



VICTIM RELIEF FUND

FINAL PROTOCOL

May 15, 2013

The One Fund Boston (“OFB”) was established through the generosity of businesses, foundations and individual donors. It was created at the request of Boston Mayor Thomas M. Menino and Massachusetts Governor Deval Patrick. The Victim Relief Fund of the OFB will be used to assist those families of the victims who were killed and the victims who were most seriously affected as a result of the tragic events during the Boston Marathon on April 15, 2013 and related events on April 18th and April 19th (the “Marathon Tragedy”).

The Final Protocol has been approved by the Board of Directors of the OFB and the City of Boston and incorporates feedback received from the community and the general public at Town Hall meetings held on May 6 and May 7, 2013 at the Boston Public Library and comments received from correspondence and communications with the Fund Administrator. Final approval of 501(c)(3) status by the Internal Revenue Service is pending and is expected to be granted shortly.

The Distribution classifications are outlined below.

Note: Determination of the amounts for each of the following categories depends upon the following: 1) the balance in the OFB on June 30, 2013; 2) the receipt of updated data regarding the nature and the number of injuries; 3) completion of the review of all submitted claims; and 4) review and approval by the City of Boston.

PRIORITIZATION OF ELIGIBLE INDIVIDUAL CLAIMS

A. Individual Death Claims and Individual Claims for Victims who Sustained a Double Amputation of Limbs or Individual Claims for Victims who Sustained Permanent Brain Damage

Eligible claimants for death or for those physically injured victims who sustained double amputations of limbs or permanent brain damage as a result of the Marathon Tragedy will be considered the most seriously injured and will receive the highest category of payment under this Final Protocol.

B. Individual Physical Injury Claims for Victims who Sustained Amputation of a Limb

Eligible claimants who were physically injured and who sustained amputation of a limb as a result of the Marathon Tragedy will receive a priority payment under this Final Protocol.

C. Individual Physical Injury Claims of Victims Requiring Overnight Hospitalization

Eligible claimants who were physically injured and hospitalized for one or more nights between April 15, 2013 and May 15, 2013 due to physical injuries resulting from the Marathon Tragedy will receive a priority payment under this Final Protocol.

D. Individual Physical Injury Claims of Victims Treated at Boston Area Hospitals on an Emergency Out-Patient Basis

All other Eligible Claimants who were physically injured as a result of the Marathon Tragedy who were treated on an emergency out-patient basis at one of the Boston area hospitals and released without an overnight hospital stay will receive a payment under this Final Protocol.

PROCESS AND PROCEDURES

Eligible claimants should file either a Claim Form for Deceased Victims or a Claim Form for Physical Injury Victims to participate in the program. A single claim form should be submitted for each eligible claimant.

The process and procedures for consideration of eligible claims will be as follows:

A. A uniform claim form (one for a deceased victim and one for a physically injured victim) and a copy of the Final Protocol will be provided to all known claimants and those potential claimants registered through the OFB website, beginning on May 15, 2013 by U.S. mail. The Protocol and Claim Forms may also be downloaded from the OFB website at www.onefundboston.org. and copies may be requested by emailing the Fund Administrator at claimantservices@onefundboston.org. One claim form only should be filed by or on behalf of each victim. The claim form should be completed and submitted to the Fund Administrator (along with all required attachments) postmarked no later than June 15, 2013. Questions regarding the completion of the claim form should be sent via email to claimantservices@onefundboston.org or by telephone to (866) 298-2951. Claim Forms should be mailed or sent via overnight courier to:

The One Fund Boston
c/o Kenneth R. Feinberg
Fund Administrator
Feinberg Rozen, LLP
1455 Pennsylvania Avenue, N.W., Suite 390
Washington, DC 20004

B. Individual claimants may request a face-to-face personal meeting (or telephonic meeting) with the Fund Administrator before the final processing of all claims is completed. These meetings will be scheduled before the individual claim is processed but will not serve to alter the Final Protocol or any allocation set forth in the Final Protocol. Requests to meet with the Fund Administrator should be sent by email to the Fund Administrator at claimantservices@onefundboston.org. or by telephone to (866) 298-2951.

C. In the event that a claimant submits an incomplete or deficient claim, *e.g.* the claimant failed to include required documentation or failed to sign the claim form, a representative from the Fund Administrator's office will informally work with the claimant in an effort to cure any such deficiencies.

D. Payments will be issued immediately following the rendering of a final review and determination of all eligible claims by the Fund Administrator and approval of the proposed payments by the City of Boston. The Fund Administrator will submit final payment determinations to the Treasurer of the OFB Board who will authorize the payment, by check or electronic bank wire, to each eligible claimant. Checks will be sent to claimants via courier service.

E. A claim form filed for a deceased victim will require the spouse's signature if the deceased individual was married at the time of death. In cases where the victim was not married, the personal representative legally responsible for administering the estate must sign the claim form.

F. For claims for a minor child, the claim form will require the signature of both parents (if both parents are living). For claims for incompetent adults, the claim form will require proof of representative capacity, such as a power of attorney, guardianship, appointment of guardian or attorney ad litem is required.

G. A claim form filed for a physical injury claimant must include a hospital statement which confirms: i) date of admission and discharge from the hospital and ii) the nature of the injury and that the injury was sustained as a result of the Marathon Tragedy.

H. The Fund Administrator has been informed by the IRS that payments from the Victim Relief Fund are exempt from federal income tax and is seeking written confirmation to that effect. The OFB cannot provide tax advice to those receiving payments from the Fund and the Fund Administrator recommends you consult your tax advisor for any questions regarding tax liability for these payments.

I. A full audit of the OFB will be conducted by an independent auditing firm as soon as possible after December 31, 2013 which is the end of the OFB fiscal year. The results of this audit will be made available to all claimants, donors and the general public along with a Final Report from the Fund Administrator.

OUTREACH

A. Two public meetings were conducted by the Fund Administrator on May 6 and May 7, 2013 in the Rabb Lecture Hall of the Boston Public Library, 700 Boylston Street in Boston, Massachusetts, to explain the contents of the draft Interim Protocol and the claim submission process and to invite claimant and public input. Information collected from these group meetings and various communications and correspondence between the claimants and other interested parties and the Fund Administrator was considered in finalizing this Final Protocol.

B. The Final Protocol and the claim forms will be disseminated to all known and registered victims and made available on the OFB website to any interested parties beginning on May 15, 2013, the date of this Final Protocol. **The deadline for submission of the claim form is June 15, 2013.** The Fund Administrator will work directly with all claimants as requested to make sure that all claims are submitted by the June 15 deadline.

C. Optional face-to-face meetings with the Fund Administrator will be scheduled at the claimant's request. All claims will be processed during the period between June 15 and June 30, 2013. All claimants requesting face-to-face meetings with the Fund Administrator before the claim is processed will be afforded such a meeting

during the period between June 15 and June 25, 2013. Meetings will be scheduled at mutually convenient times and locations. In lieu of a face-to-face meeting, the claimant may request a telephonic meeting. To request a meeting please send your request via email to claimantservices@onefundboston.org. or by telephone to (866) 298-2951.

A list of service organizations able to provide assistance will be provided on the OFB website at www.onefundboston.org.

TIMELINE

- May 6 and May 7 2013: Two Town Hall meetings conducted by the Fund Administrator in Boston. Massachusetts
- May 15, 2013: Final Protocol and Claim Forms disseminated to all known claimants and potential claimants who registered through the OFB website and available on the Fund website for families, and all interested parties.
- May 15 through June 15, 2013: Claim forms completed and submitted to the Fund Administrator along with any other required documentation pertaining to the needs and individual circumstances of the claimant.
- June 15 – June 25 2013: All personal meetings requested with the Fund Administrator completed.
- June 16 – June 30, 2013: All claims reviewed by the Fund Administrator and recommendations for payments to eligible claimants submitted to the City of Boston for independent review and approval.
- June 30, 2013: Payment Distribution to approved eligible claimants begins on a rolling basis.
- July 1 – December 31, 2013: In consultation with the victims and the community, the Board of the OFB will continue operations to identify, review and respond to the future needs of the victims and the broader affected community. Appropriate protocols and criteria will be developed to address these issues.
- After December 31, 2013: Independent Audit begins.