

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION

No. 4:10-MD-02185

Honorable Keith P. Ellison

In re BP p.l.c. Securities Litigation

PROOF OF CLAIM AND RELEASE

I. GENERAL INSTRUCTIONS

1. This Proof of Claim and Release form (“Proof of Claim”) incorporates by reference the definitions in the Notice of Proposed Settlement of Class Action, Final Approval Hearing, and Motion for Attorneys’ Fees and Reimbursement of Litigation Expenses (the “Notice”) and, unless defined herein, capitalized words and terms shall have the same meanings as they have in the Notice. It is necessary that you completely read and understand the Notice and the Plan of Allocation. The Notice describes the proposed Settlement, how Settlement Class Members are affected by the Settlement, and how the Net Settlement Fund will be distributed if the Settlement and Plan of Allocation are approved by the Court. By signing and submitting this Proof of Claim, you will be certifying that you have read and that you understand the Notice, including the terms of the release of claims described in the Notice.
2. To recover as a member of the Class based on your claims in the action entitled *In re BP p.l.c. Securities Litigation*, Case No. 4:10-MD-02185 (the “Action”), you must complete and sign this Proof of Claim. If you fail to submit a properly addressed (as set forth in paragraph 4 below) Proof of Claim, your claim may be rejected and you may be precluded from any recovery from the Net Settlement Fund created in connection with the proposed Settlement.
3. Submission of this Proof of Claim, however, does not ensure that you will share in the proceeds of the Settlement of the Action. The distribution of the Net Settlement Fund will be governed by the Plan of Allocation, if it is approved by the Court, or by such other plan of allocation as the Court approves.
4. **YOU MUST MAIL OR SUBMIT ONLINE YOUR COMPLETED AND SIGNED PROOF OF CLAIM, ACCOMPANIED BY COPIES OF THE DOCUMENTS REQUESTED HEREIN, NO LATER THAN APRIL 1, 2017, ADDRESSED TO THE CLAIMS ADMINISTRATOR AS FOLLOWS:**

**BP p.l.c. Securities Litigation
Claims Administrator
c/o A.B. Data, Ltd.
P.O. Box 173016
Milwaukee, WI 53217-8091**

A Proof of Claim and Release form shall be deemed to have been submitted when postmarked, if mailed by First-Class, Registered or Certified Mail, postage prepaid. All other Proofs of Claim and Release forms shall be deemed to have been submitted at the time they are actually received by the Claims Administrator.

If you need help completing the Proof of Claim form, you may contact the Claims Administrator for assistance.

If you fail to submit a timely, properly completed, and addressed Proof of Claim, your claim may be rejected and you may not receive any recovery from the Net Settlement Fund created in connection with the proposed Settlement of the Action.

If you are NOT a member of the Settlement Class, as defined in the Notice, DO NOT submit a Proof of Claim and Release form.

5. If you are a member of the Settlement Class, you are bound by the terms of any Order and Final Judgment entered in the Consolidated Class Action, WHETHER OR NOT YOU SUBMIT A PROOF OF CLAIM AND RELEASE FORM.
6. As set forth in the Plan of Allocation, each Authorized Claimant shall receive his, her, or its *pro rata* share of the Net Settlement Fund, except that no distributions will be made to Settlement Class Members that are entitled to receive less than \$20.00 because of the administrative expenses of processing and mailing such checks.
7. If the Court approves the Settlement, payments to Authorized Claimants under the Plan of Allocation (or any other plan of allocation that the Court approves) will be made after any appeals are resolved and after the completion of all claims processing. The claims process could take substantial time to complete fully and fairly. Please be patient.

II. CLAIMANT IDENTIFICATION

1. If you (i) did not request exclusion in response to the prior Notice of Pendency of Class Action approved by the Court on November 18, 2015, (ii) purchased or otherwise acquired BP's ADSs between April 26, 2010 and May 28, 2010, inclusive, and were injured thereby, and (iii) held the certificate(s) in your name and are not otherwise excluded from the Class, you are the beneficial holder as well as the record holder. If, however, you held BP's ADSs and the certificate(s) were registered in the name of a third party, such as a nominee or brokerage firm, you are the beneficial holder and the third party is the record holder.
2. Use Part I of this form, titled "Claimant Identification," to identify each holder of record ("nominee"), if different from the beneficial holder of BP's ADSs that forms the basis of this claim. **THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL HOLDER(S) OR THE LEGAL REPRESENTATIVE OF SUCH HOLDER(S) OF BP'S ADSs UPON WHICH THIS CLAIM IS BASED.**
3. All joint beneficial purchasers must sign this claim. Executors, administrators, guardians, conservators and trustees must complete and sign this claim on behalf of persons and/or entities represented by them, and their authority must accompany this claim and their titles or capacities must be stated. The Social Security (or taxpayer identification) number(s) and telephone number(s) of the beneficial owner(s) may be used in verifying the claim. Failure to provide the foregoing information could delay verification of your claim or result in rejection of the claim.

III. IDENTIFICATION OF TRANSACTION(S)

1. Use Part II of this form entitled "Schedule of Transactions in BP ADSs," to supply all required details of your transaction(s) in BP's ADSs between and including April 26, 2010 and September 10, 2010. If you need more space, attach separate sheets giving all of the required information in substantially the same form. Sign and print or type your name on each additional sheet.
2. Please provide all of the requested information with respect to **all** of your purchases, acquisitions, and sales of BP ADSs that took place at any time between and including April 26, 2010 and September 10, 2010, whether such transactions resulted in a profit or a loss. Failure to report all such transactions could delay verification of your claim or may result in the rejection of your claim.
3. List each transaction in the Class Period separately and in chronological order, by trade date, beginning with the earliest. You must accurately provide the month, day and year of each transaction you list.
4. You must submit documentation for your trading history. Acceptable documentation may include (a) monthly stock brokerage or other investment account statements; (b) trade confirmation slips; (c) a signed letter from your broker on firm letterhead verifying the information you are providing; or (d) other equivalent proof of your transactions. **DO NOT SEND ORIGINALS. PLEASE KEEP COPIES OF ALL DOCUMENTS THAT YOU SEND TO THE CLAIMS ADMINISTRATOR.** Broker confirmations or other documentation of your transactions in BP ADSs should be attached to your claim. Failure to provide this documentation could delay verification of your claim or result in rejection of your claim.
5. The requests are designed to provide the minimum amount of information necessary to process the simplest claims. The Claims Administrator may request additional information as required to efficiently and reliably calculate your losses. In cases where the Claims Administrator cannot perform the calculation accurately or at a reasonable cost to the Class with the information provided, the Claims Administrator may condition acceptance of the claim upon the production of additional information and/or the hiring of an accounting expert at the claimant's cost.
6. **NOTICE REGARDING ELECTRONIC FILES:** Certain claimants with large numbers of transactions may request, or may be requested, to submit information regarding their transactions in electronic files. All claimants **MUST** submit a manually signed paper Proof of Claim form whether or not they also submit electronic copies. If you wish to file your claim electronically, you must call the Claims Administrator toll-free at 866-778-9624, or contact the Claims Administrator through the website for this litigation, www.bpsecuritieslitigation.com, to obtain the required file layout. No electronic files will be considered to have been properly submitted unless the Claims Administrator issues to the claimant a report listing all transactions contained in the electronic file.
7. You should be aware that it will take a significant amount of time to process fully all of the Proofs of Claim and to administer the Settlement. This work will be completed as promptly as time permits given the need to investigate and tabulate each Proof of Claim. Please notify the Claims Administrator of any change of address.

**MUST BE POSTMARKED BY
APRIL 1, 2017**

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF TEXAS, HOUSTON DIVISION**

In re BP p.l.c. Securities Litigation

Case No. 4:10-MD-02185

PLEASE TYPE OR PRINT

PROOF OF CLAIM AND RELEASE


FOR INTERNAL USE ONLY

PART I. CLAIMANT IDENTIFICATION

Beneficial Owner's Name (First, Middle, Last) or Name of Entity (*i.e.*, corporation, trustee, estate, etc.)

Joint Beneficial Owner's Name (If Applicable) (First, Middle, Last)

Address Line 1

Address Line 2 (If Applicable)

City

State

ZIP Code

Foreign Province

Foreign Postal Code

Foreign Country

Social Security Number

Taxpayer Identification Number

Check Appropriate Box:

- Individual or Sole Proprietor
 Corporation
 IRA

- Partnership
 Pension Plan
 Trust

Other _____ (please specify)

Telephone Number (Daytime)

() —

Telephone Number (Evening)

() —

Email Address

**WERE YOUR SHARES HELD IN "STREET NAME" (I.E., IN THE NAME OF A STOCKBROKER OR OTHER NOMINEE)? _____
IF SO, THAT BROKER OR NOMINEE IS THE RECORD OWNER. PLEASE FILL IN THE FOLLOWING LINE.**

Record Owner's Name (if different from beneficial owner listed above); *e.g.*, brokerage firm, bank, nominee, etc.

PART II. SCHEDULE OF TRANSACTIONS IN BP ADSs

A. INITIAL BP ADS HOLDINGS: STATE THE NUMBER OF SHARES OF BP ADSs OWNED AT THE CLOSE OF BUSINESS ON APRIL 25, 2010. (IF NONE, WRITE “ZERO” OR “0”; IF OTHER THAN ZERO, BE SURE TO ATTACH THE REQUIRED DOCUMENTATION.)	Proof enclosed <input type="radio"/> Y <input type="radio"/> N
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B. LIST EACH INDIVIDUAL PURCHASE OR ACQUISITION OF BP ADSs BETWEEN AND INCLUDING APRIL 26, 2010 AND SEPTEMBER 10, 2010, AS FOLLOWS:				
Trade Date(s) (List Chronologically)	Number of Shares Purchased/Acquired	Purchase Price per Share	Aggregate Cost (excluding commissions, taxes, and fees)	Proof enclosed
MM DD YY				
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[] / [] / [] [] / [] / []	[] []	\$ [] \$ []	\$ [] \$ []	<input type="radio"/> Y <input type="radio"/> N <input type="radio"/> Y <input type="radio"/> N

C. LIST EACH INDIVIDUAL SALE OF BP ADSs BETWEEN AND INCLUDING APRIL 26, 2010 AND SEPTEMBER 10, 2010, AS FOLLOWS:				
Date(s) of Sale (List Chronologically)	Number of Shares Sold	Sale Price per Share	Amount Received (excluding commissions, taxes, and fees)	Proof enclosed
MM DD YY				
[] / [] / [] [] / [] / []	[] []	\$ [] \$ []	\$ [] \$ []	<input type="radio"/> Y <input type="radio"/> N <input type="radio"/> Y <input type="radio"/> N
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D. NUMBER OF SHARES OF BP ADSs LISTED ABOVE IN SECTION B HELD AS OF THE CLOSE OF BUSINESS SEPTEMBER 10, 2010. (IF NONE, WRITE “ZERO” OR “0”; IF OTHER THAN ZERO, MUST BE DOCUMENTED.)	Proof enclosed <input type="radio"/> Y <input type="radio"/> N
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IF YOU REQUIRE ADDITIONAL SPACE, ATTACH EXTRA SCHEDULES IN THE SAME FORMAT AS ABOVE. SIGN AND PRINT YOUR NAME ON EACH ADDITIONAL PAGE.

IV. SUBMISSION TO JURISDICTION OF COURT, ACKNOWLEDGMENTS AND RELEASE

1. Please review the following submission to jurisdiction and sign below.

I (We) submit this Proof of Claim and Release under the terms of the Stipulation and Agreement of Settlement dated September 15, 2016 (the “Stipulation”), and in connection with the settlement (the “Settlement”) of the claims against BP p.l.c. and BP America, Inc. (“BP”), Anthony B. Hayward and Douglas J. Suttles (collectively, the “Settling Defendants”) contemplated therein. I (We) also submit to the jurisdiction of the United States District Court for the Southern District of Texas with respect to my (our) claim as (a) Class Member(s) and for purposes of enforcing the release set forth herein. I (We) further acknowledge that I (we) am (are) bound by and subject to the terms of any Order and Final Judgment (defined below) that may be entered in the Consolidated Class Action. I (We) agree to furnish additional information to Lead Counsel and/or the Claims Administrator to support this claim if required to do so. I (We) have not submitted any other claim covering the same purchases, acquisitions and sales of BP ADSs during the Class Period in connection with this Settlement and know of no other person or entity having done so on my (our) behalf. (To be clear, a claim “in connection with this Settlement” *does not include* any claim(s) that you may have submitted in connection with the BP “fair fund” established by the U.S. Securities and Exchange Commission, which is separate from and not a part of the Settlement of this Action.)

2. Please review the following release of claims against Defendants and sign below.

Upon the Effective Date of the Settlement, I (we) hereby acknowledge full and complete satisfaction of, and do hereby fully, finally and forever settle, release, relinquish and discharge all of the Released Plaintiffs’ Claims (defined below) against each and all of the Released Defendants (defined below), as contemplated in the Stipulation.

“Released Defendants” means (i) the Settling Defendants, (ii) BP’s present and former employees, officers, directors, subsidiaries, affiliates, divisions, successors, and any entity in which BP has or had a controlling interest, and (iii) the present and former immediate family, heirs, principals, trustees, trusts, executors, administrators, predecessors, successors, assigns, members, agents, subsidiaries, employees, officers, managers, directors, general partners, limited partners, attorneys, representatives, estates, divisions, advisors, or estate managers of each of the Persons listed in subpart (i) or (ii) of this definition..

“Released Plaintiffs’ Claims” means any and all claims, rights, causes of action, duties, obligations, demands, actions, debts, sums of money, suits, contracts, agreements, promises, damages, and liabilities of every nature and description, including both known claims and Unknown Claims (defined below), whether arising under federal, state, foreign or statutory law, common law or administrative law, or any other law, rule or regulation, whether fixed or contingent, accrued or not accrued, matured or unmatured, liquidated or unliquidated, at law or in equity, whether class or individual in nature, that Lead Plaintiffs or any other Settlement Class Member have, had, or may in the future have against the Released Defendants that relate in any way, directly or indirectly, to the purchase, sale, acquisition, disposition, or holding of BP ADSs during the Class Period and (i) were asserted in the TAC, (ii) could have been asserted or could in the future be asserted in any court or forum that arise out of or relate to any of the allegations, transactions, facts, matters or occurrences, representations or omissions involved, set forth, or referred to in the TAC, or (iii) relate to any written or oral statement, or omission, by the Released Defendants relating directly or indirectly to the oil spill resulting from the April 20, 2010 *Deepwater Horizon* disaster. Released Plaintiffs’ Claims include all rights of appeal from any prior decision of the Court in the Action. Notwithstanding anything herein, Released Plaintiffs’ Claims do not include (i) claims to enforce the Settlement; (ii) any governmental or regulatory agency’s claims in any criminal or civil action against any of the Released Defendants; (iii) the Pre-Explosion Claims; (iv) claims under the Employee Retirement Income Security Act of 1974 on behalf of participants in the BP Employee Savings Plan, BP Capital Accumulation Plan, BP Partnership Savings Plan, and the BP DirectSave Plan relating to the purchase of BP ADSs; and (v) claims regarding the sale or purchase of BP ordinary shares.

“Unknown Claims” means any and all Released Plaintiffs’ Claims that Lead Plaintiffs and/or any other Settlement Class Member does not know or suspect to exist in her, his, or its favor at the time of the release of the Released Defendants, and any Released Defendants’ Claims that the Settling Defendants do not know or suspect to exist in her, his, or its favor at the time of the release of the Released Plaintiffs, which if known by her, him, or it might have affected her, his, or its decision(s) with respect to the Settlement, including the decision to seek exclusion from or object to the Settlement. With respect to any and all Released Plaintiffs’ Claims and Released Defendants’ Claims, the Settling Parties stipulate and agree that, upon the Effective Date, Lead Plaintiffs and the Settling Defendants shall expressly, and each other Settlement Class Member shall be deemed to have, and by operation of the Judgment shall have, to the fullest extent permitted by law, expressly waived and relinquished any and all provisions, rights and benefits conferred by Cal. Civ. Code § 1542, and any law of any state or territory of the United States, or principle of common law, or the law of any foreign jurisdiction, which is similar, comparable, or equivalent to Cal. Civ. Code § 1542, which provides:

A GENERAL RELEASE DOES NOT EXTEND TO CLAIMS WHICH THE CREDITOR DOES NOT KNOW OR SUSPECT TO EXIST IN HIS OR HER FAVOR AT THE TIME OF EXECUTING THE RELEASE, WHICH IF KNOWN BY HIM OR HER MUST HAVE MATERIALLY AFFECTED HIS OR HER SETTLEMENT WITH THE DEBTOR.

Lead Plaintiffs, the other Settlement Class Members, or the Settling Defendants may hereafter discover facts, legal theories, or authorities in addition to or different from those which she, he, or it now knows or believes to be true with respect to the subject matter of the Released Plaintiffs' Claims and the Released Defendants' Claims, but Lead Plaintiffs and the Settling Defendants shall expressly, fully, finally, and forever settle and release, and each Settlement Class Member shall be deemed to have settled and released, and upon the Effective Date and by operation of the Judgment shall have settled and released, fully, finally, and forever, any and all Released Plaintiffs' Claims and Released Defendants' Claims as applicable, without regard to the subsequent discovery or existence of such different or additional facts, legal theories, or authorities. Lead Plaintiffs and the Settling Defendants acknowledge, and other Settlement Class Members by operation of law shall be deemed to have acknowledged, that the inclusion of "Unknown Claims" in the definition of Released Plaintiffs' Claims and Released Defendants' Claims was separately bargained for and was a material element of the Settlement.

This release shall be of no force or effect unless and until the Court approves the Settlement and the Settlement becomes effective on the Effective Date (as defined in the Stipulation).

3. Please review the following representations and sign below.

I (We) hereby warrant that I am (we are) (a) Settlement Class Member(s) as defined in the Stipulation and Notice, that I am (we are) not excluded from the "Settlement Class" as defined in the Stipulation, and that I (we) believe I am (we are) eligible to receive a distribution from the Net Settlement Fund under the terms and conditions of the Plan of Allocation.

I (We) hereby warrant and represent that I (we) have not assigned or transferred or purported to assign or transfer, voluntarily or involuntarily, any matter released pursuant to this release or any other part or portion thereof.

I (We) hereby warrant and represent that I (we) have included information about all of my (our) holdings in BP ADSs requested in this Proof of Claim.

I (We) hereby warrant that I am (we are) not subject to backup withholding under the provisions of Section 3406(a)(1)(c) of the Internal Revenue Code. If you have been notified by the IRS that you are subject to backup withholding, strike out the previous sentence.

I (We) declare under penalty of perjury under the laws of the United States of America that the foregoing information supplied by the undersigned is true and correct.

Executed this _____ of _____ in _____, _____.
(Day) (Month/Year) (City) (State/Country)

(Type or print name of Claimant) (Signature of Claimant) (Date)

(Type or print name of Joint Claimant (if any)) (Signature of Joint Claimant (if any)) (Date)

IF CLAIMANT IS OTHER THAN AN INDIVIDUAL, OR IS NOT THE PERSON COMPLETING THIS FORM, THE FOLLOWING MUST ALSO BE PROVIDED:

(Type or print name of person completing form) (Signature of person completing form) (Date)

(Capacity of person signing above, e.g., Beneficial Purchaser(s), Administrator, Executor, Trustee, Custodian, Power of Attorney, etc.)

Proof of Authority to File Enclosed? Yes _____ No _____ (See Section II, "Claimant Identification")

REMINDER CHECKLIST:

1. Please sign the Certification section of the Proof of Claim and Release on Page 6.
2. If this claim is being made on behalf of joint beneficial claimants, both must sign.
3. Remember to attach supporting documentation.
4. Do not send original stock certificates or other documentation, as they will not be returned.
5. Keep a copy of your Proof of Claim and Release form and all documents submitted for your records.
6. If you desire an acknowledgment of receipt of your claim form, please send it Certified Mail, Return Receipt Requested.
7. If you move, please send the Claims Administrator your new address.
8. Do not use red pen or highlighter on the Proof of Claim or supporting documentation.

**THESE FORMS AND YOUR SUPPORTING DOCUMENTATION MUST BE ACTUALLY RECEIVED OR, IF MAILED, POSTMARKED NO LATER THAN
APRIL 1, 2017, ADDRESSED AS FOLLOWS:**

BP p.l.c. Securities Litigation
Claims Administrator
c/o A.B. Data, Ltd.
P.O. Box 173016
Milwaukee, WI 53217-8091

ACCURATE CLAIMS PROCESSING TAKES A SIGNIFICANT AMOUNT OF TIME. THANK YOU FOR YOUR PATIENCE.