



THE OPTIONS CLEARING CORPORATION

23460

Back to Infomemo Search

DATE: AUGUST 27, 2007

SUBJECT: BIOMET, INC. – ANTICIPATED CASH SETTLEMENT
FUTURES SYMBOL: BMET1C
DATE: 9/6/07 ???

On September 5, 2007, Shareholders of Biomet, Inc. (“BMET”) will vote concerning the proposed merger with LVB Acquisition, Inc., an entity currently controlled by private equity funds sponsored by each of The Blackstone Group, L.P., Goldman, Sachs & Co., Kohlberg Kravis Roberts & Co. L.P. and TPG Capital, L.P. If the merger is approved and consummated, each existing BMET Common Share will be converted into the right to receive \$46.00 net cash per share.

THE FOREGOING IS AN UNOFFICIAL SUMMARY OF THE TERMS OF THE MERGER, PREPARED BY OCC FOR THE CONVENIENCE OF CLEARING MEMBERS. OCC ACCEPTS NO RESPONSIBILITY FOR THE ACCURACY OR COMPLETENESS OF THE SUMMARY. CLEARING MEMBERS SHOULD REFER TO THE BMET PROXY STATEMENT DATED AUGUST 8, 2007 FOR THE AUTHORITATIVE DESCRIPTION OF THE MERGER AND ALL ITS TERMS AND CONDITIONS.

CONTRACT ADJUSTMENT

Pursuant to Article XII, Section 3 of OCC’s By-Laws, all BMET1C Security Futures will be adjusted as follows:

DATE: Effective the opening of the business day after the merger is consummated.

MULTIPLIER: 100 (e.g. 1.00 equals \$100)

**NEW DELIVERABLE
PER CONTRACT:** \$4,600.00 (\$46.00 x 100)

Settlement in BMET1C futures will take place through OCC’s cash settlement system. Settlement will be accomplished by payment of the difference between the extended strike amount and the cash deliverable.

Pursuant to Rule 1304 of OCC’s Rules and Bylaws, the maturity date for all BMET1C Security Futures will be accelerated on a date to be determined after the merger has been consummated.

THE FOREGOING POSSIBLE ADJUSTMENT IS BASED ON THE INFORMATION AVAILABLE AT THIS TIME. THE DETERMINATION TO ADJUST AND THE EXTENT OF THE ADJUSTMENT ARE SUBJECT TO CHANGE AS ADDITIONAL INFORMATION BECOMES AVAILABLE OR IF THERE ARE MATERIAL CHANGES TO THE TERMS OF THIS MERGER.

CATEGORY: CONTRACT ADJUSTMENT
SUB-CATEGORY: CASH SETTLEMENT

For questions regarding this memo, call 1-888-OPTIONS or email options@theooc.com.