

1 GORDON P. ERSPAMER (CA SBN 83364)
 Gerspamer@mofo.com
 2 TIMOTHY W. BLAKELY (CA SBN 242178)
 TBlakely@mofo.com
 3 ADRIANO HRVATIN (CA SBN 220909)
 AHrvatn@mofo.com
 4 STACEY M. SPRENKEL (CA SBN 241689)
 SSprenkel@mofo.com
 5 DIANA LUO (CA SBN 233712)
 DLuo@mofo.com
 6 MORRISON & FOERSTER LLP
 425 Market Street
 7 San Francisco, California 94105-2482
 Telephone: 415.268.7000
 8 Facsimile: 415.268.7522

9 Attorneys for Plaintiffs
 Vietnam Veterans of America; Swords to Plowshares;
 10 Veterans Rights Organization; Bruce Price; Franklin D.
 Rochelle; Larry Meirow; Eric P. Muth; David C. Dufrane;
 11 and Wray C. Forrest

12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 OAKLAND DIVISION

VIETNAM VETERANS OF AMERICA, *et al.*,
 Plaintiffs,
 v.
 CENTRAL INTELLIGENCE AGENCY, *et al.*,
 Defendants.

Case No. CV 09-0037-CW

PLAINTIFFS' NOTICE OF ERRATA

Hearing Date: July 15, 2010
 Time: 2:00 P.M.
 Courtroom: 2, 4th Floor
 Judge: Hon. Claudia Wilken

1 TO ALL PARTIES AND TO THEIR ATTORNEYS OF RECORD HEREIN:

2 Please substitute the following text in place of paragraph 240 of Plaintiffs [Proposed]
3 Third Amended Complaint, filed as Exhibit A to Plaintiffs' Motion for Leave to File Third
4 Amended Complaint, filed with this Court on June 7, 2010.

5 **240.** Moreover, during the long period of time that the DVA has been involved in
6 deciding whether affected veterans obtain free, priority health care and SCDDC, as well as
7 conducting the outreach activities described above, the DVA has been conducting its own
8 experiments using human subjects (veterans) that involve many of the same chemical and
9 biological weapons that were the subject of the Army and CIA programs, and many of which also
10 failed to comply with the Official Directives. For example, the DVA has tested LSD-25 on
11 veterans dating back to at least the late 1950s. The DVA also conducted studies at its own
12 medical facilities in the early 1960s using veterans residing at a VA domiciliary as guinea pigs,
13 which were sponsored by the CIA and used CIA cut-outs for funding; for example MKULTRA
14 Subproject 125, conducted at the VA Center in Martinsburg, West Virginia, involved studies of
15 differential effects of drugs such as meprobamate and dextro-amphetamine on behavior, including
16 the placebo effect, utilized unwitting subjects, and used the Society for the Investigation of
17 Human Ecology as a cover for funding and security purposes. Based upon recent VHA filings
18 concerning its Research Laboratory Hazardous Agents Control Program, the common
19 chemicals/drugs tested by the DVA and the other Defendants include BZ (3-quinuclidinyl
20 benzilate), Lewisite, LSD, mustard gas, phosgene, sarin, soman (GD), tabun (GA), VX (nerve
21 gas), and others. Tests conducted in VHA research facilities also include a long litany of
22 biological agents such as botulism, anthrax, ebola virus, brucella, and many others.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Dated: June 11, 2010

GORDON P. ERSPAMER
TIMOTHY W. BLAKELY
ADRIANO HRVATIN
STACEY M. SPRENKEL
DIANA LUO
MORRISON & FOERSTER LLP

By: /s/Gordon P. Erspamer
Gordon P. Erspamer
[Gerspamer@mofocom]

Attorneys for Plaintiffs

Other Documents

[4:09-cv-00037-CW Vietnam Veterans of America et al v. Central Intelligence Agency et al](#)

ADRMOPTERM, E-Filing

U.S. District Court
Northern District of California
Notice of Electronic Filing or Other Case Activity

NOTE: Please read this entire notice before calling the Help Desk. If you have questions, please email the Help Desk by replying to this message; include your question or comment along with the original text.

Please note that these Notices are sent for all cases in the system when any case activity occurs, regardless of whether the case is designated for e-filing or not, or whether the activity is the filing of an electronic document or not.

If there are **two** hyperlinks below, the first will lead to the docket and the second will lead to an e-filed document.

If there is no second hyperlink, there is no electronic document available .

See the FAQ posting 'I have a Notice of Electronic Filing that was e-mailed to me but there's no hyperlink...' on the ECF home page at <https://ecf.cand.uscourts.gov> for more information.

The following transaction was received from by Erspamer, Gordon entered on 6/11/2010 4:41 PM and filed on 6/11/2010

Case Name: Vietnam Veterans of America et al v. Central Intelligence Agency et al

Case Number: [4:09-cv-00037-CW](#)

Filer: Swords to Plowshares
Veterans Rights Organization
Vietnam Veterans of America
Bruce Price
Franklin D. Rochelle
Larry Meirow
Eric P. Muth
David C. Dufrane
Wray C. Forrest

Document [99](#)

Number:**Docket Text:**

[ERRATA Plaintiffs' Notice of Errata by David C. Dufrane, Wray C. Forrest, Larry Meirow, Eric P. Muth, Bruce Price, Franklin D. Rochelle, Swords to Plowshares, Veterans Rights Organization, Vietnam Veterans of America. \(Erspamer, Gordon\) \(Filed on 6/11/2010\)](#)

4:09-cv-00037-CW Notice has been electronically mailed to:

Adriano Hrvatin ahrvatin@mofocom, patherton@mofocom

Caroline Lewis Wolverton caroline.lewis-wolverton@usdoj.gov, caroline.lewis-wolverton@usdoj.gov, Stephanie.Parker@usdoj.gov

Gordon P. Erspamer GErspamer@mofocom, cstadecker@mofocom, kbeaudoin@mofocom, lsario@mofocom

Kimberly L. Herb Kimberly.L.Herb@usdoj.gov

Kimberly Linnell Taylor KTaylor@mofocom, jhaskins@mofocom

Lily Sara Farel lily.farel@usdoj.gov

Stacey Michelle Sprenkel ssprekel@mofocom, jhaskins@mofocom

Timothy W. Blakely tbladely@mofocom

4:09-cv-00037-CW Please see [General Order 45 Section IX C.2 and D](#); Notice has NOT been electronically mailed to:

The following document(s) are associated with this transaction:

Document description:Main Document

Original filename:C:\Documents and Settings\keb1
\Desktop\Fax_File_or_Docket\Plaintiffs__Notice_of_Errata.pdf

Electronic document Stamp:

[STAMP CANDStamp_ID=977336130 [Date=6/11/2010] [FileNumber=6443958-0]
[032490d156f58d75f57e0e841ab1e17966f678904f4b569e8d728160d3890f0c088c0
068aec86b2ba167df09f6d3365b2a0a5c6c8513eddd1705375d1f6c19a1]]