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3 **UNITED STATES DISTRICT COURT**
4 **NORTHERN DISTRICT OF CALIFORNIA**

5 VIETNAM VETERANS OF AMERICA et al.,

No.: CV 09-0037-CW

6 Plaintiffs,

DECLARATION OF
STEVEN M. STARBUCK,

7 v.

8 CENTRAL INTELLIGENCE AGENCY, et
9 al.,

10 Defendants

11 Pursuant to 28 U.S.C. § 1746, I hereby declare as follows:

- 12 1. I am the Program Manager, Medical Care Injunction for Participants of Chemical or
- 13 Biological Substance Testing Programs, Army Public Health Center (APHC), U.S.
- 14 Army Medical Command (MEDCOM), and the MEDCOM Field Operating Agency
- 15 with responsibility for supporting the U. S. Army in relation to this litigation. I am
- 16 familiar with this litigation based upon information received from my staff and legal
- 17 advisors within MEDCOM.
- 18
- 19 2. As of December 29, 2020, the Army has received 178 applications, 135 of which were
- 20 deemed complete and reviewed by a BAP. BAP recommended approval for medical
- 21 care for 80 of the applications for some or all of the conditions listed on the application,
- 22 and recommended against approval for medical care in 55 cases.
- 23
- 24 3. As of December 29, 2020, the remaining 43 applications are either in progress, of which
- 25 the Army has requested additional information for incomplete applications (6); or
- 26 closed the application due to veteran declining further participation or the death of the
- 27 applicant (37 applications).
- 28

1 4. As of December 29, 2020, of the 80 applications recommended for SECDES approval
2 by the BAP, 80 applications have received SECDES approval for all or some of the
3 diagnosed conditions, and 0 applications are pending SECDES Program approval.

4 I declare (or certify, verify, or state) under penalty of perjury that the foregoing is true
5 and correct. Executed on December 29, 2020.
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9 STEVEN M. STARBUCK
10 US ARMY PUBLIC HEALTH CENTER
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