

Notes for Monday, April 27, 2020

Laws that You Need to Know

U.S. Constitution:

Article One, Section 8, clause 8, To promote the progress of science and useful arts, by securing for limited times to authors and inventors the exclusive right to their respective writings and discoveries

Article One, Section 9, clause 2, which states that "The privilege of the writ of *habeas corpus* (a recourse in law challenging the reasons or conditions of a person's confinement) shall not be suspended, unless when in cases of rebellion or invasion the public safety may require it."

The Sherman Act:

15 U.S. Code § 1. Trusts, etc., in restraint of trade illegal; penalty

Every contract, combination in the form of trust or otherwise, or conspiracy, in restraint of trade or commerce among the several States, or with foreign nations, is declared to be illegal.

Every person who shall make any contract or engage in any combination or conspiracy hereby declared to be illegal shall be deemed guilty of a felony, and, on conviction thereof, shall be punished by fine not exceeding \$100,000,000 if a corporation, or, if any other person, \$1,000,000, or by imprisonment not exceeding 10 years, or by both said punishments, in the discretion of the court.

The Clayton Act:

15 U.S. Code §2 Monopolizing trade a felony; penalty: Every person who shall monopolize, or attempt to monopolize, or combine or conspire with any other person or persons, to monopolize any part of the trade or commerce among the several States, or with foreign nations, shall be deemed guilty of a felony, and, on conviction thereof, shall be punished by fine not exceeding \$10,000,000 if a corporation, or, if any other person, \$350,000, or by imprisonment not exceeding three years, or by both said punishments, in the discretion of the court.

15 U.S. Code § 19 Interlocking directorates and officers:

(a)(1) No person shall, at the same time, serve as a director or officer in any two corporations (other than banks, banking associations, and trust companies) that are—

(A) engaged in whole or in part in commerce; and

(B) by virtue of their business and location of operation, competitors, so that the elimination of competition by agreement between them would constitute a violation of any of the antitrust law.

On April 25, 2003, the United States Department of Health and Human Services Centers for Disease Control and Prevention (hereinafter, "CDC") filed an application for a United States (Application Number US46592703P, subsequently issued as U.S. Patent 7,776,521) entitled "Coronavirus isolated from humans". Claim 3 –A method of detecting a severe acute respiratory syndrome-associated coronavirus (SARS-CoV) in a sample...; and, Claim 4 - A kit for detecting a severe acute respiratory syndrome-associated coronavirus (SARS-CoV) in a sample..., provided the CDC with a statutory market exclusion right the detection of and sampling for severe acute respiratory syndrome-associated coronavirus (SARS-CoV). **Securing this right afforded the CDC exclusive right to research, commercially exploit, or block others from conducting activities involving SARS-CoV since 2003.** On September 24,

2018, the CDC failed to pay the required maintenance fees on this patent and their rights expired with no notification issued by CDC alerting the private sector to this decision.

From April 2003 until September 2018, the CDC owned SARS-CoV, its ability to be detected and the ability to manufacture kits for its assessment. During this 15-year period, the effect of the grant of this right – ruled unconstitutional in 2013 by the United States Supreme Court in the case of *Association for Molecular Pathology et al. v. Myriad Genetics* – meant that the commercial exploitation of any research or commercial activity in the United States involving SARS-CoV would constitute an infringement of CDC’s illegal patent.

It appears that, during the period of patent enforcement and after the Supreme Court ruling confirming that patents on genetic material was illegal, the CDC and National Institute of Allergy and Infectious Diseases led by Anthony Fauci (hereinafter “NIAID” and “Dr Fauci”, respectively) entered into trade among States (including, but not limited to working with Ecohealth Alliance Inc.) and with foreign nations (specifically, the Wuhan Institute of Virology and the Chinese Academy of Sciences) through the 2014 *et seq* National Institutes of Health Grant R01AI110964 to exploit their patent rights.

It further appears that, during the period of patent enforcement and after the Supreme Court ruling confirming that patents on genetic material were illegal, the CDC and National Institute of Allergy and Infectious Diseases (hereinafter “NIAID”) entered into trade among States (including, but not limited to working with University of North Carolina, Chapel Hill) and with foreign nations (specifically, the Wuhan Institute of Virology and the Chinese Academy of Sciences represented by Zheng-Li Shi) through U19AI109761 (Ralph S. Baric), U19AI107810 (Ralph S. Baric), and National Natural Science Foundation of China Award 81290341 (Zheng-Li Shi) *et al.* 2015-2016

It further appears that, during the period of patent enforcement and after the Supreme Court ruling confirming that patents on genetic material was illegal, the CDC and NIAID entered into trade among States (including, but not limited to working with University of North Carolina, Chapel Hill) and with foreign nations to conduct chimeric construction of novel coronavirus material with specific virulence properties prior to, during, and following the determination made by the National Institutes for Health in October 17, 2014 that this work was not sufficiently understood for its biosecurity and safety standards.

In this inquiry, it is presumed that the CDC and its associates were: a) fully aware of the work being performed using their patented technology; b) entered into explicit or implicit agreements including licensing, or other consideration; and, c) willfully engaged one or more foreign interests to carry forward the exploitation of their proprietary technology when the U.S. Supreme Court confirmed that such patents were illegal and when the National Institutes of Health issued a moratorium on such research.

Reportedly, in January 2018, the U.S. Embassy in China sent investigators to Wuhan Institute of Virology and found that, “During interactions with scientists at the WIV laboratory, they noted the new lab has a serious shortage of appropriately trained technicians and investigators needed to safely operate this high-containment laboratory.” The *Washington Post* reported that this information was contained in a cable dated 19 January 2018. Over a year later, in June 2019, the CDC conducted an inspection of Fort Detrick’s U.S. Army Medical Research Institute of Infectious Diseases (hereinafter “USAMRIID”) and ordered it closed after alleging that their inspection found biosafety hazards. A report in the journal *Nature* in 2003 (423(6936): 103) reported cooperation between CDC and USAMRIID on coronavirus research followed by considerable subsequent collaboration. The CDC, for what appear to

be the same type of concern identified in Wuhan, elected to continue work with the Chinese government while closing the U.S. Army facility.

The CDC reported the first case of SARS-CoV like illness in the United States in January 2020 with the CDC's Epidemic Intelligence Service reporting 650 clinical cases and 210 tests. Given that the suspected pathogen was first implicated in official reports on December 31, 2019, one can only conclude that CDC: a) had the mechanism and wherewithal to conduct tests to confirm the existence of a "novel coronavirus"; or, b) did not have said mechanism and falsely reported the information in January. It tests credulity to suggest that the WHO or the CDC could manufacture and distribute tests for a "novel" pathogen when their own subsequent record on development and deployment of tests has been shown to be without reliability.

Around March 12, 2020, in an effort to enrich their own economic interests by way of securing additional funding from both Federal and Foundation actors, the CDC and NIAID's Dr. Fauci elected to suspend testing and classify COVID-19 by capricious symptom presentation alone. Not surprisingly, this was necessitated by the apparent *fall in cases* that constituted Dr. Fauci's and others' criteria for depriving citizens of their 1st Amendment rights. At present, the standard according to the Council of State and Territorial Epidemiologists Interim-20-ID-01 for COVID-19 classification is:

In outpatient or telehealth settings at least two of the following symptoms: fever (measured or subjective), chills, rigors, myalgia, headache, sore throat, new olfactory and taste disorder(s)

OR

at least one of the following symptoms: cough, shortness of breath, or difficulty breathing OR Severe respiratory illness with at least one of the following:

- *Clinical or radiographic evidence of pneumonia, or*
- *Acute respiratory distress syndrome (ARDS).*

AND No alternative more likely diagnosis

Laboratory Criteria for Reporting

- *Detection of SARS-CoV-2 RNA in a clinical specimen using a molecular amplification detection test.*
- *Detection of specific antigen in a clinical specimen.*
- *Detection of specific antibody in serum, plasma, or whole blood indicative of a new or recent infection. * *serologic methods for diagnosis are currently being defined*

After inflicting grave harm to the citizens of the United States of America in economic hardships resulting from their allegation of an "epidemic" or "pandemic", the CDC and the NIAID set forth, and the President of the United States and various Governors in the respective States promulgated, standards for lifting conditions in violation of the 1st Amendment to the Constitution that serve exclusively to enrich them. Both the presence of a vaccine or treatment and, or, the development of testing – both that solely benefit the possible conspiring parties and their co-conspirators – are set as a condition for re-opening the country. This appears to be an unambiguous violation of the Sherman Act and, if so, should be prosecuted immediately to the full extent of the law.

The CDC and WHO elected to commit to a narrative of a novel coronavirus – exhibiting properties that were anticipated in the U.S. Patent 7,618,802 issued to the University of North Carolina Chapel Hill's Ralph Baric – and, in the absence of testing protocols, elected to insist that SARS-CoV-2 was the

pathogen responsible for conditions that were consistent with moderate to severe acute respiratory syndrome.

U.S. Constitution:

Article One, Section 8, clause 8, To promote the progress of science and useful arts, by securing for limited times to authors and inventors the exclusive right to their respective writings and discoveries

By Renewing their Illegal Patents on **February 17, 2014 the CDC violated Article 1, Section 8, Clause 8 of the U.S. Constitution**

By Renewing their Illegal Patents on **February 17, 2014 the CDC willfully violated the law using tax payer funds in light of the Supreme Court ruling on June 13, 2013**

Article One, Section 9, clause 2, which states that "The privilege of the writ of *habeas corpus* (a recourse in law challenging the reasons or conditions of a person's confinement) shall not be suspended, unless when in cases of rebellion or invasion the public safety may require it."

On March 4, 2020, California Governor Gavin Newsome appears to have violated the law of the State of California by issuing Executive Order N-33-20 based on the "threat of COVID-19" with no evidence that such threat existed as confirmed by serology or confirmed immunologic evidence. The Government Code sections cited in the Order (Government Code sections 8567, 8627, and 8665) require that criteria be met which do not include the "threat" of any condition but evidence of said condition. At that time, neither the CDC nor the WHO had sufficient testing in place to: a) confirm and isolate "a novel coronavirus" from other coronaviruses; b) California did not have pathology data to suggest that an epidemic was imminent; and, c) the rest of the United States was equally incapable of making any such assessment as a result of the aforementioned conspiring parties actions. Governor Newsome's Executive Order, followed by numerous other similar orders, all are based on the threat of a thing that may or may not exist.

THERE IS NO CLINICAL DATA SHOWING THAT THE RESTRAINT OF HEALTHY INDIVIDUALS HAS ANY EMPRIICAL DATA SUPPORTING ITS USE. NO EVIDENCE SUPPORTING EMERGENCY DECLARATIONS HAVE BEEN OFFERED WITH THE EXECPTION OF STATEMENTS MADE BY COLLUDING PARTIES SEEKING TO BENEFIT FROM VACCINATIONS, TESTING OR THE COMBINATION – NEITHER OF WHICH CAN BE REASONABLY EXPECTED GIVEN PATENTS GRANTED TO AND HELD BY COLLUDING PARTIES.

Sherman Act and Clayton Act violations receiving and directing funding only to those parties colluding around the infringement of the CDC's illegal patent.

- **CDC; NIAID; University of North Carolina, Chapel Hill; Wuhan Institute of Virology; National Institutes of Health; U.S. Department of Health and Human Services; President's Task Force; Governors except North Dakota, Nebraska, Arkansas, Utah, Wyoming, South Dakota, and Oklahoma**

Possible violation of 15 U.S. Code § 19

- Dr. Fauci is on the Leadership Council of the Bill and Malinda Gates Global Vaccine Action Plan
- Leah Devlin, DDS, MPH CDC Foundation Board – UNC Chapel Hill

DOMESTIC TERRORISM - Still in Effect Until March 15, 2020

Section 802 of the USA PATRIOT Act (Pub. L. No. 107-52) expanded the definition of terrorism to cover ""domestic,"" as opposed to international, terrorism. A person engages in domestic terrorism if they do an act "dangerous to human life" that is a violation of the criminal laws of a state or the United States, if the act appears to be intended to: (i) intimidate or coerce a civilian population; (ii) influence the policy of a government by intimidation or coercion;

What Can You Do? – Draft Letter to ACLU, U.S. Attorney for Your District, Congressman/Woman/Senator/Attorney General

To Whom It May Concern:

The Declaration of a State of Emergency and the ensuing lockdown – which exempts persons deemed “essential” without any basis in scientific fact or in Critical Infrastructure definition under the U.S. DHS – violates the legal standard set forth in *Jew Ho v. Williamson*, 103 F. 10, 26 (C.C.N.D. Cal. 1900).

Due to the facts outlined here: <http://www.invertedalchemy.com/2020/04/covid-19-anti-trust-argument.html>

1. The Governor of Virginia could not have known that there was a virulent outbreak caused by a single pathogen (reportedly SARS CoV-2) when declaring the State of Emergency;
2. No scientific evidence has been offered justifying the declaration – mere reporting of mortality and morbidity based on pneumonia symptoms does not an epidemic or pandemic make;
3. The Governor failed to provide adequate testing to confirm or deny the presence or absence of “a novel coronavirus” and, based on recent reports from incarcerated persons, it would appear that positive tests COULD NOT have been based on community transmission as 96% of confined persons have tested positive according to Reuters; and,
4. No effort has been made by the Governor or regional health authorities to overturn the established science published in JAMA that facemasks should not be worn by healthy individuals (https://jamanetwork.com/journals/jama/fullarticle/2762694?fbclid=IwAR3f10GKsPfg16ths4EK E6od7JrZT15U_CJ-OQJo96fMTbZWxuQDc_NGuU) and that social distancing that involves the confinement of healthy individuals has neither been tested nor validated with any science whatsoever.

I kindly request that you take this matter up on behalf of the Citizens of Virginia.