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

5 VIETNAM VETERANS OF AMERICA et al.,

6 Plaintiffs,

7 v.

8 CENTRAL INTELLIGENCE AGENCY, et
9 al.,

10 Defendants

No.: CV 09-0037-CW

DECLARATION OF
JESSE H. MONESTERSKY,

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

- 12
- 13 1. I am the Program Manager, Medical Care Injunction for Participants of Chemical or
14 Biological Substance Testing Programs, Army Public Health Center (APHC), U.S.
15 Army Medical Command (MEDCOM), and the MEDCOM Field Operating Agency
16 with responsibility for supporting the U. S. Army in relation to this litigation. I am
17 familiar with this litigation based upon information received from my staff and legal
18 advisors within MEDCOM.
 - 19 2. As of June 30, 2021, the Army has received 184 applications, 136 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 56 cases.
 - 23 3. As of June 30, 2021, the remaining 48 applications are either in progress, of which the
24 Army has requested additional information for incomplete applications (4); or closed
25 the application due to veteran declining further participation or the death of the
26 applicant (44 applications).
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1 4. As of June 30, 2021, of the 80 applications recommended for SECDES approval by the
2 BAP, 80 applications have received SECDES approval for all or some of the diagnosed
3 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 June 30, 2021.
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7 MONESTERSKY.JE Digitally signed by
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Date: 2021.06.30 08:00:00 -04'00'

9 JESSE H. MONESTERSKY, DO, MPH
10 US ARMY PUBLIC HEALTH CENTER
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