

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF NORTH CAROLINA
SOUTHERN DIVISION
Case No. 7:23-cv-897

IN RE:	)	
	)	
CAMP LEJEUNE WATER LITIGATION	)	NOTICE OF CLJA SETTLEMENT
	)	STATUS PURSUANT TO COURT ORDER
This Document Relates To:	)	(D.E. 290) (September 14, 2026)
ALL CASES	)	
	)	

The Defendant United States of America (“Defendant” or the “United States”) provides this Notice pursuant to the Court’s Order issued on October 8, 2024. The matters required to be addressed in said Order (D.E. 290) are set forth below.

(1) An update on the number and status of CLJA actions filed in the Eastern District of North Carolina

From February 11, 2023, to September 14, 2026, three thousand, seven hundred and eighty-four (3,784) Camp Lejeune Justice Act (“CLJA”) complaints have been filed in this district. One hundred and sixty-eight (168) cases have been dismissed; one hundred and forty-six (146) of those were voluntary dismissals and the other twenty-two (22) were involuntary dismissals. The cases are divided as follows: Judge Dever – 947 cases; Judge Myers – 948 cases; Judge Boyle – 933 cases; and Judge Flanagan – 956 cases.

The Torts Branch has determined that two hundred and sixty-four (264) cases in litigation meet the Elective Option (“EO”) criteria through documentary verification. The claim breakdown by injury includes: 69 Kidney Cancer, 7 Liver Cancer, 49 Non-Hodgkin’s Lymphoma, 32 Leukemia, 56 Bladder Cancer, 13 Multiple Myeloma, 26 Parkinson’s Disease, 9 Kidney Disease, and 3 Systemic Sclerosis/Systemic Scleroderma. Two hundred and ten (210) approved offers were for veteran claimants, eleven (11) offers for civilian claimants, and forty-three (43) offers for claimants classified as estate representatives. The claim breakdown by payment includes: 12 offers

of \$100,000, 64 offers of \$150,000, 1 offer of \$200,000, 34 offers of \$250,000, 109 offers of \$300,000, 6 offers of \$350,000, 21 offers of \$400,000, 15 offers of \$450,000, and 2 offers of \$550,000. Of these offers, thirty (30) claimants asserted a claim of injury resulting in death or wrongful death. One hundred and twenty-five (125) offers were accepted, eleven (11) were rejected, sixty-three (63) have expired, sixty-four (64) are pending, and one (1) settlement offer was withdrawn by the Department of Justice (“DOJ”), as its administrative claim had received an EO offer.

To date, over 90% of DOJ EO settlement offers that have received a response have been accepted, with the remaining offers largely expiring without a response. Less than 5% of DOJ EO offers have been affirmatively rejected. Payments have been sent for one hundred and eight (108) accepted settlement offers from DOJ. Payments for accepted settlements for both Navy and DOJ total \$872,250,000. The total amount of all approved offers is \$1,084,000,000.

The United States has also reached agreements with Plaintiffs’ Leadership Group on resolution amounts for four of the twenty-five Track 1 bellwether cases. *Robert Fiolek v. United States* (4:23-cv-00062) has settled for \$10,000; *Edward Raymond v. United States* (7:23-cv-00546) has settled for \$24,000; *Jose Vidana v. United States* (7:23-cv-01575) has settled for \$405; and in *Allan Howard v. United States* (7:23-cv-00490), plaintiff accepted an Offer of Judgment of \$100,000. The settlements for Robert Fiolek, Edward Raymond, and Jose Vidana have been paid, and each of those cases has been voluntarily dismissed. The judgment in the Howard case was entered on August 6, 2026, and payment has been sent.

(2) The current number of outstanding offers to settle CLJA actions filed in the Eastern District of North Carolina

There are currently sixty-four (64) outstanding (pending) offers to settle a CLJA action filed in the Eastern District of North Carolina.

(3) An update on the number and status of administrative claims with the Department of Navy

The Navy's Camp Lejeune Claims Unit (CLCU) continues processing 408,500 de-duplicated claims. More than 90% of claims reviewed do not have sufficient documentary evidence to support Elective Option (EO) settlement approval. Per the statutory burden of proof, law firms and claimants must provide evidence of a medical diagnosis and presence on Camp Lejeune during the statutory period before a settlement determination can be made. The EO has been open for over two years; as a courtesy to claimants who have demonstrated an effort to substantiate potentially EO-eligible claims, the CLCU issued notices identifying diagnosis, exposure, and/or estate deficiencies, to help claimants remedy the existing evidentiary shortfall, if possible. Until a claim is denied, it will continue to be subject to administrative consideration by the Department of the Navy.

The United States has approved three thousand, six hundred and thirty-seven (3,637) offers for Navy administrative claimants. The claim breakdown by injury includes: 773 Kidney Cancer, 109 Liver Cancer, 681 Non-Hodgkin's Lymphoma, 529 Leukemia, 672 Bladder Cancer, 168 Multiple Myeloma, 268 Parkinson's Disease, 405 Kidney Disease, and 32 Systemic Sclerosis/Systemic Scleroderma. Three thousand, one hundred and ninety-five (3,195) approved offers were for veteran claimants, four hundred and thirty-one (431) offers for civilian claimants, three (3) offers for claimants alleging an in-utero injury, and eight (8) offers were for claimants classified as estate representatives. The claim breakdown by payment includes: 188 offers of \$100,000, 814 offers of \$150,000, 102 offers of \$200,000, 572 offers of \$250,000, 958 offers of \$300,000, 187 offers of \$350,000, 481 offers of \$400,000, 167 offers of \$450,000, 74 offers of \$500,000, and 94 offers of \$550,000. Of these offers, one thousand, three hundred and eighty-six (1,386) claimants asserted a claim of injury resulting in death or wrongful death. Two thousand,

nine hundred and sixty-three (2,963) offers were accepted, one hundred and thirty-six (136) were rejected, ninety-seven (97) have expired, four hundred and thirty-nine (439) are pending, and two (2) were withdrawn.

To date, over 95% of the Navy EO offers that have received a response have been accepted. Payments have been sent for two thousand, eight hundred and twenty-two (2,822) accepted settlement offers from Navy. Payments for accepted settlements for both Navy and DOJ total \$872,250,000. The total amount of all approved offers is \$1,084,000,000.

(4) The current number of outstanding offers to settle administrative claims under CLJA:

There are currently four hundred and thirty-nine (439) outstanding (pending) offers to settle an Administrative Claim.

[Signatures follow on next page]

DATED this 14th day of September 2026.

Respectfully submitted,

STANLEY E. WOODWARD, JR.
Associate Attorney General

BRETT A. SHUMATE
Assistant Attorney General
Civil Division

JONATHAN GUYNN
Deputy Assistant Attorney General
Torts Branch, Civil Division

BRIDGET BAILEY LIPSCOMB
Chief, Camp Lejeune Justice Act Section
Torts Branch, Civil Division

/s/ Adam Bain
ADAM BAIN
Chief Litigation Counsel
Camp Lejeune Justice Act Section
Torts Branch, Civil Division
U.S. Department of Justice
P.O. Box 340, Ben Franklin Station
Washington, D.C. 20044
E-mail: adam.bain@usdoj.gov
Telephone: (202) 616-4209

MEGAN R. GADDY
JENNIFER E. ADAMS
Trial Attorneys
Camp Lejeune Justice Act Section
Torts Branch, Civil Division
*Counsel for Defendant United States of
America*