

# EXHIBIT G

UNITED STATES DISTRICT COURT  
DISTRICT OF CONNECTICUT

LISA KWESELL; CHRISTINE  
TURECEK; AND JASON SCHWARTZ,  
individually and on behalf all others  
similarly situated,

Plaintiffs,

v.

YALE UNIVERSITY,

Defendant.

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: CIVIL ACTION NO. : 3:19-cv-1098 (KAD)  
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:  
: CLASS ACTION  
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:  
: March 2, 2020

DECLARATION OF LISA KWESELL IN SUPPORT OF  
PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT

I, Lisa Kwesell, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am a plaintiff in the above-captioned lawsuit.
2. I am a 56-year-old part-time service assistant employed by Yale University, and I am member of UNITE HERE Local 34.
3. My husband and I are insured by Yale's group health plan, Aetna Choice POS II.
4. At the inception of the Health Expectations Program ("HEP"), my husband and I complied with all health expectations to avoid the \$25 weekly paycheck deduction for non-compliance.
5. On June 21, 2019, I received a notice in the mail stating that I needed to complete a health action: a colorectal screening. I had already undergone an at home Cologuard exam on July 19, 2018, which was negative. I received additional notices that I needed to complete yet another colorectal screening on July 25, 2019, August 6, 2019, and

November 15, 2019. My doctor told me that I was not due for another exam for three years, and Aetna informed me that insurance would not cover the cost of another test for three years.

6. On November 20, 2019, I emailed [contactus@healthmine.com](mailto:contactus@healthmine.com) as instructed on the HEP portal to request an exception from the HEP's colorectal screening requirement. I attached a letter from my doctor and a bulletin from Aetna documenting that I did not need the procedure. On November 21, 2019 I received a response from Mary Longshaw (Senior Member Services Representative at HealthMine) acknowledging receipt of my request: "... We have received your emails and are working with the Health Expectations Program. We will respond to you shortly." But, I never received an additional response.
7. On January 21, 2020, I received a notice in the mail informing me that I am out of compliance with the HEP, and that the \$25 weekly pay deduction would begin at an undisclosed period of time in the future.
8. On February 6, 2020 Yale began deducting \$25 from my paycheck each week. Deductions continue to this date.

I swear under penalty of perjury that the foregoing is true and correct.



Lisa Kwesell