

# EXHIBIT H

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 CHRISTINE TURECEK IN SUPPORT OF  
PLAINTIFFS' MOTION FOR PARTIAL SUMMARY JUDGMENT**

I, Christine Turecek, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am a plaintiff in the above-captioned lawsuit.
2. I am a 57-year-old first cook employed by Yale University, and I am member of UNITE HERE Local 35.
3. I am insured by Yale's group health plan, Aetna Choice POS II
4. From the beginning of the Health Expectations Program ("HEP" or "the Program") until the present, I have complied with all health expectations to avoid the \$25 weekly paycheck deduction for non-compliance. I am a single parent. My son, Maxwell, is enrolled in college at the University of Connecticut, and I am providing him with some financial support. The \$25 weekly fee would add up to the cost of his books for a semester. Losing that money would have a serious financial impact on me, so I have continued to comply with the Program.

5. In 2010, I previously underwent a double mastectomy when battling breast cancer, so I cannot have a mammogram, one of the requirements of the HEP. In Fall 2018, an HEP representative called me several times to ask about my mammogram results and threatened me with the \$25 weekly fine if I did not complete a mammogram. I explained repeatedly that I could not comply, but the person who called me did not seem to understand what I was saying and insisted that I had to have a mammogram. The fine was ultimately not deducted from my paycheck, but the experience was frustrating and mentally draining.
6. In 2019, a health coach contacted me to tell me that I had been selected for health coaching because of my weight and chronic health conditions. Originally, I was to speak with the health coach, Adrianna, for one hour on or about April 30, 2019, which I completed. In 2020, I was required to speak with a health coach for three hours to be in compliance with the HEP and avoid the penalty, which I did.

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



Christine Turecek