

SUPPLEMENTAL NOTICE FROM MIAMI-DADE COUNTY CIRCUIT COURT

ATTENTION

**FLORIDA SMOKERS, EX SMOKERS AND SURVIVORS OF SMOKERS MAY BE ELIGIBLE TO SHARE IN A TRUST FUND OF OVER \$700 MILLION**

**I. HISTORY**

The Engle Class Action was filed in 1994 and went to trial against the tobacco industry in July 1998. *Howard A. Engle, M.D., et al., (Plaintiffs) v. R.J. Reynolds Tobacco Company, Philip Morris, Inc., Brown & Williamson Tobacco Corp., individually and as successor to American Tobacco Co., Lorillard Tobacco Co., Lorillard, Inc., Liggett Group, Inc., Brooke Group Holdings, Inc. f/k/a Brooke Group, Ltd., Inc., Council for Tobacco Research U.S.A. and Tobacco Institute (Defendants)*, Case No. 94-08273 CA (22) Dade County Circuit Court. This Notice addresses a distinct, unprecedented monetary fund of over \$700 million (the "Engle Trust Fund") created for the class by Susan and Stanley Rosenblatt, counsel for the class. The Engle Trust Fund is approaching \$800 million.

**II. QUALIFIED ENGLE CLASS MEMBERS ARE ELIGIBLE FOR A SHARE OF THE TRUST FUND MONEYS**

You may be qualified to receive a monetary distribution from the Engle Trust Fund if: 1) you (or your decedent) smoked cigarettes and 2) developed one or more of the diseases and/or medical conditions mentioned below, and 3) that disease or medical condition was first diagnosed or first manifested itself (first appeared) on or before November 21, 1996, which is the class cut-off date established by the Florida Supreme Court.

aortic aneurysm	disease and	cell carcinoma, small cell
bladder cancer	arteriosclerosis,	carcinoma, squamous cell
cerebrovascular disease (including	angina, abnormal blood	carcinoma)
stroke)	clotting, blood vessel	complications of pregnancy
cervical cancer	damage, myocardial	(miscarriage)
chronic obstructive pulmonary	infarction (heart attack))	oral cavity/tongue cancer
disease – COPD (including	esophageal (throat) cancer	pancreatic cancer
emphysema)	kidney cancer	peripheral vascular disease
coronary heart disease (including	laryngeal (throat or voice	(including Buerger's disease)
cardiovascular disease,	box) cancer	pharyngeal cancer
hardening of the arteries,	lung cancer (including	stomach cancer
atherosclerosis, coronary artery	adenocarcinoma, large	

**III. THE ENGLE TRUST FUND IS NOT A SETTLEMENT OF CLASS MEMBERS' CURRENT OR FUTURE INDIVIDUAL CLAIMS**

Qualified Engle class members are eligible to receive money from the Engle Trust Fund **without** giving up existing or future individual claims against any defendants. The Engle Trust Fund distributions are separate from your rights in any individual lawsuit for damages for personal injury or death from smoking except for the possibility of a set off depending on the payment plan adopted by the Court. Class members who choose not to bring their own lawsuits are still eligible to receive money from the Engle Trust Fund.

**IV. A HEARING WILL BE HELD ON APRIL 15, 2008**

**A. Allocation Plans Considered**

A hearing will be held before the Honorable David C. Miller in Courtroom 4-3 of the Circuit Court of the Eleventh Judicial Circuit in and for Dade County, Florida at 73 West Flagler Street, Miami, FL 33130 on April 15, 2008 at 9:00 a.m. The Court will consider comments that have been timely submitted regarding the allocation and distribution of money from the Engle Trust Fund.

