

***EXHIBIT D***

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Kimberley Kaigler Backnumber 69771

MS and Spinal Stenosis Diagnosed 1994 Receiving MRI and Spinal Tap semi-annually, Neurologist consult bi-monthly to monitor and adjust medication as is required for all MS patients.

Incarcerated 2000 NDOC Florence McClure Correction Center for Women, Las Vegas

About 2006 restricted to wheelchair for about 3 months (no MS consult) (no out patient)

Early this year Large lump in breast, about a month to send out for image, about 29 days after image, Kim received letter from hospital stating that the prison doctor had been notified within a couple of days of image that something was found that required her return for further imaging. After about 5 weeks had passed since the time of this notice, I wrote to Warden Foster expressing my concern about delaying tests this long considering the possibility of cancer. Within a few days, Kim was returned for the additional imaging. More than another month passed before Kim was informed there was nothing to be concerned about.

August 28, 2009 Kim reported to prison doctor with extreme distention of her stomach. Ambulance took her to Valley Hospital.

Tumors had ruptured on her colon and were removed and carturized.

Chemical Stress test resulted in max heart rate of about 34 bpm (should be in 120's). Cardiologists asked for her return in 2 weeks to for further testing and possibility of pace-maker.

Gastroentogist required her return in a few weeks to check her intestines for pollups related to the colon tumors.

Neurologist required her return in a few weeks for follow up testing of her MS because an MS flare up had probably caused all the current afflictions.

Now 5 weeks later Kim has received no notice of any intention to return her for the additional test.

THIS CAN BE LIFE THREATENING FOR Kimberly.

*Gene Pierce*

*Kimberly has served as a model inmate.  
Attained GED, she completed & graduated High School.  
Attained her first College Degree.  
If Her health care cannot be provided in the  
prison, my desire is that the state would  
release her and allow us to see to her care.*