

FIEGER, FIEGER, KENNEY, JOHNSON & GIROUX, P.C.**19390 West Ten Mile Road****Southfield, MI 48075-2463****(248) 355-5555****(248) 355-5148 (Fax)****FAX COVER SHEET**

DATED: February 12, 2010

TO: Haytham Faraj, Esq.

FAX NO: 202/318-7652 (Alexandria, VA)

FROM: Colette Jenkins

RE: Case Referral(s)

OUR FILE NO: 6666

MESSAGE: Please see attached referral(s).

PLEASE: Contact this office at (248) 355-5555 if you do not receive this transmission in its entirety and/or legibly.

***** Supporting attachments will be express delivered to your Alexandria address. *****

OF PAGES: 11 (including this cover sheet)

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THANK YOU

FIEGER, FIEGER, KENNEY, JOHNSON & GIROUX

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BERNARD J. FIEGER (1922-1989)
MI AND NY BAR**GEOFFREY NELS FIEGER**
MI AND FL BAR

DIRECT DIAL (248) 355-9022

JEREMIAH JOSEPH KENNEY
MI AND OH BAR (1949-2005)**VEN R. JOHNSON**
MI, NY AND WASHINGTON D.C. BAR
DIRECT DIAL (248) 355-9544**ROBERT M. GIROUX**
MI BAR

DIRECT DIAL (248) 355-5933

ATTORNEYS AND COUNSELORS AT LAW SINCE 1950

19390 WEST TEN MILE ROAD
SOUTHFIELD, MICHIGAN 48075-2463

TELEPHONE (248) 355-5555

FAX (248) 355-5149

WEBSITE: www.fiegerlaw.com

e-mail: info@fiagerlaw.com

February 12, 2010

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Appellate Department
VICTOR S. VALENTI
HEATHER A. JEFFERSON
MICHAEL R. DEZSI
Of Counsel
BARRY FAYNE
JACK BEAMJanice Williams
2224 Golfside Drive #318
Ypsilanti, MI 48197**Re: Potential Legal Representation**

Dear Ms. Williams:

Thank you for discussing your potential case with me. While we would have been glad to have accepted your case, circumstances make that impossible. However, we are pleased to refer you to an attorney who may be able to represent you in your matter. The name and address of that attorney is:

Haytham Faraj, Esq.
5926 Cambourne Road
Dearborn Heights., MI 48127
888-970-0005 // 202-280-1039 (fax)

The attorney has been authorized by us to contact you directly. However, it is also important that you contact the attorney because a statute of limitations may expire if you do not act timely, and you may be prevented from proceeding with your case if you do not act now.

You should understand that Fieger, Fieger, Kenney, Johnson & Giroux, P.C. will not be able to represent you in this matter and will not have any responsibility in connection with the legal services which you require. However, we do wish to assist you in contacting a lawyer who may be able to represent you. We have notified the attorney listed in this letter so that the attorney will be expecting your telephone call.

We wish you every success in your legal matter.

Very truly yours,
Fieger, Fieger, Kenney, Johnson & Giroux, P.C.


Colette Jenkins

CJ/kg

cc w/encl: Haytham Faraj, Esq. (via fax & express delivery)

FIEGER, FIEGER, KENNEY & JOHNSON INTAKE SHEET--OTHERS

Date of Call: 2/9/10

Date of Loss: 2/13/02

Caller Name & Address:
JANICE WILLIAMS
2224 BOKESIDE DR #318
YPSILANTI, MI 48197

Injured Name & Address:

Telephone: 734-528-1089
734-945-9667

Type of Claim: duty related disability

Injury: duty related disability pay

Facts: Seeking husband's full 100% salary from military due
to duty related disability - died from neurosyphilis.
SHE currently receives only 55% of salary @ \$654 plus

Target Defendant: U.S. GOVT
Address of Defendant: _____
Cause of Injury: _____
Statements: _____

Assigned To: _____
 Referred To: HAYDAM FARAJ Date Form Sent: 2/12/2010
 Rejected, because _____

Receiving Attorney: Please fill out and fax back within 5 days

Date Referral Form Received: _____
Date of follow up call to client: _____
Date and Nature of Contact: _____
Additional Pertinent Information: _____

Referral Response:

Accept File and Acknowledge Referral Fee
 Reject File because _____

Signed By: _____
Dated On: _____

RECEIVED

FEB - 9 2010

Fieger, Fieger, Kenney & Johnson, P.C.

2224 Golfside Dr. Apt. 318

Ypsilanti, MI 48197

2010-02-08

To Attorney Geoffrey N. Fieger

Please take my case. I've tried to win without your help, and have failed over and over again. I don't know if you will feel that my case has "Merit". I hope so. Several attorneys that I've approached in the past have told me that I was asking them to go against the US Government. They informed me that they were uncomfortable doing that. They said that the Government is just too intimidating. Your name came up several times as someone who is not easily intimidated. I know that my case isn't as big or as important as the cases you usually solve. Only to me I suppose, and my family. I will thank you now from the bottom of my heart for the time that it will take you to review what I've sent. I'm extremely grateful.

Allow me if I may, to introduce my case to you. I have many documents. Didn't know exactly what to send, as not to overwhelm you.

I have not been successful .I hope that you can reopen my case, and prevail for me. Thank you for your time. I want to also apologize for the times that I might have repeated myself, and for any typing errors. Thank you.

You see...if I were to win my case...I would receive my husband's full salary, and I would be reimbursed for his funeral expenses. I currently receive 55% of his salary which is \$654.00

My husband, Sgt. Alfonso Williams, was in the army for 21 years. He retired in 1964 and died on February 13, 2002. Just a few days from now will be the 8th anniversary of my husband's death. The Death Certificate gives as a contributing cause of death "Neurosyphilis". This is a revised Death Certificate. When the first certificate was being made out by Dr.

Kevin Taylor, I was embarrassed by the placement of neurosyphilis on the certificate and asked that it not be there, even though Dr. Taylor was going to list it. You see...our son Kevin, grew up with the son's of the owners of the Funeral Home that would be preparing my husband's body for burial. The family lived above the funeral parlor, and the boys often played there. They have remained best friends even until this day. I didn't want ANY of them to see neurosyphilis listed as the cause of death. Later, I realized it was necessary to substantiate my pension claim, and the certificate was revised to include the neurosyphilis.

Before I filed my claim for entitlement to service connected benefits, the Veteran's Service Department informed me that my husband had been awarded the Armed Forces Expeditionary Medal, and that it had to have been for the time that he served in Vietnam. The ONLY other time this medal was awarded, was to soldiers who served in Korea. My husband did indeed serve in Korea, but this medal wasn't awarded to soldiers who had served in Korea until 1966. I have the documents. In the year 1966, my husband had already been discharged for two years. My husband also had two of the other illnesses approved for service connection benefits to be awarded. He had Diabetes Mellitus and a Peptic Ulcer. The Board of Veteran's Appeals denied my claim many times. One time, they told me that my claim was denied because my husband had died from kidney failure. Yes, my husband also had renal failure, but I strongly believe that it was caused by the Malaria. The Army insisted that my husband never had malaria. I have the actual Army Medical Document stating that my husband had indeed contracted malaria while enlisted.

The Army Service Department made a number of errors. First saying that my husband never served in Vietnam. We needed the records showing that my husband had indeed served in Vietnam, but since the Service Department couldn't produce the records, there was a fire in St. Louis that had destroyed most military records (Documented). Since the Service Department couldn't produce the records that had been destroyed, which would have shown that my husband had served in Vietnam, and since they refused to acknowledge the Army Forces Expeditionary Medal that had

been awarded to my husband for serving in Vietnam (my husband referred to as "Nam"), I realized that I would have to use the in-service contracted syphilis. The Army has fought me for over 7 years on this claim. One denial letter said that my husband should have applied for benefits while still alive. No one, not even the VA doctors ever informed my husband to do this. Another denial letter said that my husband didn't even have syphilis while enlisted. When I was able to prove otherwise, they then informed me that my husband had been adequately treated for syphilis, and that the disease progressed normally. This is another error. Syphilis will only progress to neurosyphilis if it's NOT TREATED. There is no normal progression. One shot, just one shot of penicillin will completely stop syphilis. It must be an adequate dosage of penicillin. The penicillin will not reverse damage already caused by syphilis, but it will prevent further damage from occurring.

My husband did not have to die.

I'm not sure if you're aware of the fact that during the time my husband was enlisted, there was a now "infamous" study being conducted to see how long it takes untreated syphilis to kill a black soldier. The men were given "fake" green pills (placeboes) that were no more than aspirins, and sugar pills to treat their syphilis. Those actually given penicillin at all received such small amounts, that it didn't do any good at all. The Government and the VA fully cooperated with this program. I have all the documents. The soldiers fully trusted their Army doctors.

Although the Army actually hired a doctor to say that my husband never had neurosyphilis, in my husband's ARMY medical files are more than four separate diagnosis of syphilis. The doctor hired by the Army also stated that there were no manifestations of neurosyphilis. Again, my husband's actual Army Medical records show manifestations of neurosyphilis at least four different times.

The Army said that my husband never had Malaria.

I have the actual Army medical record showing where my husband was indeed diagnosed with Malaria. I strongly believe that this Malaria subsequently caused my husband's kidneys to fail, necessitating the need for Dialysis. Kidney Failure or Renal Failure is also listed on my husband's Death Certificate as another cause of his Death. Again, the Malaria was either not treated at all or misdiagnosed as the BVA (Board of Veteran's Appeals) insist that since the Service Records indicate that my husband never had Malaria, they must believe the Service Records. I have enclosed the actual Army Document diagnosing my husband with Malaria. Although this same document states that the Malaria was treated and cured, the civilian doctor years later, informed us that my husband had an old case of Malaria that had NOT BEEN TREATED or inadequately treated.

I remember reading during my many, many hours of research, that in almost every war in history, Armies have suffered more casualties from Disease than from enemy weapons. Malaria is one of the worst problems. Antibiotics are the most common class of pharmaceuticals captured during any war.

I've never file a claim for benefits due to the Malaria. I only mention it to show how the Army doesn't always tell the truth...and of course the untreated Malaria is yet another possible cause of my husband's Death.

My husband did not have to die.

It's been documented in the news and the media over the years about how Army Veteran's receive substandard medical care in VA medical facilities.

I still have the Ann Arbor News article from May, 2007 where then President Bush is apologizing to Veteran's for the inferior quality of care they receive at VA medical facilities. President Bush was speaking live from Walter Reed Hospital. President Obama has promised to see that the quality of care that our Veteran's are receiving, greatly improves. "Unacceptable" he said in referring to their care.

The Army also said that my husband never served in France, because again...this is what their Service Department insisted (another error). This

error prevented my husband from receiving a special award of "Thanks" from the French Embassy when they came to Ann Arbor. My husband and our entire family were greatly disappointed at the time. We were all denied this most special honor ceremony and dinner for my husband. A special contingent came to Ann Arbor, MI to deliver awards to the few brave remaining soldiers who helped to liberate France.

I still remember clearly the hurt on my husband's face when the military informed him that he hadn't served in France. Although my husband knew that he had served in France, he was there on D-Day, there was nothing that we could do, simply because the Service Department said that he had never served there. There was a beautiful write up about the event in the Ann Arbor News. So many wondered why we weren't present.

My husband often spoke of Normandy.

Well...eventually the Army Service Department found the records showing where my husband had indeed served in France, but my husband has passed away by then, and I was informed that the award couldn't be issued posthumously. Through my persistence, I finally received the award. My family is very proud of this award.

All the medical personnel, physicians, nurses, social workers, etc, attending to my husband's care immediately preceding his death, all attest to the fact that he was dying from neurosyphilis. His Social Worker at the hospital told me that he had "Syphilis of the brain, and that's what was killing him".

She gave me literature on how untreated syphilis can remain dormant for decades, 30-40 years, not causing any problems, and then all of a sudden it ravishes and destroys the body's organs. I knew all of this only too well, having experienced it with my husband.

In February, 2005, I was denied a motion to advance my case on the docket. The Army told me that a financial and medical hardship had not been proven. I sent in three different letters from doctors all attesting to the emotional and physical deterioration of my health. I've been hospitalized

numerous times. I sent in foreclosure notices for my home. My only real home. I was devastated when I lost my home.

I now live in a very small senior citizen's apartment. I can't enjoy my flowers anymore (was member of Garden Club). No porch to sit on. I miss the birds, and even the squirrels. I continue to suffer from severe depression.

Another time the Army denied my claim for service connected benefits by saying that my husband had syphilis prior to entering the service, and since it was preexisting, I wasn't entitled to the DIC benefits. My local Veteran's Service Center helped me to find a actual Army medical document that states: Sgt. Alfonso Williams had syphilis prior to enlisting in the Army in 1939, but that it was TREATED and CURED by a civilian physician, again prior to enlisting. Once the syphilis was treated and cured, it was wrong and inaccurate for the Army to say that it was preexisting.

While Sgt. Williams was enlisted, he tested positive for syphilis several times, and received some treatment. Although we saw times where he wasn't treated at all. No explanation given. One time, it was stated in his Army medical records that treatment was withheld "Probably" because he had recently received a dosage of penicillin. Another Army medical record in 1949 clearly states: Sgt. Alfonso Williams tested positive today for syphilis. NOT TREATED.

I cannot understand the Military's apparent practice of deliberately withholding treatment. I find this incomprehensible, outrageous, unbelievable and completely not acceptable.

Another Army medical shows where Sgt. Williams was hospitalized for severe stomach pain. My husband actually told the doctors that he thought it might be something venereal, and it's stated in his Army medical records that my husband ACTUALLY ASKED if he could have a dose of penicillin.

It was actually charted in his medical records, REQUEST FOR PENICILLIN DENIED. The records gave their reason as this: received penicillin for positive serology 6 weeks prior to being hospitalized.

It was also charted that my husband lost 8lbs during this hospitalization.

Although my husband asked for penicillin and had a positive serology of 2 plus, the doctors still charted "Patient continues to suffer from undiagnosed stomach pain". The doctors then charted: "Discharged back to full duty WITHOUT benefit of treatment. The Judge at the Hearing in Washington felt that this was unbelievable when he read the actual medical reports.

Another time we read, again actual Army medical records, where my husband continued to complain of severe stomach pain in his lower abdomen. The Army doctors simply referred him to a psychiatrist.

The pains continued to worsen in severity. The pains were AGGRAVATED by lack of treatment and also by the fact that my husband was still forced to drill, March, sleep in cramped tents, etc; my husband started experiencing sharp pains in his male organs. He was having a problem standing. The Army doctors merely told him to take a hot sitz bath.

Again...No syphilis tests. No penicillin.

One Attorney that I saw in the past, James J. Carter, typed the following message for me to give to an Attorney. He first introduced my case. He practices Real Estate Law, but tried to help me.

The Law:

For Mrs. Williams to prevail on her pension claim, she must show that the death resulted from a disability incurred or aggravated in the line of duty in the active military. 38 CFR 3.1 (k). Meeting the line of duty test is not a problem. See 38 CFR 3.1 (m). Was the syphilis "incurred" while in the military? It appears clear that Alfonso Williams had syphilis prior to entering the service, but if the treatment was ADEQUATE, each new positive test must be from reinfection while in the service.

Syphilis is a bacterial infection easily curable by Penicillin.

Was the syphilis "aggravated" by lack of adequate treatment in the service? See 38 USCA 3.358 providing for compensation for aggravation of an

existing disease. The VA is on the horns of a dilemma. Either the disease was "incurred" repeatedly while in the service after adequate treatment, in which case Mrs. Williams would prevail, or the disease was "aggravated" by inadequate treatment, in which case Mrs. Williams would also prevail. With regard to standards of proof, I will not review those here, except to say that they are much easier in proving a Veteran's case than in a malpractice case against a hospital. The causation standard is different (proximate cause not required), and medical points may be proven by affidavit.

After reading about Secret US Human Biological Experimentation, I cannot help but wonder if my husband might have purposely been infected with syphilis or malaria for the purpose of monitoring the effects of these two diseases.

While reviewing my husband's medical records, I often came across another soldier's name mixed in with his files. Glen Williams, who was also diagnosed with syphilis.

Please...I hope to hear from you soon. I hope that you will take my case and fight for me.

I know that you will prevail. After all...you're the best.

Thanks for your time.

Respectfully,

Janice Williams

2224 Golfside Drive, Apt 318

Ypsilanti, MI 48197

Home: 1-734-528-1099

Mobile: 1-734-945-4667