

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

JACQUELINE HALBIG, *et al.*,

Plaintiffs,

v.

KATHLEEN SEBELIUS, *et al.*,

Defendants.

Civ. No. 13-623

Judge Paul L. Friedman

**SUPPLEMENTAL DECLARATION
OF DAVID KLEMENCIC**

I, David Klemencic, do hereby declare:

1. In my declaration of August 5, 2013, I attested that I did not wish to purchase comprehensive health coverage for 2014. The actual insurance premium costs were not then available and so I could not determine with certainty at that time whether I wanted to forgo all coverage or purchase catastrophic coverage.

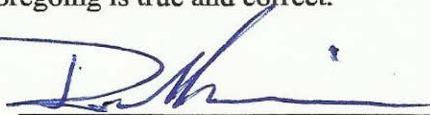
2. On September 25, 2013, the U.S. Department of Health and Human Services publicly released premium rates for the federally established Exchange in West Virginia.

3. Based on the published rates, I wish to forgo health coverage entirely in 2014, rather than purchase catastrophic coverage.

4. However, if I am eligible for a federal subsidy in 2014, that would disqualify me from the unaffordability exemption to the individual mandate penalty and render me unable to obtain a certificate of exemption from that penalty. Thus, if I am eligible for a federal subsidy in 2014 but forgo purchasing health coverage, I will be forced to pay a penalty.

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

Executed on this day, October 2, 2013.

A handwritten signature in blue ink, appearing to read 'DK', written over a horizontal line.

David Klemencic