

MALLINCKRODT (“MNK”) OPIOID PERSONAL INJURY TRUST GENERAL FAQs

These FAQs are meant to simplify the description of the Personal Injury Claim submission and review process to facilitate Claimant and Law Firm understanding, and are not all inclusive. However, the actual Plan, PI Trust Distribution Procedures and Trust documents are controlling, and these FAQs will evolve and be edited as the Trust administration proceeds.

1. What is the MNK Opioid Personal Injury Trust?

As part of the *Fourth Amended Joint Plan Of Reorganization (With Technical Modifications) Of Mallinckrodt Plc And Its Debtor Affiliates Under Chapter 11 Of The Bankruptcy Code*, dated as of February 18, 2022, and confirmed by the Bankruptcy Court on March 2, 2022 (the “**Plan**”), the Court approved creation of the Mallinckrodt Opioid Personal Injury Trust (the “Trust” or “PI Trust”), upon the Effective Date of the Plan, to (i) assume all liability for present and future personal injury Opioid Claims (“PI Claims” or “Non-NAS PI Claims”) and Neonatal Abstinence Syndrome (NAS) PI Opioid Claims (“NAS PI Claims”) against Mallinckrodt and its subsidiaries that are channeled to the Trust, (ii) collect Plan distributions to be made to the Trust for the PI Opioid Claims Share and the NAS PI Opioid Claims Share, (iii) administer the PI and NAS Claims, (iv) make distributions to Holders of allowed PI and NAS Claims in accordance with the PI Trust Documents, and (v) carry out other matters as set forth in the PI Trust Documents.

2. What is the MNK Plan Effective Date?

The Effective Date of the Plan is June 16, 2022.

3. How will the PI Trust be funded?

The Trust will be funded with both the PI Opioid Claims Share and the NAS PI Opioid Claims Share of the Opioid MDT II Distributable Value, after the deduction of certain allowable expenses/claims. The PI Opioid Claims Share and the NAS PI Opioid Claims Share will be maintained and accounted for separately.

The Opioid MDT II Distributable Value is the cash value consideration paid to the Opioid MDT II Trust for all Opioid Claims.

The PI Opioid Claims Share is 9.3% and the NAS PI Opioid Claims Share is .625%.

The Opioid MDT II Trust will receive an initial funding of \$445 Million as soon as practicable after the Effective Date, with the Trust to be funded initially with its respective shares of this amount (9.3% and .625%) after the payment by the MDT II Trust of allowed fees, expenses and deductions.

The Opioid MDT II Trust has the right to receive certain deferred payments, to which the Trust will be entitled to receive its respective shares, in the following amounts and on the following dates:

\$200 Million on the First Anniversary of the Effective Date
\$200 Million on the Second Anniversary of the Effective Date
\$150 Million on the Third Anniversary of the Effective Date
\$150 Million on the Fourth Anniversary of the Effective Date
\$150 Million on the Fifth Anniversary of the Effective Date
\$150 Million on the Sixth Anniversary of the Effective Date
\$150 Million on the Seventh Anniversary of the Effective Date
\$125 Million on the Eighth Anniversary of the Effective Date

Those deferred payments can be prepaid at a pre-determined discount if the Reorganized Debtors elect, within 18 months of the Effective Date, to prepay the deferred payments.

4. Who is the Trustee and the Claims Administrator for the Trust?

Ed Gentle of Gentle, Turner & Benson, LLC is the Trustee and Claims Administrator.

5. What are the two types of personal injury claims allowed to file a claim with the Trust?

The two types of personal injury claims that can be filed with the Trust are the Non-NAS PI Claims and the NAS PI Claims.

6. What is a Non-NAS PI Claim?

A Non-NAS PI Claim is an opioid claim, including present and future claims, of any natural person for an alleged opioid-related personal injury or other similar opioid-related claim or cause of action, including any opioid-related personal injury claim and that is not a Hospital Opioid Claim, a Third-Party Payor Opioid Claim, a NAS PI Opioid Claim, a NAS Monitoring Opioid Claim, a Ratepayer Opioid Claim, an Emergency Room Physicians Opioid Claim, or a Governmental Opioid Claim. See the PI Trust Distribution Procedures for Non-NAS PI Claims and the Plan.

7. What is a NAS PI Claim?

A NAS PI Claim is an opioid claim, including present and future claims, held by any natural person who has been diagnosed by a licensed medical provider with a medical, physical, cognitive or emotional condition resulting from such natural person's intrauterine exposure to opioids or opioid replacement or treatment medication including but not limited to the condition known as neonatal abstinence syndrome, and does not include any NAS Monitoring Opioid Claims. See the PI Trust Distribution Procedures for NAS PI Claims and the Plan. **A NAS PI Claim must be submitted within three (3) years from the Effective Date, or by June 15, 2025.**

8. In order to file a claim with the Trust, must you have already filed a Proof of Claim with the Bankruptcy Court in the Mallinckrodt Bankruptcy Case?

No, a Proof of Claim is not required to be filed in order to file a claim with the Trust.

9. How do I file my claim and what kind of documentation do I need to qualify for a payment?

You must submit the claim form and documentation necessary for the particular type of claim you are submitting.

If you are filing a **Non-NAS PI Claim**, you must submit to the Trustee the Non-NAS PI Claim Form and supporting documentation as explained in the PI Trust Distribution Procedures of the Non-NAS PI Claims, which can be found on the Non-NAS PI Claims Tab of this website. For further information about filing a Non-NAS PI Claim, you can refer to the Non-NAS PI Claim FAQs.

Non-NAS PI Claim Forms and supporting documentation can be filed electronically through the Non-NAS Portal link located on the Non-NAS PI Claims Tab of this website or by downloading the Claim Form on the Non-NAS PI Claims Tab of this website, completing it and returning it with your supporting documentation to the MNK PI Trust, P.O. Box 361930 Hoover, AL 35236-1930.

If you are filing a **NAS PI Claim**, you must submit to the Trustee the NAS PI Claim Form and supporting documentation as explained in the PI Trust Distribution Procedures of the NAS PI Claims, which can be found on the NAS PI Claims Tab of this website. For further information about filing a NAS PI Claim, you can refer to the NAS PI Claim FAQs.

NAS PI Claim Forms and supporting documentation can be filed electronically through the NAS Portal link located on the NAS PI Claims Tab of this website or by downloading the Claim Form on the NAS PI Claims Tab of this website, completing it and returning it with your supporting documentation to the MNK PI Trust, P.O. Box 361930 Hoover, AL 35236-1930.

The Trust anticipates that it will start accepting NAS PI Claim Form and Non-NAS PI Claim Form submissions beginning August 1, 2022.

10. Can I elect to opt out of the Trust claims process for resolution of my claim?

Yes. A PI Claimant who (i) submits a Non-NAS PI Claim Form or a NAS PI Claim Form to the PI Trust and (ii) elects expressly in the claim form to opt out and liquidate his/her PI Claim in the tort system rather than pursuant to the Trust's streamlined procedures, may assert and liquidate such PI Claim or NAS PI Claim in the tort system **at his/her own expense** and shall forfeit all rights to liquidate such PI Claim or NAS PI Claim (and any associated PI Claims or NAS PI Claims regarding the same injuries that are the same subject of the PI Claim or NAS PI Claim elected to be liquidated in the tort system) under the streamlined procedures set forth in section 4–5 of the applicable TDP. Once you opt out, you cannot opt back in. Additionally, each TDP contains restrictions on the collection of any judgment that may be obtained in the tort system.

11. What if I chose not to file a claim or opt-out?

If you choose not to file a claim to participate in the Trust claims process and you do not file a claim form opting out in order to liquidate your claim in the tort system, you will not be entitled to receive any funds from the Trust. In other words, if you do nothing, you will have no claim, and will receive no money.

12. Do I complete additional documents if filing a claim on behalf of a deceased claimant without there being a probate estate?

Yes. You should complete the appropriate Heirship Declaration Form, which can be found on the NAS PI and Non-NAS PI tabs of this website, depending on which type of claim you are filing.

13. Who is the Lien Resolution Program Administrator?

The Lien Resolution Program Administrator for the Trust is MASSIVE: Medical & Subrogation Specialists. Please refer to the Lien Resolution FAQs, to learn more.

14. What is subrogation for medical liens, and how does it apply to me?

Subrogation occurs when a third party, usually an insurance company, steps into the shoes of the injured party in order to seek reimbursement for the money that the third party has paid on behalf of the injured party for medical expenses. The Lien Program Administrator, MASSIVE, will be working to resolve any medical liens that you may have that are related to your opioid usage respecting any award you may receive from the Trust. For further information regarding lien resolution, please refer to the Lien Resolution Tab of this website, or the Lien Resolution FAQs.

15. Is there a Common Benefit Assessment from distributions to claimants?

Yes. There is a Common Benefit Assessment of 5% of each distribution made by the Trust to a claimant, which will be paid from your claim award.

16. Is my payment taxable and how will I receive it?

Your recovery is a non-taxable payment for personal injury under Section 104 of the Internal Revenue Code. All payments are computed after administrative costs including Claims Administration, lien resolution services and other expenses. If you are represented by a law firm, your payment less the payment of the common benefit assessment and medical liens will be paid to your law firm's client trust account. After deducting lien payments, your legal fees and expenses and the common benefit assessment, you should expect to receive your net payment from your law firm.

17. Is there a claims bar date?

For **Non-NAS PI Claims**, there is no current bar date under the terms of the Trust or PI Trust Distribution Procedures for Non-NAS PI Claims.

For **NAS PI Claims**, a NAS PI Claim **must be submitted three (3) years from the June 16, 2022, Effective Date, or by June 15, 2025.**