

INSTRUCTIONS FOR ESTIMATING POSSIBLE RECOVERIES

TO CLASS MEMBERS:

The purpose of this document is to assist class members in calculating and estimating possible recoveries under the pending *Stipulation of Settlement* (the “Settlement”). If you are a class member, you may use the instructions below, in conjunction with the spreadsheet that is posted elsewhere on this website and that identifies your sale orders and bottles by category (the “Spreadsheet”), to estimate your possible recovery in the event that the Settlement is approved on a final basis and implemented. Please refer to the *Notice of Class Action And Class Action Settlement* (the “Notice”) sent to you by U.S. Mail and also posted on this website, for a description of the Settlement and the process for its approval. All capitalized terms used herein, unless otherwise defined here, are intended to have the meanings ascribed to them in the Settlement.

PLEASE NOTE THAT ALL CALCULATIONS AND ASSUMPTIONS ARE ESTIMATES ONLY, AND NO CERTAINTY CAN BE PROVIDED THAT ACTUAL RECOVERIES WILL NOT BE MATERIALLY LOWER OR HIGHER.

Partial List of Assumptions. There are many variables that cannot yet be determined that will affect members’ recoveries under the Settlement, and therefore, certain assumptions must be made in order to estimate recoveries. If the Settlement is approved on a final basis and implemented, all such assumptions will be replaced by actual data such as sale prices, bottle-by-bottle allocations of those prices, sale and administrative costs, allowed fees, and the extent of exclusions and bottle redemptions. The following is a partial list of assumptions made in these instructions:

- That the Settlement will be approved on a final basis and thereafter implemented promptly.
- That the gross sale price of all bottles sold by the Trustee will be \$5,000,000.
- That the net sale proceeds, after reduction by the Trustee Administrative Deductions, will be \$4,500,000.
- That the Bulk Buyers’ allocations of purchase price on a bottle-by-bottle basis will be proportionate to the original sale order prices paid by members to the Debtor.
- That all Segregated Bottles will be redeemed by class members entitled to do so.
- That no class members will elect to be excluded from the Settlement.
- That Class Counsel will be allowed fees and costs equal to 25% of funds otherwise payable to class members from the Segregated Subfund, the

Oversubscribed Subfund, the Segregated Subfund and the Segregated Oversubscribed Subfund.

Instructions. In order to estimate your possible recoveries under the Settlement, please follow these instructions:

1. Add together all of the dollar amounts (sale price per bottle, times number of bottles) shown for your account under each category (Segregated Subfund, Purchased Subfund, Oversubscribed Subfund and Segregated Oversubscribed Subfund) separately, to reach a total for each category (the “Individual Category Sum”).
2. If you have an Individual Category Sum in the Segregated Subfund category, you may be entitled to redeem those bottles, on a bottle-by-bottle basis, by timely electing to do so and making the required payments. Please review the Redemption Form provided for such redemption elsewhere on this website. Because we have assumed full redemption of all qualified Segregated Bottles for purposes of this calculation, we assume that no distributions will be made to class members from the Segregated Subfund, and that qualified members will instead receive value through the redemption of bottles at discounted prices.
3. If you have an Individual Category Sum in the Purchased Subfund category, you should multiply that sum by 0.30291241 in order to estimate your recovery from that subfund. For example, if your Individual Category Sum in the Purchased Subfund category is \$2,500.00, your estimated recovery from that subfund is \$757.28.
4. If you have an Individual Category Sum in the Oversubscribed Subfund category, you should multiply that sum by 0.148583443 in order to estimate your recovery from that subfund. For example, if your Individual Category Sum in the Oversubscribed Subfund category is \$2,500.00, your estimated recovery from that subfund is \$371.49.
5. If you have an Individual Category Sum in the Segregated Oversubscribed Subfund category, you should multiply that sum by 0.047573816 in order to estimate your recovery from that subfund. For example, if your Individual Category Sum in the Segregated Oversubscribed Subfund category is \$2,500.00, your estimated recovery from that subfund is \$118.93. Please note that, in addition to the effect of other variables as discussed above, this amount may vary due to a required 10% allotment to certain members, which has not been calculated for these purposes.