

resolution to ask Congress to include the island in the investigation into the chemical or biological warfare testing projects secretly conducted by the Department of Defense in various locations from 1954 to 1973. It is noted that the Dow Chemical Report that dioxin contamination has been measured at up to 1,900 ppm in some areas of Anderson Air Force Base. Evidence reviewed shows Agent Orange on Guam was confirmed. During the Vietnam War era, Guam was used as a storage facility for Agent Orange, a kind of chemical herbicide used in Vietnam in 1968 and 1969. A CBS News Report on June 12, 2005 stated that Agent Orange was sprayed on Guam from 1955 to 1960's. Report from Dr. Uis Szyfred noted problem with contamination of Guam with toxic chemicals is very complex due to the amount of chemicals, the dispersion factors (evaporation, rain, infiltration, winds, etc), the mechanisms of human exposure (infiltration, food, water, skin etc) but most of all because of government's censorship/cover up. More than 2,000 documents and obtained evidence of contamination of food, water, plants etc. Reports also noted extreme limited number of Air Force records that do not refer to the use of Agent Orange or other chemicals in routine base maintenance activities such as spraying along railroad tracks, weed control on rifle ranges, etc. Information on such does not exist.

Your military occupation duties as a material facility specialist requiring you to handle storage barrels at the Anderson Air Force Base and supporting photographs verifying your handling of these barrels as well as the numerous reports of herbicides used and stored at the Air Force Base, it is conceded you were exposed to herbicides while on TDY in Guam.

Numerous medical statements and treatment records show treatment for larynx cancer which required total laryngectomy and hemithyroidectomy in 1993. You currently use a prosthesis for verbal communication. On December 31, 2003 it is noted you are 10 years status post TL and XRT for laryngeal cancer. You are currently doing well and dysphagia complaints are completely resolved with GERD treatment.

Service connection may be granted for specific diseases or conditions which are presumed to have been caused by service if manifested to a compensable degree following military discharge. Although not shown in service, service connection for cancer of the larynx with laryngectomy and hemithyroidectomy has been granted on the basis of presumption. Although you do not meet the requirement of service in the Republic of Vietnam for application of the presumption of exposure to herbicides, the overwhelming evidence does suggests you were exposed to herbicides while stationed in Guam. You are also shown to have a medical diagnosis of larynx cancer which is recognized as being associated with herbicide exposure, under 38 CFR 3.309e. Therefore, service connection for cancer of the larynx, status post laryngectomy and hemithyroidectomy is granted with an evaluation of 100 based on total laryngectomy and hemithyroidectomy.