

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLORADO

Civil Action No. 08-cv-02048-REB-KLM

(Consolidated with Civil Action No. 08-cv-02055-CMA-CBS, 08-cv-02078-MSK-BNB, 08-cv-02267-MSK-CBS, 08-cv-02420-PAB, 08-cv-02603-MSK-BNB)

In re SPECTRANETICS CORPORATION SECURITIES LITIGATION

PROOF OF CLAIM AND RELEASE

TO: ALL PERSONS WHO PURCHASED OR OTHERWISE ACQUIRED SHARES OF THE COMMON STOCK OF THE SPECTRANETICS CORPORATION ("SPECTRANETICS") DURING THE PERIOD OF MARCH 16, 2007 THROUGH AND INCLUDING SEPTEMBER 4, 2008, INCLUSIVE.

If you purchased or otherwise acquired Spectranetics common stock during the period described above, and are not a Defendant in this Class Action, or one of their corporate affiliates, or an officer or director of Spectranetics, or a member of any of the Defendants' immediate families, or any of their heirs, successors and assigns, and have not requested exclusion from the Settlement Class (as defined below Part IV.B.10), you should read the accompanying Notice of Pendency of Class Action and Proposed Settlement ("Notice") and complete this Proof of Claim and Release Form.

IN ORDER TO BE ELIGIBLE TO PARTICIPATE IN THE SETTLEMENT DESCRIBED IN THE ACCOMPANYING NOTICE, YOU MUST MAIL YOUR COMPLETED PROOF OF CLAIM AND RELEASE TO THE CLAIMS ADMINISTRATOR POSTMARKED NO LATER THAN FEBRUARY 21, 2011.

GENERAL INSTRUCTIONS

1. To recover as a member of the Settlement Class based on your claims in the Spectranetics class action (the "Class Action"), you must complete and sign on page 5 of this Proof of Claim and Release. If you fail to file a properly addressed (as set forth in paragraph 3 below) Proof of Claim and Release, your claim may be rejected and you may be precluded from any recovery from the Settlement Consideration created in connection with the proposed Settlement of the Class Action.
2. Submission of this Proof of Claim and Release, however, does not assure that you will share in the proceeds of the Settlement of the Class Action.
3. YOU MUST MAIL YOUR COMPLETED AND SIGNED PROOF OF CLAIM AND RELEASE POSTMARKED NO LATER THAN FEBRUARY 21, 2011, ADDRESSED AS FOLLOWS:

Spectranetics Corp. Securities Litigation
c/o Rust Consulting, Inc.
P.O. Box 2381
Faribault, MN 55021-9081

4. If you are a member of the Settlement Class and you do not timely request exclusion in connection with the proposed Settlement, you are bound by the terms of any judgment entered in the Class Action, WHETHER OR NOT YOU SUBMIT A PROOF OF CLAIM AND RELEASE.
5. If you are NOT a member of the Settlement Class (as defined in Part IV.B.10 below), DO NOT submit a Proof of Claim and Release Form.

CLAIMANT IDENTIFICATION

1. If you purchased or otherwise acquired Spectranetics common stock and held the certificate(s) in your name, you are the beneficial owner as well as the record owner. If, however, you purchased or otherwise acquired these securities, and the certificate(s) were registered in the name of a third party, such as a nominee or brokerage firm, you are the beneficial owner and the third party is the record owner.
2. Use Part I of this form entitled "Claimant Identification" to identify each owner of record, if different from the beneficial owner ("nominee") of Spectranetics common stock which forms the basis of this claim. **THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL OWNER OR OWNER(S), OR THE LEGAL REPRESENTATIVE OF SUCH OWNER OR OWNER(S), OF THE STOCK UPON WHICH THIS CLAIM IS BASED.**
3. All joint owners must sign this claim. Executors, administrators, guardians, conservators and trustees must complete and sign this claim on behalf of persons 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 and telephone number of the beneficial owner 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.
4. A claimant whose stock was held in a custodian account under a Uniform Gift to Minors Act ("UGMA"), may file in his or her own name, if he or she is now of age. In this event, the former custodian does not have to sign the Proof of Claim. Custodians under the UGMA should identify themselves as beneficial purchasers, not nominees (e.g., John Smith, Custodian for Jack Smith UGMA). In this instance, use the minor's Social Security Number.
5. Corporate officers or partners filing for a claimant corporation or partnership should fill in the name of the entity as the beneficial purchasers, and sign their names and titles where indicated on the signature page.

TRANSACTION SCHEDULE INSTRUCTIONS FORM

1. Use Part II of this form entitled "Schedule of Transactions in Spectranetics Common Stock," to supply all required details of your transaction(s) in these securities. If you need more space, attach separate, numbered sheets giving all of the required information in the same format. Print your name and Social Security or Taxpayer Identification Number on the top of each additional sheet.
2. On the schedules, provide all of the requested information with respect to all of your purchases and all of your sales of Spectranetics common stock which took place at any time between March 16, 2007 through and including September 4, 2008, inclusive (the "Settlement Class Period"), whether such transactions resulted in a profit or a loss. Failure to report all such transactions may result in the rejection of your claim.
3. List each transaction in the Settlement 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. The term "Price Per Share" means the amount paid for the securities or the amount realized on the sale of the securities (both exclusive of commissions and transfer taxes).
5. The date of purchase or sale is the "contract" or "trade" date as distinguished from the "settlement" date. The date of covering a "short sale" is deemed to be the date of purchase of the security. The date of a "short sale" is deemed to be the date of sale of the security.
6. In processing claims, the first-in, first-out basis ("FIFO") will be applied to match purchases and sales.
7. No cash payment will be made on a claim where the potential distribution amount is \$10 or less.
8. You must attach copies of documentation supporting the trading activity listed in Part II in order for your claim to be valid. Use one of the following: brokerage confirmation slips or monthly statements, or similar documents to confirm the date of purchase or sale, the quantity purchased or sold, the price per share purchased or sold, and your ownership of Spectranetics common stock on September 4, 2008. If such documents are not available, a complete list of acceptable supporting documentation can be found on the Claims Administrator's website at www.spectraneticssettlement.com.
9. Any claim submitted that contains more than 50 transactions must be filed electronically on: (a) a CD-ROM; (b) a DVD-ROM; or (c) a USB storage device. The data must be provided in a spreadsheet (MS Excel 4.0) or in ASCII fixed-length text files. For complete electronic filing instructions, please refer to the Claims Administrator's website at www.SpectraneticsSettlement.com.

**MUST BE POSTMARKED NO
LATER THAN
FEBRUARY 21, 2011**



FOR OFFICIAL USE ONLY

**In re SPECTRANETICS CORPORATION
SECURITIES LITIGATION
Civil Action No. 08-cv-02048-REB-KLM**

PROOF OF CLAIM AND RELEASE

Use Blue or Black Ink Only

PART I. CLAIMANT IDENTIFICATION - Complete either Section A or B and then proceed to C. Please type or print.

A. Complete this Section ONLY if the Beneficial Owner is an individual, joint, or IRA account. Otherwise, proceed to B.

Last Name (Beneficial Owner)	First Name (Beneficial Owner)
<input type="text"/>	<input type="text"/>
Last Name (Joint Beneficial Owner, if applicable)	First Name (Joint Beneficial Owner)
<input type="text"/>	<input type="text"/>
Name of IRA Custodian, if applicable	
<input type="text"/>	

If this account is an IRA, and if you would like any check that you MAY be eligible to receive made payable to the IRA account, please include "IRA" in the "Last Name" box above (e.g., Jones IRA).

B. Complete this Section ONLY if the Beneficial Owner is an Entity; i.e., corporation, trust, estate, etc. Then, proceed to C.

Entity Name
<input type="text"/>
Name of Representative, if applicable (Executor, administrator, trustee, c/o, etc.)
<input type="text"/>

C. Account/Mailing Information:

Specify one of the following:		
<input type="checkbox"/> Individual(s)	<input type="checkbox"/> Corporation	<input type="checkbox"/> UGMA Custodian
<input type="checkbox"/> IRA	<input type="checkbox"/> Partnership	<input type="checkbox"/> Estate
<input type="checkbox"/> Trust	<input type="checkbox"/> Other: <input type="text"/>	
Number and Street or P.O. Box		
<input type="text"/>		
City	State	Zip Code
<input type="text"/>	<input type="text"/>	<input type="text"/>
Foreign Province and Postal Code	Foreign Country	
<input type="text"/>	<input type="text"/>	
Telephone Number (Day)	Telephone Number (Evening)	
<input type="text"/>	<input type="text"/>	
E-mail Address	Account Number	
<input type="text"/>	<input type="text"/>	
Enter Taxpayer Identification Number below for the Beneficial Owner(s).		
Social Security No. (for individuals)	or	Taxpayer Identification No.
<input type="text"/>		<input type="text"/>



II. SCHEDULE OF TRANSACTIONS IN SPECTRANETICS COMMON STOCK

YOU MUST SUBMIT DOCUMENTATION SUPPORTING THE INFORMATION BELOW.

COMMON STOCK BEGINNING HOLDINGS

1. Number of shares of Spectranetics common stock *owned at the close of trading on March 15, 2007*, long or short:

(If none, write "zero" or "0"; if other than zero, must be documented)

Number of Shares

COMMON STOCK PURCHASES

2. Separately list (in chronological order) each and every purchase of Spectranetics common stock made between **March 16, 2007** through **December 2, 2008**, inclusive, and provide the following information (*must be documented*):

Date(s) of Purchase (List Chronologically) Month/Day/Year	Number of Shares of Common Stock Purchased	Purchase Price Per Share of Common Stock	Amount Paid (Excluding Commissions, Taxes & Fees)
		\$	\$
		\$	\$
		\$	\$
		\$	\$

COMMON STOCK SALES

3. Separate list (in chronological order) each and every sale of Spectranetics common stock during the period **March 16, 2007** through **December 2, 2008**, inclusive, and provide the following information (*must be documented*).

Date(s) of Sale (List Chronologically) Month/Day/Year	Number of Shares of Common Stock Sold	Sale Price Per Share of Common Stock	Amount Received (Excluding Commissions, Taxes & Fees)
		\$	\$
		\$	\$
		\$	\$
		\$	\$

COMMON STOCK ENDING HOLDINGS

4. Number of shares of Spectranetics common stock *owned at the close of trading on December 2, 2008*, long or short:

(If none, write "zero" or "0"; if other than zero, must be documented)

Number of Shares

IF YOU NEED ADDITIONAL SPACE TO LIST YOUR TRANSACTIONS, PHOTOCOPY THIS PAGE.

If you need additional space, attach the required information on separate, numbered sheets, giving all required information, substantially in the same format, and print your name and Social Security or Taxpayer Identification Number at the top of each sheet.

YOU MUST ALSO READ AND SIGN THE RELEASE ON PAGE 5.



PART III: SUBMISSION TO JURISDICTION OF COURT AND ACKNOWLEDGEMENTS

I (We) submit this Proof of Claim and Release under the terms of the Stipulation of Settlement described in the Notice. I (We) also submit to the jurisdiction of the United States District Court for the District of Colorado with respect to my claim as a Settlement Class Member and for purposes of enforcing the release set forth herein and any Judgment which may be entered in the Class Action. I (We) further acknowledge that I (we) am (are) bound by and subject to the terms of any Judgment that may be entered in the Class Action.

I (We) agree to furnish additional information to the Claims Administrator to support this claim if required to do so.

PART IV: RELEASE

- A. I (We) hereby acknowledge full and complete satisfaction of, and do hereby fully, finally and forever settle, discharge and release (1) all Released Claims by Settling Class Action Plaintiff (including Unknown Claims) against all Released Class Action Defendants, and (2) all claims (including Unknown Claims) against all Released Class Action Defendants arising out of, relating to, or in connection with the defense or resolution of this lawsuit or the Released Claims by Settling Class Action Plaintiff.
- B. The terms used in this release are defined below:
1. "Spectranetics" shall mean defendant The Spectranetics Corporation, a Delaware corporation, and all of its predecessors, successors, present and former parents, subsidiaries, divisions, and related or affiliated entities.
 2. "Settling Class Action Plaintiff" shall mean Lead Plaintiff, the Spectranetics Investor Group, comprised of Genesee County Employee's Retirement System, the Wayne County Employee's Retirement System, and Peter J. Tortora.
 3. "Effective Date" shall mean the first date by which all of the events and conditions specified in Section J, ¶ 10.2 of the Stipulation of Settlement have been met and have occurred.
 4. "Escrow Account" shall mean the interest-bearing escrow account to which the Settlement Cash will be transferred pursuant to the Stipulation.
 5. "Judgment" shall mean the judgment to be rendered by the Court dismissing the Class Action with prejudice.
 6. "Plan of Allocation" shall mean a plan or formula of allocation of the Settlement Consideration which shall be described in the "Notice of Pendency of Class Action and Proposed Settlement" to be sent to Settlement Class Members in connection with the Settlement whereby the Settlement Consideration shall be distributed to Authorized Claimants after payment of expenses of notice and administration of the Settlement, any taxes, penalties or interest or tax preparation fees owed by the Escrow Account and such attorneys' fees, costs, expenses and interest as may be awarded by the Court. Any Plan of Allocation is not part of the Stipulation.
 7. "Released Claims by Settling Class Action Plaintiff" means any and all claims, causes of action, proceedings, obligations, suits, debts, damages (including interest, attorneys' fees, expert or consulting fees, and any other costs), demands, agreements, promises, controversies or liabilities whatsoever whether based on federal, state, local, statutory or common law or any other law, rule or regulation, whether fixed or contingent, accrued or un-accrued, liquidated or un-liquidated, at law or in equity, matured or un-matured, whether class or individual in nature, direct or indirect, past, present or future which they ever had, now have, claim to have or may in the future have or claim to have, including both known claims and Unknown Claims, (i) that have been asserted in the Class Action by the Settling Class Action Plaintiff against any of the Released Class Action Defendants, or (ii) that could have been asserted in any forum by the Settling Class Action Plaintiff or any Settlement Class Member against any of the Released Class Action Defendants which arise out of, are related to, or are based upon in any way, either directly or indirectly, in part or in whole, any of the allegations, transactions, facts, matters or occurrences, representations or omissions involved, set forth, or referred to in the Class Action, the Consolidated Class Action Complaint, the Supplemental Consolidated Class Action Complaint, and the six federal securities class action complaints. The Released Claims by Settling Class Action Plaintiff does not include the claims asserted in the Derivative Action.
 8. "Released Class Action Defendants" shall mean each and every one of the following: the Settling Class Action Defendants and, whether or not identified in any complaint filed in the Class Action, each and all of every Settling Class Action Defendant's past and present directors, officers and employees, controlling stockholders, partners, members, affiliates, principals, agents, representatives, stockholders, predecessors, successors, parents, subsidiaries, divisions, joint ventures, attorneys, investment bankers, commercial bankers, underwriters, financial or investment advisors, advisors, consultants, accountants, insurers, co-insurers and reinsurers, assigns, spouses, heirs, assigns, executors, personal representatives, marital communities, associates, related or affiliated entities, general or limited partners or partnerships, limited liability companies, member firms, estates, administrators, or any members of their immediate families, or any trusts for which any of them are trustees, settlers or beneficiaries, or any Persons or other entities in which any Defendant has a controlling interest or which is related to or affiliated with any Defendant, and any other representatives of any of these Persons or other entities, whether or not any such Released Parties were named, served with process or appeared in the Class Action.

9. "Settlement Consideration" shall mean the principal amount of \$8.5 million in cash, for and on behalf of the Settlement Class Members, less the cost of notice, administration, and the Settling Class Action Plaintiff's Counsel's attorney award, plus interest earned or accrued thereon.
10. "Settlement Class" shall mean all persons or entities that purchased or otherwise acquired the publicly traded common stock of Spectranetics during the Settlement Class Period. Excluded from the Settlement Class shall be the Settling Class Action Defendants and their corporate affiliates; any officers or directors of Spectranetics; or members of their immediate families, and their heirs, successors and assigns.
11. "Settlement Class Member" or "Member of the Settlement Class" shall mean a Person who falls within the definition of the Settlement Class as set forth above.
12. "Settlement Class Period" shall mean the period from March 16, 2007 to September 4, 2008, inclusive.
13. "Settling Class Action Defendants" shall mean Spectranetics and Guy A. Childs, Emile J. Geisenheimer, Jonathan W. McGuire, John G. Schulte, and Craig M. Walker, M.D.
14. "Settling Class Action Parties" shall mean Settling Class Action Plaintiff, each Settlement Class Member, and Settling Class Action Defendants.
15. "Unknown Claims" shall mean any Released Claims by Settling Class Action Plaintiff which the Settling Class Action Plaintiff or any Settlement Class Member does not know or suspect to exist in his, her or its favor at the time of the release of the Released Class Action Defendants which, if known by him, her or it, might have affected his, her or its settlement with and release of the Released Class Action Defendants, or might have affected his, her or its decision not to object to, or opt out of, this Settlement. With respect to any and all Released Claims by Settling Class Action Plaintiff, the Settling Class Action Parties stipulate and agree that, upon the Effective Date, the Settling Class Action Plaintiff expressly waives and relinquishes, and the Settlement Class Members shall be deemed to have, and by operation of the Judgment shall have expressly waived and relinquished, to the fullest extent permitted by law, the provisions, rights, and benefits of § 1542 of the California Civil Code, which provides:

A general release does not extend to claims which the creditor does not know or suspect to exist in his favor at the time of executing the release, which if known by him must have materially affected his settlement with the debtor.

The Settling Class Action Plaintiff expressly waives and the Settlement Class Members shall be deemed to have waived, and upon the Effective Date and by operation of the Judgment shall have waived any and all provisions, rights and benefits conferred by any law of the United States or of any state or territory of the United States, or principle of common law, which is similar, comparable or equivalent to § 1542 of the California Civil Code. The Settling Class Action Plaintiff and the Settlement Class Members may hereafter discover facts in addition to or different from those which he, she or it now knows or believes to be true with respect to the subject matter of the Released Claims by Settling Class Action Plaintiff, but each of them hereby stipulate and agree that the Settling Class Action Plaintiff does settle and release, and each Settlement Class Member shall be deemed to have, and upon the Effective Date and by operation of the Judgment shall have, fully, finally, and forever settled and released any and all Released Claims by Settling Class Action Plaintiff, known or unknown, suspected or unsuspected, contingent or non-contingent, whether or not concealed or hidden, which now exist, or heretofore have existed upon any theory of law or equity now existing or coming into existence in the future, including, but not limited to, all Released Claims by Settling Class Action Plaintiff without regard to the subsequent discovery or existence of such different or additional facts. The Settling Class Action Parties acknowledge that the foregoing waiver was bargained for and a key element of the Settlement of which this release is a part.

- C. This release shall be of no force or effect unless and until, among other things, the Court enters the Judgment, and the Judgment becomes Final.

PART V. REPRESENTATIONS

I (We) hereby warrant and represent that I (we) have included information about all of my (our) transactions in Spectranetics securities which occurred between March 16, 2007 through December 2, 2008 as well as the number of Spectranetics securities owned by me (us) at the close of trading on March 15, 2007 and the close of trading on December 2, 2008.

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.



VI. CERTIFICATION

Enter Taxpayer Identification Number ("TIN") on the appropriate line.

- For individuals, this is your Social Security Number ("SSN").
- However, for a resident alien, sole proprietor, or disregarded entity, see Part I of W-9 instructions.
- For sole proprietors, you must show your individual name, but you may also enter your business or "doing business as" name. You may enter either your SSN or your Employer Identification Number ("EIN").
- For other entities, it is your EIN.

Social Security No. (for individuals)

or

Employer Identification Number

If you are exempt from backup withholding, enter your current TIN above and write "exempt" on the following line: _____

UNDER THE PENALTY OF PERJURY, I (WE) CERTIFY THAT:

1. The number shown on this form is my current TIN; and
2. I (We) certify that I am (we are) NOT subject to backup withholding under the provisions of Section 3406(a)(1)(C) of the Internal Revenue Code because: (a) I am (we are) exempt from backup withholding; or (b) I (we) have not been notified by the Internal Revenue Service that I am (we are) subject to backup withholding as a result of a failure to report all interest or dividends; or (c) the Internal Revenue Service has notified me (us) that I am (we are) no longer subject to backup withholding.

NOTE: If you have been notified by the Internal Revenue Service that you are subject to backup withholding, please strike out the language that you are not subject to backup withholding in the certification above.

The Internal Revenue Service does not require your consent to any provision other than the certification required to avoid backup withholding.

I declare under penalty of perjury under the laws of the State of Colorado and the United States of America that the foregoing information supplied by the undersigned is true and correct and that this Proof of Claim and Release form was

Executed this _____ day of _____, 20____ in _____, _____.
(City) (State/Country)

Signature of Claimant

(Type or print name of Claimant)

Signature of Joint Claimant, if any

(Type or print name of Joint Claimant, if any)

Signature of person signing on behalf of Claimant

(Type or print name of person signing on behalf of Claimant)

Capacity of person signing on behalf of Claimant, if other than an individual, e.g., Executor, President, Custodian, etc.





REMINDER CHECKLIST:

1. Please sign the above release and declaration.
2. Remember to attach only copies of your supporting documentation, a complete list of which can be found on the Claims Administrator's website, www.SpectraneticsSettlement.com.
3. Do not send originals or copies of stock certificates.
4. Keep a copy of your completed claim form and documentation for your records.
5. If you desire an acknowledgment of receipt of your claim form, please send it Certified Mail, Return Receipt Requested, or its equivalent. **You will bear all risks of delay or non-delivery of your claim.**
6. If your address changes in the future, or if these documents were sent to an old or incorrect address, please send us written notification of your new address.
7. If you have any questions or concerns regarding your claim, please contact the Claims Administrator at:

Spectranetics Corp. Securities Litigation
c/o Rust Consulting, Inc.
P.O. Box 2381
Faribault, MN 55021-9081

Telephone: 1-877-625-9406

Website: www.SpectraneticsSettlement.com

Email: info@SpectraneticsSettlement.com

**ACCURATE CLAIMS PROCESSING
TAKES A SIGNIFICANT AMOUNT OF TIME.**

THANK YOU FOR YOUR PATIENCE.

