. Persons who meet the PTW Settlement Class or ATW Settlement Class
24 definition (such that they could have submitted a valid Claim Form) are bound by the releases
25 specified in the Settlement Agreements and Judgment regardless of whether they submit a Claim
26 Form or a valid Claim Form. A PTW Settlement Class Member or ATW Settlement Class
27 Member who does not provide sufficient evidence to support his or her claim (including, for
28 example, an ATW Settlement Class Member's interest in Television Writing Opportunities) will