

VY WAPPEL hereby states, under penalty of perjury, that the following facts are true and accurate to the best of her knowledge, information and belief:

1. My name is VY WAPPEL and I live in Surprise, Arizona. I was implanted with Dow Corning silicone gel breast implants in February 1991 in Florida. My doctor was Joseph Fishman. These implants replaced the Dow Corning silicone gel implants which Dr. Walter J. Gaska, in Springfield Missouri, had inserted in August of 1989. The 1989 implants replaced the implants which Dr. Gaska had inserted in June, 1988.
2. Beginning early in 1993, I began experiencing pain in my right breast.
3. Sometime in early 1993, I also saw newspaper and television reports about problems women were having with silicone gel implants.
4. In late summer of 1993, I heard about the Dow Corning assistance program which offered to make funds available to pay for explantation. Dow Corning stated that they would pay \$7,526, which was the estimate I had gotten, for the costs of the surgery, but that they wanted me to sign a release so that they would not have to pay for the surgery twice.
5. Dow Corning told me that they would not pay me anything unless I signed the Release.
6. I understood that the Release was only for the cost of the removal surgery. I would not have signed the Release form if I had been told or if I thought it was a release of all of my rights against Dow Corning. Specifically, I did not intend to nor did anyone ever suggest that the release was waiver of any health consequences I had or might suffer in the future as a result of the silicone gel implants.
7. At the time I signed the document, entitled "Receipt and Release," I was not represented by an attorney.
8. I received the \$7,526 as part of Dow Corning's Removal Assistance Program. I believed then and now that the only purpose of the money was to pay for explanation and that by accepting the money, I was not waiving any of my other rights against Dow Corning.
9. In 1994, I filed a claim for compensation in the global breast implant settlement and then again in the Dow Corning bankruptcy case. At no time did I understand or was I informed that I had supposedly released my claims for my health problems. To the contrary, I kept informed about this litigation so that I would not miss any deadlines or fail to submit a claim.

10. At the time I signed the release for the costs of the surgery, I had been in this country for 17 years, but my English comprehension was mediocre and my legal knowledge non-existent. I did not understand what Dow Corning was doing by asking me to sign the release form. Nothing was explained to me about the legal effects of this release other than that it was only for the costs of the surgery.

SIGNED THIS 6TH DAY OF JANUARY, 2006.


V. WAPPEL

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