

By affixing our signatures below, we respectfully petition both Governor Jim Justice of the State of West Virginia, and the West Virginia State Legislature to take the following actions on behalf of the Citizens of the State of West Virginia pursuant to the 10<sup>th</sup> Amendment of the U.S. Constitution as ratified on 15 December 1791.

**Whereas:** The Spike Protein of SARS-CoV-2 virus is the direct result of Gain-of-Function (GoF) research on Corona Viruses, and

**Whereas:** this Gain-of-Function research was funded by West Virginia and U.S. taxpayers via Federal Agencies, including but not limited to, the NIH, NIAID, DOD, HHS, NSF, and the USAID, and

**Whereas:** these Federal Agencies have paid monies to multiple Universities, Public and Private Corporations for Gain-of-Function research, in addition to and including but not limited to, Peter Daszak of EcoHealth, who subsequently funneled these monies including but not limited to, Professor Ralph Baric at the University of North Carolina – Chapel Hill, and Professor Shi Zhengli at the Wuhan Institute of Virology, and

**Whereas:** this has resulted in a pandemic that has cost more American lives than any war in U.S. history including WWII, The Civil War, or all other U.S. Wars combined, and

**Whereas:** The EUA documents filed by Pfizer, Moderna, and Janssen all demonstrate that the use of these Experimental Drug/Vaccines that include either the mRNA or dsDNA of the Spike Protein produced by this Gain-of-Function Research, do NOT statistically reduce the incidence of COVID-19, and

**Whereas:** by definition this Spike Protein is pursuant to the terms and conditions of the Biological Weapons Convention Treaty (BWCT) is a violation of the Biological Weapons Convention Treaty, and

**Whereas:** the failure to require and provide written Informed Consent to individuals being given an Experimental Drug, which these Vaccines are by definition; is a violation of (1) The 1947 Nuremberg Code, (2) The International Covenant on Civil and Political Rights (ICCPR) Treaty, and (3) The American Medical Association (AMA) Code of Ethics.

**We respectfully and formally request:** That Governor Jim Justice and the West Virginia legislature pass legislation and/or executive action that protect consumers from businesses denying entry to consumers who don't have vaccine or mask pursuant to the 10<sup>th</sup> Amendment to the U.S. Constitution.

**We respectfully and formally request:** That Governor Jim Justice and the legislature provide an exemption from any vaccine documents including vaccine passports for consumers and citizens of the State of West Virginia pursuant to the 10<sup>th</sup> Amendment to the U.S. Constitution.

**We respectfully and formally request:** That Governor Jim Justice and the legislature pass legislation protecting consumers from any and types of discrimination if a consumer decides not to wear a mask or take a vaccine. In other words, no business, company, or entity can force its employees or consumers to take a vaccine or wear a mask pursuant to the 10<sup>th</sup> Amendment to the U.S. Constitution.

Signatories

*Richard M Fleming, PhD, MD, JD*

Date: 5 June 2021

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**Please Send To:**

West Virginia Governor Jim Justice  
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