

**RICHARD WEISSMAN**  
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IN REPLY REFER TO:  
77948/900

JANUARY 3, 2012

**NOTICE OF COURT APPROVED DISTRIBUTION PLAN**

TO: INVESTORS OF NALCO CHEMICAL COMPANY (AS OF JUNE 1999)

FROM: RICHARD WEISSMAN, COURT APPOINTED DISTRIBUTION AGENT

SUBJECT: **COURT ORDERED CLAIM PROCEDURE FOR SUBMISSION OF CLAIMS BY INJURED INVESTORS OF NALCO CHEMICAL COMPANY (JUNE 1999) IN THE FOLLOWING CONSOLIDATED CIVIL PROCEEDINGS IN THE U.S. DISTRICT COURT, SOUTHERN DISTRICT OF NEW YORK:**

SECURITIES AND EXCHANGE COMMISSION v. JOSE LUIS BALLESTEROS FRANCO, ET AL., Case No. 01 CV 03872 (JGK);  
SECURITIES AND EXCHANGE COMMISSION v. PABLO ESCANDON CUSI, Case No. 02 CV 00971 (JGK); and  
SECURITIES AND EXCHANGE COMMISSION v. HUGO SALVADOR VILLA MANZO, ET AL., Case No. 02 CV 01766 (JGK)

**LAST DAY TO FILE CLAIM (“BAR DATE”): APRIL 13, 2012**

Dear Investors:

The Court entered its Order on November 8, 2011, approving an Amended Plan of Distribution that directs a claim(s) procedure and distribution of the assets obtained from the Judgment Defendants (“the Plan”) which enables you to submit a principal claim for investment losses and injury you may have suffered as a result of alleged insider trading activities by or on behalf of the above-named Defendants (and others) (collectively, “Franco” or the “Judgment Defendants”) in the common stock of NALCO CHEMICAL COMPANY on certain designated dates in June 1999.

Your claim of investment loss will be based on the difference between the Average Share Value of your “Net Sales” of Nalco Chemical Company (“Nalco”) on one or more of the following dates: June 18, 21, 22, 23, 24 and 25, 1999 (the “Investor Sale Date” or “Investor Sale Dates”), and the share value at the close of trading on the “Public Disclosure Date” on June 28, 1999.

This Notice and the enclosed Proof of Claim (form) and Bar Date Notice are submitted to you to facilitate the implementation of the Plan’s claims procedure. Copies of

the Court approved Plan of Distribution and Proof of Claim forms can be found at the SEC internet website: [www.sec.gov/divisions/enforce/claims/franco.htm](http://www.sec.gov/divisions/enforce/claims/franco.htm), or at the Distribution Agent's website: [www.richardweissmanreceiver.com](http://www.richardweissmanreceiver.com).

You must file with the Distribution Agent a duly executed and completed Proof of Claim form (the "POC") and provide copies of documents supporting your purchase of Nalco shares, including but not limited to checks, wire transfer instructions, broker account statements, etc., and copies of documents supporting your sale of shares on one or more of the Investor Sale Dates. Your supporting documentation must include stock brokerage account statements showing ownership of Nalco common stock as of June 17, 1999, and sales and purchases of said shares on one or more of the Investor Sale Dates. Shares sold on or after June 28, 1999 are ***not*** eligible for a claim of loss.

The Plan specifically requires your claim of loss to be based on the "Number of Net Shares Sold." The Plan defines this term as the number of shares sold on one of the Investor Sale Dates by the Claimant from shares held prior to the first Investor Sale Date (June 18, 1999), less the number of Nalco shares you may have purchased on one or more of the Investor Sale Dates. Shares purchased on any of the Investor Sale Dates and resold on any Investor Sale Dates will ***not be included*** in the determination of an "Eligible Loss Amount" or in the calculation of the "Net Number of Shares Sold".

You also must complete the Supplemental Claim Form to schedule your sales and purchases of shares on each of the Investor Sale Dates. It must be returned with your duly executed and completed POC.

You, and all persons making a claim with you, must execute and deliver to me a completed and duly signed Proof of Claim ***postmarked on or before*** the above-stated last day to file claims (the "Bar Date") or your claim(s) will be denied and you will not participate in any cash distribution by the Court of the Franco assets it controls ("the Fair Fund").

**A valid Social Security Number (SSN), Federal Employer Identification Number (FEIN), or Tax Identification Number (TIN)** is required for each Claimant and is an absolute condition for any and all persons signing the Proof of Claim to receive a distribution, or the entire Claim will be denied.

If there is a deceased claimant, please enclose a copy of a Probate Order or Judgment of Distribution showing your entitlement to the decedent's share of the proceeds. If the investment was held in joint tenancy, please send a copy of a certified copy of a Certificate of Death and a copy of a recorded Affidavit of Death of Joint Tenant (or similar official document) to support your entitlement claim.

It is recommend that you deliver to me your duly completed and executed Proof of Claim, and all supporting documentation, as soon as possible following your receipt of this letter to ensure its timely filing. Late filed claims will likely be denied by the Court.

If you have any questions about the procedures above, please call the toll free telephone number (888) 594 -1294. Thank you for your cooperation.