# Exhibit G

**Subject:** RE: CLJA Elective Option Eligibility Determination
**Date:** Thursday, September 3, 2026 at 7:03:55 AM Central Daylight Time
**From:** Gaddy, Megan (CIV)
**To:** James Foster, William Foster, Fob James IV, Bain, Adam (CIV)
**CC:** EO, CLJA (CIV)
**Attachments:** image001.jpg, image002.jpg

Counsel,

The United States is not reconsidering the offers made on August 28, 2026, or decisions regarding ineligibility of any cases (with the exception of Glen Ripley). Additionally, the United States is not considering additional materials submitted after the deadline. The United States' determinations regarding EO eligibility were made in accordance with the requirements of the EO program, which were communicated through the EO public guidance documents, the instructions for submitting substantiating packets, and prior correspondence regarding the United States' EO review.

Best,
Megan

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**From:** James Foster <James@foster-law.com>
**Sent:** Wednesday, September 2, 2026 3:39 PM
**To:** Gaddy, Megan (CIV) <Megan.Gaddy@usdoj.gov>; William Foster <william@foster-law.com>; Fob James IV <fob@fobjameslaw.com>; Bain, Adam (CIV) <Adam.Bain@usdoj.gov>
**Cc:** EO, CLJA (CIV) <CLJA.EO@usdoj.gov>
**Subject:** [EXTERNAL] Re: CLJA Elective Option Eligibility Determination

Ms. Gaddy,

This response is disappointing. The JAG has routinely revisited its Elective Option settlement offers where an initial EO offer proved inaccurate. We provided ample support showing that four of the DOJ's offers fall short under the DOJ's own EO criteria. We are not asking for special treatment. We are asking only that these men and women receive the same offer that every other claimant in their position has received under the EO criteria.

We likewise provided substantial evidence that six of the seven cases DOJ deemed ineligible do, in fact, qualify under the EO program. Denying these Marines and their families eligibility for reasons that do not withstand scrutiny is fundamentally unfair.

Finally, we brought all of this to the DOJ's attention within *two business days* of receiving your letter containing the initial offers. There is no cognizable prejudice to the DOJ by simply correcting its initial EO offers or making offers to those that are clearly eligible under the EO program. At the same time, it

would make a tremendous difference to these Marines and their families, all of whom have waited several years for resolution of these claims.

I respectfully ask that the DOJ reconsider its position.

Sincerely,

James

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James Foster
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**From:** Gaddy, Megan (CIV) <Megan.Gaddy@usdoj.gov>
**Date:** Wednesday, September 2, 2026 at 10:45 AM
**To:** James Foster <James@foster-law.com>; William Foster <william@foster-law.com>; Fob James IV <fob@fobjameslaw.com>
**Cc:** EO, CLJA (CIV) <CLJA.EO@usdoj.gov>
**Subject:** RE: CLJA Elective Option Eligibility Determination

Dear Counsel,

We are in receipt and have reviewed the below letters regarding your clients and the United States' review of EO eligibility. As stated in the United States' letter dated August 28, 2026, the United States will not consider additional documentation or re-evaluate any of the cases reviewed for EO eligibility. However, the exposure period for Glen Ripley, Case No. 7:23-cv-01641, has been re-reviewed and it satisfies the latency period requirement. Therefore, we will follow up regarding this specific case shortly. All offers made to your firm on August 28, 2026, and other EO determinations for your clients, are final and the United States is not considering any adjustments or additional offers, with the exception of the Glen Ripley case. We look forward to your response on the offers made.

Best,
Megan

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**From:** James Foster <James@foster-law.com>
**Sent:** Tuesday, September 1, 2026 12:01 PM
**To:** Gaddy, Megan (CIV) <Megan.Gaddy@usdoj.gov>; William Foster <william@foster-law.com>; Fob James IV <fob@fobjameslaw.com>
**Cc:** EO, CLJA (CIV) <CLJA.EO@usdoj.gov>
**Subject:** [EXTERNAL] Re: CLJA Elective Option Eligibility Determination

Ms. Gaddy,

I am attaching additional letters regarding the following matters:

- Glen Ripley, No. 7:23-cv-01641
- James Nabors, No. 7:24-cv-00839
- Estate of Sandra Brack, No. 7:24-cv-00311
- Estate of Timothy Coon, No. 7:24-cv-00978
- Estate of Paul Sullivan, No. 7:24-cv-00998

If you would prefer to discuss any of this on the phone, please call my cellphone (919-357-7224).

Thank you for your consideration.

James

--
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**From:** James Foster <James@foster-law.com>

**Date:** Tuesday, September 1, 2026 at 10:59 AM
**To:** Gaddy, Megan (CIV) <Megan.Gaddy@usdoj.gov>; William Foster <william@foster-law.com>; Fob James IV <fob@fobjameslaw.com>
**Cc:** EO, CLJA (CIV) <CLJA.EO@usdoj.gov>
**Subject:** Re: CLJA Elective Option Eligibility Determination

Ms. Gaddy,

Please find the attached correspondence regarding the following matters:

- Steven Janovitch, No. 7:24-cv-00919
- Estate of Mark Kopp, No. 7:24-cv-00969
- Tony Griffin, No. 7:24-cv-00973
- Charles Metcalfe, No. 7:24-cv-00976
- Larry Abrams, No. 7:24-cv-00982

I will be sending one more email with additional attachments shortly.

--

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**From:** Gaddy, Megan (CIV) <Megan.Gaddy@usdoj.gov>
**Date:** Friday, August 28, 2026 at 1:10 PM
**To:** James Foster <James@foster-law.com>; William Foster <william@foster-law.com>; Fob James IV <fob@fobjameslaw.com>
**Cc:** EO, CLJA (CIV) <CLJA.EO@usdoj.gov>
**Subject:** CLJA Elective Option Eligibility Determination

Dear Counsel:

Please find attached the United States' correspondence and attachments related to our review of the substantiating documentation your firm provided for Elective Option

consideration. If you have any questions, please let us know. We look forward to your response.

Best,
Megan

**Megan R. Gaddy**
***Trial Attorney***
***U.S. Department of Justice***
***Camp Lejeune Justice Act Section***
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