

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF NEW YORK

MICHELE BAKER; CHARLES CARR; ANGELA CORBETT; PAMELA FORREST; MICHAEL HICKEY, individually and as parent and natural guardian of O.H., infant; KATHLEEN MAIN-LINGENER; KRISTIN MILLER, as parent and natural guardian of K.M., infant; JENNIFER PLOUFFE; SILVIA POTTER, individually and as parent and natural guardian of C.P, infant; and DANIEL SCHUTTIG, individually and on behalf of all others similarly situated,

Plaintiffs,

v.

SAINT-GOBAIN PERFORMANCE PLASTICS CORP., HONEYWELL INTERNATIONAL INC. f/k/a ALLIED-SIGNAL INC. and/or ALLIEDSIGNAL LAMINATE SYSTEMS, INC., E.I. DUPONT DE NEMOURS AND COMPANY and 3M CO.,

Civ. No. 1:16-CV-917 (LEK/DJS)

**DECLARATION OF SILVIA POTTER, INDIVIDUALLY AND AS PARENTS AND NATURAL GUARDIAN OF C.P., INFANT, IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION**

I, Silvia Potter, declare as follows pursuant to 28 U.S.C. § 1746:

1. I am a Named Plaintiff in this lawsuit. I make this affidavit in support of the Plaintiffs' request for this case to proceed as a class action. I make the statements in this affidavit based on my own personal knowledge.
2. Since 2009, I have owned and resided at the home located at [REDACTED] LOCAL RULE 8.1 [REDACTED], in Hoosick Falls, New York. My daughter, C.P., has lived with me at the same location since I purchased the home.
3. My family obtains its drinking water from the Village of Hoosick Falls municipal water supply.
4. Tests of the three Village of Hoosick Falls municipal water wells tested for PFOA at ranges between 150 ppt to 662 ppt.

5. My family and I regularly drank water from my tap, used water to cook and make other beverages, bathed and showered in the water, and watered my garden.

6. Due to the contamination of my drinking water supply, I was instructed by public health officials not to drink from my tap or use water from my tap for cooking and to limit my exposure to the water while bathing until a filtration system could be installed to remove or reduce the amount of PFOA in my drinking water. As a result, I followed those instructions and drank and cooked with bottled water beginning in late 2015 or early 2016. I presently use bottled water to drink and to cook, and I provide my pets with bottled water.

7. My blood was tested and found to contain 120 ug/L of PFOA. My daughter's blood was tested and found to contain 28.6 ug/L for PFOA.

8. Due to my exposure and C.P.'s exposure to PFOA and the accumulation of PFOA in our blood, I believe we both have been injured and are now at increased risk of developing certain illnesses and cancers associated with PFOA exposure. As a result, I believe that we and other class members similarly exposed will benefit from medical monitoring and surveillance for conditions and illnesses associated with PFOA exposure so that early diagnosis and treatment can occur.

9. Due to the contamination of the municipal wells that provide water to my home with PFOA and contamination from the air that was deposited on my property, I believe that value of my property has decreased.

10. Due to the contamination of the municipal wells that provide water to my home with PFOA and contamination from the air that was deposited on my property, I was not and still am not able to use and enjoy my property in the same way I did before the contamination was discovered.

11. I understand that my daughter and I are being proposed as representatives for a class of individuals suing the Defendants in this case under state law for which we have a claim, and that we are seeking a class wide

medical monitoring program. I am seeking, also on behalf of a class of individuals, damages for diminution in the value of property and loss of use and enjoyment of our property.

12. I understand the responsibilities of being a Class Representative, including that I am seeking to represent all members of the classes for which I am proposed. To date, I have performed a number of tasks as a Class Representative, including:

- a. I reviewed notices my counsel sent me regarding documents requested by Defendants I had to collect and provide to my counsel and searched for and provided those documents;
- b. With the assistance of my counsel, I reviewed and responded to written questions asked by Defendants;
- c. I prepared for and testified at a deposition that took place on October 17, 2018;
- d. I have met with my lawyers many times and have been in regular telephone and email contact with them regarding this lawsuit;
- e. I have discussed the claims alleged in this suit, I understand those claims and why they are being raised, and I believe those claims have merit.

13. I brought this lawsuit on behalf of myself and my daughter and all other similarly situated individuals whose water source and properties were contaminated by Defendants with PFOA.

14. I do not believe I have interests that are inconsistent with the interests of the Class Members I seek to represent, and believe that I will adequately represent those class members.

15. As a Class Representative, I will always consider the interests of Class Members just as I would consider my own interests, and in some cases I understand I must put the interests of Class Members before my own interests.

16. I have participated in and will continue to actively participate in the lawsuit as necessary, and help in any way I can.

17. I recognize and accept that any resolution of this lawsuit is subject to court approval and must be designed in the best interest of the Class as a whole.

18. I understand that the Class Representatives are not required to pay of the costs of the lawsuit upfront, but that if the case is resolved favorably for the Class, the costs and attorneys' fees with by paid out of the recovery.

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

Dated: March 17, 2020

A handwritten signature in cursive script, appearing to read "Silvia Potter", is written over a horizontal line.

Silvia Potter