

Re: Religious Exemption for Vaccinations	Date:
To:	From:

REQUEST FOR VACCINATION EXEMPTION ON RELIGIOUS GROUNDS

Exemption Request for Self: I, _____, hereby request a religious exemption from vaccination. My sincerely held religious beliefs require that I be exempt from being vaccinated. The following constitutes the bases for my request.

Exemption Request for Child: I, _____, hereby request a religious exemption from vaccination for my child, _____. My sincerely held religious beliefs require that I exempt my child from being vaccinated. The following constitutes the bases for my request.

The language should be revised according to whether the request is on behalf of a child or yourself.

I. **Standard: Disagreement With Belief Not Enough To Deny Exemption**

- A. The U.S. Equal Employment Opportunity Commission (EEOC) states that “Title VII of the Civil Rights Act of 1964 requires employers to make a reasonable accommodation for an employee's sincerely held religious beliefs as long as doing so does not pose an undue hardship on the employer.”¹ In a case involving a \$300,000 judgement against a hospital for refusing to grant a religious exemption for an influenza vaccine, the EEOC has stated that "when considering requests for religious accommodation, the Health Center must adhere to the definition of ‘religion’ established by Title VII and controlling federal court decisions, a definition that **forbids employers from rejecting accommodation requests based on their disagreement with an employee's belief**; their opinion that the belief is unfounded, illogical, or inconsistent in some way; or their conclusion that an employee's belief is not an official tenet or endorsed teaching of any particular religion or denomination."²
- B. If a person asserts a sincere religious belief, it is not the function of courts to further explore that belief. The U.S. Supreme Court, in *Thomas v. Rev. Bd. of Indiana*³, explained that “the resolution of that question is not to turn upon a judicial perception of the particular belief or practice in question; religious beliefs

need not be acceptable, logical, consistent, or comprehensible to others in order to merit First Amendment protection.”⁴ The *Thomas* Court further stated that “it is not within the judicial function and judicial competence to inquire whether the petitioner or his fellow worker more correctly perceived the commands of their common faith. Courts are not arbiters of scriptural interpretation.”⁵ The *Thomas* Court required that for the state to intrude on a person’s religious liberty requires the state to prove “it is the least restrictive means of achieving some compelling state interest.”⁶ That is a very high hurdle indeed.

II. Aborted Fetal Tissue Used in Making Vaccines

A. Vaccines often contain aborted fetal tissue, and those that do not contain aborted fetal tissue are often developed using aborted fetal tissues. For example, Dr. Brianne Barker, associate professor of biology at Drew University, explains that “in order to make the [Johnson and Johnson COVID-19] vaccine, the scientists give PerC6 [fetal] cells DNA so that they can make the parts of the virus and build that molecular machine—basically the PerC6 [fetal] cells are the factories that make the vaccine for us.”⁷ The PERC6 fetal cells are allegedly later filtered out of the J&J COVID-19 vaccine before it is put into vials for injection.⁸ Pfizer/BioNTech and Moderna used the HEK293 fetal cell lines in their testing stages for their COVID-19 vaccines.⁹

1. The HEK293 fetal line derived from an elective abortion in the 1970s is routinely used to produce proteins and cultivate viruses.¹⁰ HEK is an acronym for human embryonic kidney cells.
2. The WI-38 fetal line was derived from fetal tissues harvested from an elective abortion in the 1960s to generate the attenuated viruses.¹¹
3. The MRC-5 fetal line was derived from fetal lung tissues harvested from an elective abortion in 1966. The abortion records indicate that it was taken from a 14-week male fetus removed for psychiatric reasons from a 27-year-old woman with a genetically normal family history. MRC-5 is used to generate the attenuated viruses.¹²
4. The origin of PER.C6 fetal line is documented through direct testimony before the Food and Drug Administration’s Vaccines and Related Biological Products Advisory Committee from Dr. Alex Van Der Eb, who stated: “So I isolated retina [cells] from a fetus, from a healthy fetus as far as could be seen, of 18 weeks old. There was nothing special in the family history, or the pregnancy was completely normal up to 18 weeks, and it turned out to be a socially indicated abortus, abortus provocatus, and that was simply because the woman wanted to get rid of the fetus.”¹³ The

PER.C6 fetal line is currently used in the research and development of vaccines.

III. **Religious Authority for Exemption**

A. **God's Objection to Vaccines Expressed in the Holy Bible**

1. The head of my religion is Jesus Christ, and he does not write notes directly. But you are fortunate in that Jesus Christ has documented his sentiment about vaccines in his writings and has given me the authority to speak on his behalf. Indeed, Jesus Christ has documented his objection to the vaccines in a book called the Holy Bible, passages of which I cite below. Furthermore, I hereby incorporate by reference the entirety of the Holy Bible, Authorized (King James) Version.

B. **God Hates Nicolaitans (i.e., Ruling Clergy)**

1. We read in Revelation 2:6 that God hates the Nicolaitans. "But this thou hast, that thou hatest the deeds of the Nicolaitans, which I also hate." (Revelation 2:6) Who are the Nicolaitans that God hates? The very name, Nicolaitans, contains within it the character of those described. The word Nicolaitans consists of two Greek roots. The first is a Greek word, *nikos*, which is a noun meaning victory or victor; it can also take the form *nike*.¹⁴ The verb form of *nikos* is *nikao*, which means to prevail or overcome.¹⁵ The second half of Nicolaitans is the word *laos*, which means laity or common people.¹⁶ Putting the two words together, we understand that Nicolaitans are those in the church who have prevailed over the common people. It points directly to the distinction in the modern church between the clergy and the laity. It denotes those in the clergy who have worldly hegemony over the submissive laity or common church members.

C. **Jesus Christ is Head of the Church**

1. The church is a kingdom. That kingdom has a King. And that King is Jesus Christ. Christ is the "head of the body." Christ has preeminence in "all things." Colossians 1:18. "And he is the head of the body, the church: who is the beginning, the firstborn from the dead; that in all things he might have the preeminence." (Colossians 1:18) Preeminence means to have superiority over all others. Christ is to have preeminence in the church over "all things." Christ will not share his preeminence with anyone. *See* Isaiah 42:8. The Bible speaks in condemnation of Diotrefes because he sought to have preeminence in the church. 3 John 1:9-10. Indeed, Jesus could not have made it clearer.

D. **All Members of the Church Are Ministers**

1. The church is not like any other organization found on earth. That is because, while church members are on earth, the church remains a spiritual assembly. Further, the church's hierarchy is not like earthly hierarchies, where there is a progressive chain of authority leading to the head of the organization. The church's hierarchy is that there is one head, Jesus Christ, and the body is made up of "ministers." "As every man hath received the gift, even so minister the same one to another, as good stewards of the manifold grace of God." (1 Peter 4:10) There is no authoritative structure in a chain of authority leading to Christ. All church members are answerable individually to Jesus Christ. All church members are kings and priests. "And hast made us unto our God kings and priests: and we shall reign on the earth." (Revelation 5:10) That is why Jesus Christ is described as the **only potentate** and the **King of Kings**. Jesus is the King over his elect Kings, who are born again of the Holy Spirit. The authority of God's kingly elect is derived directly from Jesus Christ, through the Holy Spirit, because Jesus Christ is the **ONLY** potentate. "Which in his times he shall shew, who is the blessed and only Potentate, the King of kings, and Lord of lords;" (1 Timothy 6:15)

E. **Unction of the Holy Spirit**

1. The head of my religion, Jesus Christ, speaks through the Holy Spirit, who has all authority on earth to speak on behalf of Jesus. The Holy Spirit leads God's elect to all truth. "Howbeit when he, the Spirit of truth, is come, he will guide you into all truth: for he shall not speak of himself; but whatsoever he shall hear, that shall he speak: and he will shew you things to come." John 6:13. Those who are the elect of Jesus Christ are led by his Holy Spirit and will bear the fruit of that leading. "For as many as are led by the Spirit of God, they are the sons of God." (Romans 8:14) John explains how the Holy Spirit abiding in the believer gives him the faith that moves him to keep the commandments to love God and love his neighbor: "And he that keepeth his commandments dwelleth in him, and he in him. And hereby we know that he abideth in us, by the Spirit which he hath given us." (1 John 3:24) Each church member has the unction of the Holy Spirit and has standing to speak on issues of faith and doctrine. "But ye have an unction from the Holy One, and ye know all things." (1 John 2:20) All who are saved are given the understanding of God's word. "All scripture is given by inspiration of God, and is profitable for doctrine, for reproof, for correction, for instruction in righteousness:" (2 Timothy 3:16) We see in Job that inspiration means understanding. "But there is a

spirit in man: and the inspiration of the Almighty giveth them understanding." (Job 32:8) Inspiration through the unction of the Holy Ghost gives all who read God's word "understanding" of his word. His word is given by inspiration of the Holy Spirit to understand it. Jesus has documented his objection to the vaccines through his word in the Holy Bible, passages of which I cite below.

F. All Christians Must Obey God

1. The gospel message is that those who have saving faith and are thus justified will live by that faith. Their faith is a living faith, not a dead faith. "For therein is the righteousness of God revealed from faith to faith: as it is written, The just shall live by faith." Romans 1:17. See also Galatians 3:11. Indeed, God has a warning for those who purport to believe but who do not live by faith. "Now the just shall live by faith: but if any man draw back, my soul shall have no pleasure in him." (Hebrews 10:38) "Not every one that saith unto me, Lord, Lord, shall enter into the kingdom of heaven; but he that doeth the will of my Father which is in heaven." (Matthew 7:21) Faith brings obedience. It is special obedience wrought by God through faith that God imparts in the believer. "But now is made manifest, and by the scriptures of the prophets, according to the commandment of the everlasting God, made known to all nations for the obedience of faith." (Romans 16:26) We are called on to have nothing to do with evil. We are to avoid even the appearance of evil. We are to "abstain from all appearance of evil." 1 Thessalonians 5:22. Indeed, we are to reprove evil. "And have no fellowship with the unfruitful works of darkness, but rather reprove them." (Ephesians 5:11)

IV. Sincerely Held Religious Belief

A. My sincerely held religious belief is that abortion constitutes the unjustified killing of an unborn child. I base that belief on the teachings of Jesus Christ as contained in the Holy Bible.

1. God states that we are living souls from the moment of conception in the womb.
 - a. "For thou hast possessed my reins: thou hast covered me in my mother's womb. I will praise thee; for I am fearfully and wonderfully made: marvellous are thy works; and that my soul knoweth right well." (Psalms 139:13-14)
 - b. "Listen, O isles, unto me; and hearken, ye people, from far; The

LORD hath called me from the womb; from the bowels of my mother hath he made mention of my name.” (Isaiah 49:1)

2. Indeed, we are ordained to be living souls by God before our conception in our mothers’ womb. We are formed by God in the womb.
 - a. “Before I formed thee in the belly I knew thee; and before thou camest forth out of the womb I sanctified thee, and I ordained thee a prophet unto the nations.” (Jeremiah 1:5)
3. It is God who is the creator of all things, including the creator of each man in his mother’s womb.
 - a. “As thou knowest not what is the way of the spirit, nor how the bones do grow in the womb of her that is with child: even so thou knowest not the works of God who maketh all.” (Ecclesiastes 11:5)
4. God of the Lord of all, both born and unborn.
 - a. “I was cast upon thee from the womb: thou *art* my God from my mother’s belly.” (Psalms 22:10)
5. Fetuses in the womb are sentient. We see that in Luke when, Elizabeth was greeted by Mary, who was pregnant with Jesus. John the Babtist, who was unborn and in Elizabeth’s womb jumped for joy upon hearing the Mary’s greeting.
 - a. “And it came to pass, that, when Elisabeth heard the salutation of Mary, the babe leaped in her womb; and Elisabeth was filled with the Holy Ghost:” (Luke 1:41)
6. God hates the shedding of innocent blood.
 - a. “These six things doth the LORD hate: yea, seven are an abomination unto him: A proud look, a lying tongue, and **hands that shed innocent blood**, An heart that deviseth wicked imaginations, feet that be swift in running to mischief, A false witness that speaketh lies, and he that soweth discord among brethren.” (Proverbs 6:16-19)
7. The Holy Bible states that God elected Jacob as the heir to the promise. God elected Jacob before he was born.

- a. “That is, They which are the children of the flesh, these are not the children of God: but the children of the promise are counted for the seed. For this is the word of promise, At this time will I come, and Sara shall have a son. And not only this; but when Rebecca also had conceived by one, even by our father Isaac; (For the children being not yet born, neither having done any good or evil, that the purpose of God according to election might stand, not of works, but of him that calleth;) It was said unto her, The elder shall serve the younger. As it is written, Jacob have I loved, but Esau have I hated.” (Romans 9:8-13)
 - b. Notice also what God states about Jacob and Esau. God elected Jacob before they were born and before either he or Esau had done any good or evil. That means that children who are aborted have not done any evil. There is no justification for their death; they are innocent. The killers are culpable, and those who encourage and abet them in their deadly scheme are accomplices in that sin. Unless they repent and turn in faith to Jesus Christ, they will be punished by God accordingly. *See* Matthew 25:31-46; Romans 2:3-9; 2 Corinthians 5:10; Revelation 20:11-15.
8. Abortion is homicide. God has commanded that we shall not kill one another.
- a. “Thou shalt not kill.” (Exodus 20:13)
- B. My sincere Christian beliefs are founded on the Holy Bible. The Bible says: "For the life of the flesh is in the blood..." Leviticus 17:11, and "... the life of all flesh; the blood of it is for the life thereof." Leviticus 17:14.
1. Therefore, in order to preserve the life of my flesh, I must keep my blood unpolluted from foreign proteins, antigens, adjuvants, and other pollutants that are typically found in vaccines.
- C. Vaccines are given to people who are well. It is against my faith to be injected with a vaccine when I am not ill. To do so is to take on a spirit of fear and reliance on man rather than God.
1. “But when Jesus heard that, he said unto them, They that be whole need not a physician, but they that are sick.” (Matthew 9:12)
 2. “For God has not given us a spirit of fear, but of power and of love and of a sound mind” (2 Timothy 1:7).

D. As a Christian, I am religiously bound to care for my body as it is the temple of the Holy Spirit.

1. "Know ye not that ye are the temple of God, and that the Spirit of God dwelleth in you? If any man defile the temple of God, him shall God destroy; for the temple of God is holy, which temple ye are." (1 Corinthians 3:16-17)
2. "What? know ye not that your body is the temple of the Holy Ghost which is in you, which ye have of God, and ye are not your own? For ye are bought with a price: therefore glorify God in your body, and in your spirit, which are God's." (1 Corinthians 6:19-20)
3. It is the wish of God that we prosper in our physical health. "Beloved, I wish above all things that thou mayest prosper and be in health, even as thy soul prospereth." 3 John 1:2.
4. I sincerely believe that vaccines are detrimental to my health, and thus, it would violate my sincerely held religious beliefs to harm my body by being vaccinated.

a. Vaccine-Induced Allergies

- (1) Vinu Arumugham, in an article written for the Journal of Developing Drugs, reveals that "Nobel Laureate Charles Richet demonstrated over a hundred years ago that injecting a protein into animals or humans causes immune system sensitization to that protein."¹⁷ What does that mean for the person receiving the vaccine? Arumugham explains that "[s]ubsequent exposure to the protein can result in allergic reactions or anaphylaxis."¹⁸ Thus, food proteins injected into a person through a vaccine can have the effect of causing a subsequent allergic reaction by that person who subsequently eats food that contains the food proteins in the vaccine. That means that vaccines can cause food allergies. Arumugham reveals that this scientific fact of vaccine-induced allergies "has since been demonstrated over and over again in humans and animal models."¹⁹ Vaccines contain food proteins derived from chicken eggs, casein, gelatin, soy, agar, etc. Those ingredients sound innocent enough. And if they were eaten they would not be harmful, and indeed would be nutritious. But when those

same ingredients are injected into a human body, in a significant number of cases, a person to develop an allergic reaction or even anaphylaxis to that food protein. The allergic reaction is caused because accompanying the food protein is an adjuvant whose purpose is to stimulate the immune response of the body to the antigen. The problem is that the stimulated immune response is not limited to the antigen. The body also develops an immune response to the food proteins in the vaccine. The stimulated immune response to the food protein causes an allergic response to the food when consumed. For example, casein is a phosphoprotein derived from milk. Trace amounts of casein are often found in vaccines. Indeed, the DTaP children's vaccine is cultured using bovine casein as a medium. There has been an explosion of people who have developed allergies to milk. According to the American College of Allergy, Asthma, and Immunology, "cow's milk is the most common food allergy in children under the age of 5."²⁰ It is probable that milk allergies in young children are a direct result of the stimulated immune response to the bovine casein in the DTaP vaccine.

b. Aluminum Adjuvants in Vaccines

- (1) Vaccines contain adjuvants that are designed to stimulate the immune response to the antigen in the vaccine. A common adjuvant is aluminum.²¹ Indeed, the CDC lists aluminum, aluminum hydroxide, aluminum phosphate, aluminum sulfate, or aluminum hydroxyphosphate sulfate as ingredients in 27 vaccines.²² Aluminum is a dangerous neurotoxin and carcinogen. Research has established that "[t]he adverse neurologic, hematopoietic, skeletal, respiratory, immunologic, and other effects associated with excessive aluminum (Al) exposures are well known."²³ Research has proven that the neurological effects of aluminum include "impairment on neurobehavioral tests for psychomotor and cognitive performance and an increased incidence of subjective neurological symptoms."²⁴ Indeed, "studies clearly identify the nervous system as the most sensitive target of aluminum toxicity."²⁵ In studies involving "intramuscular administration of aluminum hydroxide or aluminum phosphate vaccine adjuvants in rabbits, increased levels of aluminum were found in the

kidney, spleen, liver, heart, lymph nodes, and brain (in decreasing order of aluminum concentration).²⁶

c. Mercury Preservatives in Vaccines

- (1) On or about 1999, the U.S. Food and Drug Administration (FDA) determined that mercury in vaccines, in the form of thimerosal, exceeded FDA guidelines for mercury exposure. Mercury is a known neurotoxin. The mercury safety standards were determined by measuring methylmercury. But the mercury in thimerosal metabolizes in the body as ethylmercury. The FDA had no safety guidelines for ethylmercury. The FDA did not know what to do so, they correctly required vaccine companies to reduce or eliminate the use of thimerosal in vaccines. The CDC identifies thimerosal as a preservative that is still being used in vaccines. While thimerosal has been removed from childhood vaccines, according to the CDC, it remains an ingredient in influenza and tetanus and diphtheria vaccines.²⁷

d. Polyethylene Glycol (PEG) in Vaccines

- (1) Both the Moderna and the Pfizer/BionTech COVID-19 mRNA vaccines contain lipids, which have polyethylene glycol as part of the lipid ingredients.²⁸ PEG has been proven to cause hypersensitivity reactions.²⁹ A hypersensitivity reaction is a type of exaggerated or inappropriate immune response that can include anaphylaxis.³⁰ “The Anaphylaxis is a medical emergency because can lead to an acute, life-threatening respiratory failure.”³¹ Indeed, as of March 5, 2021, “at least 1,689 recipients of the Pfizer and Moderna injections have reported anaphylactic or serious allergic reactions.”³² The anaphylaxis was predictable. Prior research documented the detrimental effects of PEG on drug delivery. On September 25, 2020, Robert Kennedy, Jr., warned the FDA and NIH about the dangers of PEG in the (at that time) proposed mRNA vaccines.³³ No action was taken by the FDA, NIH, Moderna, or Pfizer to mitigate the risk inherent in the mRNA vaccine PEG excipients.

e. Polysorbate 80 in Vaccines

- (1) Polysorbate 80 is an excipient contained in the Johnson & Johnson (aka Janssen) COVID-19 vaccine.³⁴ It is also an ingredient in the following vaccines: DtaP-IPV, Hep B influenza Meningococcal, Pneumococcal, Rotavirus, Tdap, Shingles.³⁵ Polysorbate 80 has been proven to cause hypersensitivity reactions.³⁶ A hypersensitivity reaction is a type of exaggerated or inappropriate immune response that can include anaphylaxis.³⁷ “The Anaphylaxis is a medical emergency because it can lead to an acute, life-threatening respiratory failure.”³⁸ Indeed, CNBC reported that “[t]wo trial participants suffered severe allergic reactions shortly after getting Johnson & Johnson’s Covid-19 vaccine.”³⁹

E. It is a sin to physically, morally, or spiritually harm a child.

1. “It were better for him that a millstone were hanged about his neck, and he cast into the sea, than that he should offend one of these little ones.” Luke 17:2.
2. We are called by God to protect our children from harm in the same way we would protect ourselves from harm. “And as ye would that men should do to you, do ye also to them likewise.” (Luke 6:31).
3. Giving vaccinations to children has been proven to be harmful to their health. To submit my child to be vaccinated makes me an accomplice to sin.
 - a. In a study funded by The Institute for Pure and Applied Knowledge (IPAK) and published in the International Journal of Environmental Research and Public Health it was determined that unvaccinated children are significantly healthier than vaccinated children.⁴⁰ The conclusion from the study is that vaccinating children causes them to suffer a “significant” increase in asthma, allergies, breathing issues, behavioral issues, ADHD, respiratory infections, otitis media (ear infections), ear pain, infections, conjunctivitis (eye infections), eye disorders, eczema, dermatitis, urticaria (hives), and anemia.
 - b. Scientific studies have proven that vaccines cause autism and allergies in children.⁴¹
 - c. In a randomized study published by the highly respected Dr. Peter

Aaby found that the Diphtheria–Tetanus–Pertussis (DTP) vaccine caused children to die at a higher rate than unvaccinated children.⁴² The increased mortality is striking. The study found that the mortality rate for children receiving a DTP vaccine is ten (10) times the mortality rate for children that received no vaccination at all.

- d. Mark Blaxill and Amy Becker studied mortality rates during the COVID-19 lock-downs. They discovered a startling fact. Infant mortality actually went down during the lockdown. There was a significant decrease in the number of infant deaths. Blaxill and Becker attributed that drop to the inability of parents to do well-baby doctor checkups with the obligatory vaccinations. Fewer vaccines = fewer infant deaths. The decrease was significant. With the fewer vaccinations, there were 30% fewer infant deaths in the U.S. during the COVID-19 lockdowns.⁴³

F. Vaccination is a Heathen Religious Practice

- 1. A little-known fact is that the ineffective and dangerous practice of vaccination can be traced not to Dhanwantari (1,500 B.C.), who was considered the Vedic Father of Medicine.⁴⁴ The practice of injecting vaccines is founded on a Hindu religious superstition. Vaccination is a religious practice that has been proven to be medically ineffective and harmful.⁴⁵
 - a. The Hindu religion is a heathen religion. God commands us to have nothing to do with heathen practices. “And have no fellowship with the unfruitful works of darkness, but rather reprove them.” Ephesians 5:11. We are called on to avoid such practices. “Beware lest any man spoil you through philosophy and vain deceit, after the tradition of men, after the rudiments of the world, and not after Christ.” Colossians 2:8.
 - b. Christians have nothing religiously in common with Hindus. We are not to practice their heathen religion that masquerades under the guise of medicine. Christians are to separate themselves from the religious practices of heathens. “Be ye not unequally yoked together with unbelievers: for what fellowship hath righteousness with unrighteousness? and what communion hath light with darkness? And what concord hath Christ with Belial? or what part hath he that believeth with an infidel? And what agreement hath the temple of God with idols? for ye are the temple of the living

God; as God hath said, I will dwell in them, and walk in them; and I will be their God, and they shall be my people. Wherefore come out from among them, and be ye separate, saith the Lord, and touch not the unclean thing; and I will receive you, And will be a Father unto you, and ye shall be my sons and daughters, saith the Lord Almighty.” (2 Corinthians 6:14-18)

V. It Is Illegal to Require COVID-19 Vaccination

A. On August 23, 2021, the FDA published the following announcement in a letter:

On August 23, 2021, FDA approved the biologics license application (BLA) submitted by BioNTech Manufacturing GmbH for COMIRNATY (COVID-19 Vaccine, mRNA) for active immunization to prevent COVID-19 caused by SARS-CoV-2 in individuals 16 years of age and older.⁴⁶

B. The letter contains the following pertinent information:

[T]he EUA will remain in place for the Pfizer-BioNTech COVID-19 vaccine for the previously-authorized indication and uses.⁴⁷

C. Please notice that there are two vaccines discussed in the letter with two distinct legal identities. The FDA pointed out in a footnote in the authorization letter that the vaccines are not identical. “The products are legally distinct with certain differences that do not impact safety or effectiveness.”⁴⁸ The two distinct vaccines are:

1) COMIRNATY (COVID-19 Vaccine, mRNA) and

2) Pfizer-BioNTech COVID-19 vaccine.

D. The Pfizer-BioNTech COVID-19 vaccine remains unapproved and under its original emergency use authorization (EUA). At the same time, the FDA has approved COMIRNATY (COVID-19 Vaccine, mRNA).⁴⁹

E. Vaccines can be authorized for use in an emergency by the FDA while undergoing experimental trials. Authorization for use in an emergency is not the same as approval. Such investigational vaccines are not approved by the FDA. COVID-19 vaccines are “investigational vaccines” authorized under an emergency use authorization (EUA). An investigational vaccine is, by definition, an experimental vaccine. Investigational vaccines being used under an EUA are “still in the testing and evaluation phase and are not licensed for use in the general public.”⁵⁰

- F. The FDA states that “Comirnaty has the same formulation as the EUA vaccine and is administered as a series of two doses, three weeks apart.”⁵¹ The FDA further explains that “[t]he [approved] vaccine has been known as the Pfizer-BioNTech COVID-19 Vaccine, and will now be marketed as Comirnaty (koe-mir’-na-tee), for the prevention of COVID-19 disease in individuals 16 years of age and older.”⁵² But keep in mind that, while the two vaccines have the same formula, they are not identical. They have “certain differences,” which were not specified; and they are “legally distinct.”
- G. Thus, we have two substantially similar vaccines, one being administered under an EUA and another under FDA approval. The problem is that the approved vaccine, COMIRNATY (COVID-19 Vaccine, mRNA), is now manufactured in Germany by Pfizer and BioNTech, a company that works in partnership with Pfizer.⁵³ A footnote in the letter states:

Although COMIRNATY (COVID-19 Vaccine, mRNA) is approved to prevent COVID-19 in individuals 16 years of age and older, there is not sufficient approved vaccine available for distribution to this population in its entirety at the time of reissuance of this EUA.⁵⁴

- H. That means that it is not yet available in the U.S. Thus, all of the COVID-19 vaccines now being administered in the U.S. under the Pfizer-BioNTech partnership are being administered under the EUA. The effect of that is that the public thinks that it is getting an approved vaccine under the legal standards for an approved vaccine, but in reality, they are receiving an EUA vaccine that comes with all of the legal vulnerabilities of an EUA vaccine.
- I. The Food and Drug Administration granted emergency use authorization (EUA) for the COVID-19 vaccines. None of the COVID-19 vaccines are approved by the FDA. Aaron Siri is the Managing Partner of Siri & Glimstad LLP. He has published a legal opinion that “federal law prohibits employers and others from requiring vaccination with a Covid-19 vaccine distributed under an EUA.”⁵⁵ The FDA’s guidance on emergency use authorization of medical products requires the FDA to “ensure that recipients are informed to the extent practicable given the applicable circumstances ... That **they have the option to accept or refuse the EUA product** ...”⁵⁶ In the same vein, when Dr. Amanda Cohn, the executive secretary of the CDC’s Advisory Committee on Immunization Practices, was asked if Covid-19 vaccination can be required, she responded that under an EUA, “**vaccines are not allowed to be mandatory. So, early in this vaccination phase, individuals will have to be consented and they won’t be able to be mandatory.**”⁵⁷ Cohn later affirmed that this prohibition on requiring the vaccines applies to organizations, including hospitals.⁵⁸ The EUAs for COVID-19 vaccines require facts sheets to be given to vaccination providers and recipients. These fact

sheets make clear that getting the vaccine is optional. For example, the fact sheet for recipients states that, “It is your choice to receive or not receive the Covid-19 Vaccine,” and if “you decide to not receive it, it will not change your standard of medical care.” Aaron Siri points out that the FDA’s position that the COVID-19 vaccines authorized under an EUA cannot be mandated is because of the fact that informed consent is required by federal statute. Siri explains that “the same section of the Federal Food, Drug, and Cosmetic Act that authorizes the FDA to grant emergency use authorization also requires the secretary of Health and Human Services to **“ensure that individuals to whom the product is administered are informed ... of the option to accept or refuse administration of the product.”**⁵⁹ Finally, it is well established principle that non-consensual human medical experimentation is a violation of the Nuremberg Code and customary international law. *See Abdullahi v. Pfizer*, 562 F.3d 163, 174-188 (2nd Cir. 2009).

J. It Violates My Sincerely Held Religious Beliefs to be an Accomplice to Illegality

1. We are to avoid even the appearance of evil. We are to "abstain from all appearance of evil." 1 Thessalonians 5:22. Indeed, we are to reprove evil. "And have no fellowship with the unfruitful works of darkness, but rather reprove them." (Ephesians 5:11) “Let every soul be subject unto the higher powers. For there is no power but of God: the powers that be are ordained of God. Whosoever therefore resisteth the power, resisteth the ordinance of God: and they that resist shall receive to themselves damnation. For rulers are not a terror to good works, but to the evil. Wilt thou then not be afraid of the power? do that which is good, and thou shalt have praise of the same: For he is the minister of God to thee for good. But if thou do that which is evil, be afraid; for he beareth not the sword in vain: for he is the minister of God, a revenger to execute wrath upon him that doeth evil. Wherefore ye must needs be subject, not only for wrath, but also for conscience sake.” (Romans 13:1-5) We are called on to submit to the supreme law of the land, which is the U.S. Constitution and constitutional statutes.⁶⁰ We are to obey the civil authorities as long as such obedience conforms with God’s precepts. When there is a conflict, “[w]e ought to obey God rather than men.” Acts 5:29. When there is no conflict, and the government has not usurped power not granted to it in the U.S. Constitution, we are called on to obey the civil powers.

Endnotes

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