

**UNITED STATES DISTRICT COURT
DISTRICT OF MAINE**

ARTEMIS COFFIN, GEORGE BAKER,
DARRELL FLANDERS, JAMES MINGO,
TERRENCE LYON, HAROLD SMITH,
ROBERT DEWITT, DUANE L. HANSCOM,
JOSEPH GAGLIARDI JR., TRINA VAZNIS,
RAYMOND MACDONALD, ROBERT P.
HEALEY, BARRY BRYANT, LEE
WHEATON and GALEN M. LANDER,

Individually and as Representatives of a class
of all persons similarly situated,

Plaintiffs

v.

Civil No. 03-227-B-C

BOWATER INCORPORATED, GROUP
PROTECTION FOR EMPLOYEES OF
BOWATER INCORPORATED – GREAT
NORTHERN PAPER, INC. DIVISION,
BOWATER INCORPORATED POINT OF
SERVICE MEDICAL BENEFITS PLAN,
BOWATER INCORPORATED POINT OF
SERVICE MEDICAL PLAN, BOWATER
INCORPORATED BENEFIT PLAN and
BOWATER LIFE INSURANCE PLAN,

Defendants

Gene Carter, Senior District Judge

ORDER APPROVING NOTICE TO CLASS MEMBERS

Now before the Court is Plaintiffs' Revised Notice to Court in Response to Class Action Order of June 21, 2005 (Docket Item No. 132). The Court has considered the proposed Notice and **APPROVES** the Notice subject to the following modifications:

- 1) At pages 1 and 10, the date for class members to ask to be excluded from participation in this lawsuit shall be August 31, 2005.¹
- 2) At page 11, subsection 20, the second sentence shall be modified to read as follows: “The trial will be held in the United States District Court for the District of Maine, at the United States Courthouse in either Bangor, Maine or Portland, Maine.”

Counsel shall distribute the Notice by mail pursuant to the procedure outlined in Plaintiffs’ Notice to Court in Response to Class Action Order of June 21, 2005 (Docket Item No. 130), at 1-2.

It is SO ORDERED.

/s/ Gene Carter
GENE CARTER
United States Senior District Judge

Dated at Portland, Maine this 18th day of July, 2005.

¹ The Court assumes that the presence of brackets surrounding the August 31 date at page 1 of the proposed Notice indicates that counsel is seeking approval of this date.

Plaintiff

ARTEMIS COFFIN

*Individually and as
Representatives of class of persons
similarly situated*

represented by **ABIGAIL CARTER**
BREDHOFF & KAISER, P.L.L.C.
805 15TH STREET, N.W., SUITE
1000
WASHINGTON, DC 20008
Email: acarter@bredhoff.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL
LAW OFFICE OF JONATHAN
S.R. BEAL
114 NOYES STREET
P.O. BOX 1400
PORTLAND, ME 04104
207-879-1556
Email: jbeal@maine.rr.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LEON DAYAN
BREDHOFF & KAISER, P.L.L.C.
805 15TH STREET, N.W., SUITE
1000
WASHINGTON, DC 20008
202-842-2600
Email: ldayan@bredhoff.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RUFUS E. BROWN
BROWN & BURKE
75 PEARL STREET, SUITE 410
P.O. BOX 7530
PORTLAND, ME 04101
207-775-0265
Email:
rbrown@brownburkelaw.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
BREDHOFF & KAISER, P.L.L.C.
805 15TH STREET, N.W., SUITE
1000

WASHINGTON, DC 20008
202-842-2600
Email: dgreenfield@bredhoff.com
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
LAW OFFICE OF DIANE A.
KHIEL
P.O. BOX 70
ORONO, ME 04473
(207) 866-4720
Email: dkhiel@adelphia.net
ATTORNEY TO BE NOTICED

Plaintiff

DARRELL FLANDERS
*Individually and as
Representatives of class of persons
similarly situated*

represented by **ABIGAIL CARTER**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LEON DAYAN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RUFUS E. BROWN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

JAMES MINGO
*Individually and as
Representatives of class of persons
similarly situated*

represented by **ABIGAIL CARTER**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LEON DAYAN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RUFUS E. BROWN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

TERRENCE LYON
*Individually and as
Representatives of class of persons
similarly situated*

represented by **ABIGAIL CARTER**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LEON DAYAN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RUFUS E. BROWN

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

HAROLD SMITH
Individually and as
Representatives of class of persons
similarly situated

represented by **ABIGAIL CARTER**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LEON DAYAN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RUFUS E. BROWN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

ROBERT DEWITT
Individually and as

represented by **ABIGAIL CARTER**
(See above for address)

*Representatives of class of persons
similarly situated*

*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

JONATHAN S. R. BEAL
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

LEON DAYAN
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

RUFUS E. BROWN
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

DUANE L HANSCOM
*Individually and as
Representatives of class of persons
similarly situated*

represented by **ABIGAIL CARTER**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

JONATHAN S. R. BEAL
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

LEON DAYAN
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

RUFUS E. BROWN
(See above for address)
LEAD ATTORNEY

ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD

(See above for address)

ATTORNEY TO BE NOTICED

DIANE A. KHIEL

(See above for address)

ATTORNEY TO BE NOTICED

Plaintiff

JOSEPH GAGLIARDI, JR

Individually and as

Representatives of class of persons

similarly situated

represented by **ABIGAIL CARTER**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

LEON DAYAN

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

RUFUS E. BROWN

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD

(See above for address)

ATTORNEY TO BE NOTICED

DIANE A. KHIEL

(See above for address)

ATTORNEY TO BE NOTICED

Plaintiff

TRINA VAZNIS

Individually and as

Representatives of class of persons

similarly situated

represented by **ABIGAIL CARTER**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LEON DAYAN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RUFUS E. BROWN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

RAYMOND MACDONALD
Individually and as
Representatives of class of persons
similarly situated

represented by **ABIGAIL CARTER**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LEON DAYAN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RUFUS E. BROWN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

ROBERT P HEALEY
*Individually and as
Representatives of class of persons
similarly situated*

represented by **ABIGAIL CARTER**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

JONATHAN S. R. BEAL
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

LEON DAYAN
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

RUFUS E. BROWN
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

BARRY BRYANT
*Individually and as
Representatives of class of persons
similarly situated*

represented by **ABIGAIL CARTER**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

JONATHAN S. R. BEAL

(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LEON DAYAN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RUFUS E. BROWN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

Plaintiff

LEE WHEATON
Individually and as
Representatives of class of persons
similarly situated

represented by **ABIGAIL CARTER**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

LEON DAYAN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RUFUS E. BROWN
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
(See above for address)

ATTORNEY TO BE NOTICED

DIANE A. KHIEL

(See above for address)

ATTORNEY TO BE NOTICED

Plaintiff

GEORGE BAKER

*Individually and as Representative
of a class of all persons similarly
situated*

represented by **ABIGAIL CARTER**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

DIANE A. KHIEL

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

LEON DAYAN

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

RUFUS E. BROWN

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Plaintiff

GALEN M LANDER

represented by **LEON DAYAN**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

ABIGAIL CARTER

(See above for address)
ATTORNEY TO BE NOTICED

DIANE A. KHIEL
(See above for address)
ATTORNEY TO BE NOTICED

DOUGLAS L. GREENFIELD
(See above for address)
ATTORNEY TO BE NOTICED

JONATHAN S. R. BEAL
(See above for address)
ATTORNEY TO BE NOTICED

RUFUS E. BROWN
(See above for address)
ATTORNEY TO BE NOTICED

V.

Defendant

BOWATER INCORPORATED

represented by **REGINALD R. GOEKE**
MAYER, BROWN, ROWE &
MAW
1909 K STREET, N.W.
WASHINGTON, DC 20006-1101
(202) 263-3000
Email:
RGoeke@mayerbrownrowe.com
ATTORNEY TO BE NOTICED

RICHARD J. FAVRETTO
MAYER, BROWN, ROWE &
MAW
1909 K STREET, N.W.
WASHINGTON, DC 20006-1101
(202) 263-3000
Email:
RFavretto@mayerbrownrowe.com
ATTORNEY TO BE NOTICED

ROBERT P. DAVIS
MAYER, BROWN, ROWE &
MAW

1909 K STREET, N.W.
WASHINGTON, DC 20006-1101
(202) 263-3000
Email:
rdavis@mayerbrownrowe.com
ATTORNEY TO BE NOTICED

ERIC J. UHL
MOON, MOSS, & SHAPIRO,
P.A.
10 FREE STREET
P. O. BOX 7250
PORTLAND, ME 04112-7250
775-6001
Email: euhl@moonmoss.com
ATTORNEY TO BE NOTICED

RICHARD G. MOON
MOON, MOSS, & SHAPIRO,
P.A.
10 FREE STREET
P. O. BOX 7250
PORTLAND, ME 04112-7250
775-6001
Email: rmoon@moonmoss.com
ATTORNEY TO BE NOTICED

Defendant

BOWATER MEDICAL PLANS
TERMINATED: 03/26/2004

represented by **ERIC J. UHL**
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**BOWATER LIFE INSURANCE
PLAN**

represented by **REGINALD R. GOEKE**
(See above for address)
ATTORNEY TO BE NOTICED

RICHARD J. FAVRETTO
(See above for address)
ATTORNEY TO BE NOTICED

ROBERT P. DAVIS
(See above for address)
ATTORNEY TO BE NOTICED

ERIC J. UHL
(See above for address)
ATTORNEY TO BE NOTICED

RICHARD G. MOON
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**GROUP PROTECTION FOR
EMPLOYEES OF BOWATER
INCORPORATED GREAT
NORTHERN PAPER INC
DIVISION**

represented by **ERIC J. UHL**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

REGINALD R. GOEKE
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RICHARD J. FAVRETTO
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

RICHARD G. MOON
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

ROBERT P. DAVIS
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

**BOWATER INCORPORATED
POINT OF SERVICE
MEDICAL BENEFITS PLAN**

represented by **REGINALD R. GOEKE**
(See above for address)
ATTORNEY TO BE NOTICED

RICHARD J. FAVRETTO
(See above for address)
ATTORNEY TO BE NOTICED

ROBERT P. DAVIS
(See above for address)
ATTORNEY TO BE NOTICED

ERIC J. UHL
(See above for address)
ATTORNEY TO BE NOTICED

RICHARD G. MOON
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**BOWATER INCORPORATED
POINT OF SERVICE
MEDICAL PLAN**

represented by **REGINALD R. GOEKE**
(See above for address)
ATTORNEY TO BE NOTICED

RICHARD J. FAVRETTO
(See above for address)
ATTORNEY TO BE NOTICED

ROBERT P. DAVIS
(See above for address)
ATTORNEY TO BE NOTICED

ERIC J. UHL
(See above for address)
ATTORNEY TO BE NOTICED

RICHARD G. MOON
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

**BOWATER INCORPORATED
BENEFIT PLAN**

represented by **RICHARD G. MOON**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

ERIC J. UHL
(See above for address)
ATTORNEY TO BE NOTICED