

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

**IN RE: IMPRELIS HERBICIDE  
MARKETING, SALES PRACTICES, AND  
PRODUCTS LIABILITY LITIGATION**

**CASE NO. 2:11-md-2284-GP**

**FORM FOR APPEALING DECISION OF THE APPEALS PANEL BY APPLICATION TO  
DISTRICT COURT**

By submitting this form, you are indicating that you are the current, authorized owner of the subject property and intend to appeal the decision of the Appeals Panel concerning your Claim Resolution Agreement (CRA), Notice of Warranty Resolution (NWR), or spray record by making such appeal to the District Court. In order to pursue this appeal, please complete each section below. In order to proceed with your appeal, **you must submit this form to the Clerk's Office address listed below according to the following schedule:**

**IF YOUR APPEAL WAS DENIED – WITHIN SIXTY (60) DAYS OF YOUR RECEIPT OF THE APPEALS PANEL DECISION**

**IF YOUR APPEAL WAS GRANTED OR GRANTED IN PART – WITHIN SIXTY (60) DAYS OF YOUR RECEIPT OF AN AMENDED AGREEMENT FROM DUPONT**

If you fail to submit this form according to the above schedule, your appeal to the District Court will be denied and the decision of the Appeals Panel will remain unchanged. **Please note that your appeal must be limited to the decision of the Appeals Panel.**

Claim Number: \_\_\_\_\_

Your Name: \_\_\_\_\_ Your Title (if on behalf of Business): \_\_\_\_\_

Property Address: \_\_\_\_\_

Subject Matter of your Appeal to the District Court: Please check all that apply.

- Tree Rating
  - Tree Height, and/or if applicable, tree circumference
  - Warranty Coverage
  - Spray Record Validity
  - Symptoms of Imprelis® damage
  - Other (please explain) \_\_\_\_\_
- \_\_\_\_\_
- \_\_\_\_\_

Submit along with this form (1) a copy of the Appeals Panel's decision that you intend to appeal, (2) the CRA, NWR, or spray record that is the subject of the Panel's decision, (3) a copy of any other documents or materials (including photographs, arborist reports, etc.) that you previously submitted to the Appeals Panel with your original Notice of Intent to Appeal, and (4) for those who received an amended agreement from DuPont following the Panel's decision, a copy of that ACRA or ANWR. The District Court's review will be limited to the documents and other materials, if any, that you submit with this form and you will not be given an opportunity to supplement the documents and/or other materials submitted at a later date. **Failure to provide (1) and (2) above will result in the denial of your appeal.** No oral presentations or arguments will be permitted.

Attach to this form a short explanation of the basis for your appeal to the District Court. If you are appealing the Panel's decision with regard to a specific tree or trees, please reference that specific tree(s) according to the tree number assigned to it in your CRA or NWR. **Failure to provide an explanation of the basis for your appeal will result in the denial of your appeal.**

If you are represented by a lawyer in connection with this appeal, please provide the following information:

Lawyer Name: \_\_\_\_\_

Law Firm Name: \_\_\_\_\_

Address: \_\_\_\_\_

\_\_\_\_\_

Email Address: \_\_\_\_\_

Please sign and date this form here.

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

The District Court's ruling on your appeal will be sent to you via email or first class mail. Please provide the email or mailing address to which you want the ruling sent: \_\_\_\_\_

Please send this completed, signed form and all required documents and attachments to:

Clerk's Office  
U.S. District Court, Eastern District of Pennsylvania  
601 Market Street, Room 2609  
Philadelphia, PA 19106-1797