

Dear Board Members- I am commenting on the mask mandate in our schools in SM County

**"Looking for evidence that confirms what you currently believe is true - that's called Confirmation Bias."**

I would like you to allow yourself to have an open mind to learn new information to support the health of our growing children.

As a worker with small children, I used to wear "face window" masks. It became embarrassing as my exhaled air became a river of water running down that window. I was shocked to be honest and thought, wow that IS in MY mask when I wear a cloth or medical one for just 10 Minutes talking! That cannot be healthy. I am inhaling my respiration droplets and my mask is soaking up that of others! Gross! Anyone germophobic?!

There are no efficacy standards on child-sized masks and respirators under OSHA, but there are proven microbial challenges as well as breathing difficulties that are created and exacerbated by masking children.

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8072811/>

Requiring children to wear a mask sets the stage for contracting any infection, including COVID-19, and making the consequences of that infection much graver. In essence, a mask may very well put children (and adults likewise) at an increased risk of infection, and if so, having potentially a worse outcome.

Children have been repeatedly shown to be cleared as a cause of the contagion spread. It is well-accepted that children have a statistically zero chance of dying from COVID. The CDC shows the K-12 mortality rate from or with COVID is .00003. Any intervention, especially one that is prophylactic, must cause fewer harms to the recipient than the infection.

(Dr Song: Stanford trained Pediatrician in this great and comprehensive, science based article:

<https://healthykidshappykids.com/2021/06/14/should-kids-get-a-covid-19-vaccine/> )

Anthony Fauci was very clear that asymptomatic transmission is never a threat. He stated: **"in all the history of respiratory-borne viruses of any type, asymptomatic transmission has never**

been the driver of outbreaks. The driver of outbreaks is never an asymptomatic person."

CALIFORNIA EDUCATION CODE §49005.8 PROHIBITS PHYSICAL RESTRAINT TECHNIQUES THAT OBSTRUCTS A PUPIL'S RESPIRATORY AIRWAY OR IMPAIRS THE PUPIL'S BREATHING OR RESPIRATORY CAPACITY

It is stated:

(a) An educational provider shall not do any of the following:

...

(3) Use a physical restraint technique that obstructs a pupil's respiratory airway or impairs the pupil's breathing or respiratory capacity, including techniques in which a staff member places pressure on a pupil's back or places his or her body weight against the pupil's torso or back.

(4) Use a behavioral restraint technique that restricts breathing, including, but not limited to, using a pillow, blanket, carpet, mat, or other item to cover a pupil's face.

**Masks are thus clearly a restraint technique that restrict breathing and respiratory capacity.**

Furthermore:

MASK MANDATES HAVE BEEN HELD TO BE UNCONSTITUTIONAL IN CALIFORNIA AS VIOLATIONS OF THE FIRST AND FOURTEENTH AMENDMENTS.

In 1923, California enacted Penal Code Section 650a, which was reenacted and codified in 1953.

The districts now intend to mandate the opposite: the compulsory use of masks for the broad stated goal of public health and specifically prevention of transmission of COVID-19. If prohibitions on masks are unconstitutional, what makes the district believe that compulsory masking of students would be constitutional?

It's time to learn to BREATHE again. It's time for us to start making calm, rational decisions for our children based on science, and free of fear. Pandemic panic, social isolation, remote learning, academic loss, and re-entry anxiety have all dramatically worsened most children's mental health. Early life stress has a significant impact on children's long-term development along with their physical and mental health.

This pandemic is set to be an Adverse Childhood Event (ACE) for many of our children, and ACEs are correlated with virtually every chronic disease in adulthood. What will the long-term emotional and physical effects of the pandemic be for our children? Only time will tell.

**Please put parents back in the driver's seat for their children's health by returning our schools to normal.**

**Remove masks, remove social distancing, remove temperature checks or other health screenings, remove plexiglass dividers**

**Return to regular class sizes and reinstate all extracurricular and in person activities without limitations. Please let me know how you plan to proceed for the upcoming school year so that I can assess my options.**

**Social isolation through mandatory masking and contact tracing causes substantial harm for children because according to world-renowned psychiatrist and medical ethicist Peter Breggin, M.D. there is nothing more important than facial expressions for a child's emotional and social development.**

**I urge you to reflect on the damage these guidelines are causing our children and to protect our kids by lifting the guidelines and instead by following the Constitution and the Law.**

**Thank you.**

**Sincerely,  
M. Hipkins**

July 13. 2021

We strongly urge the San Mateo Board of Supervisors, The County Health Officials and the County Manager to create:

A RESOLUTION PROHIBITING THE SAN MATEO COUNTY EMERGENCY COMMISSION, SAN MATEO COUNTY BOARD, AGENCY, DEPARTMENT, POLITICAL SUBDIVISION AGENT OR ASSIGNS FROM PRODUCING AND/OR ISSUING A COVID-19 "Vaccine PASSPORT" OR REQUIRING ONE FOR ANY PURPOSE OR FROM PROVIDING INFORMATION OF AN INDIVIDUAL'S COVID-19 VACCINE STATUS TO ANYONE OR TO ANY ENTITY FOR INCLUSION IN A COVID-19 "VACCINE PASSPORT' PROGRAM.

We ascertain that:

- An individual 's COVID-19 vaccination status and records are protected health information which should not be shared by mandate; and
- COVID-19 "vaccine passports" reduce individual freedom and will harm patient privacy; and
- No government or business entity should compel disclosure of protected health information by mandating a "vaccine passport" for COVID-19 or by otherwise conditioning receipt of services on an individual's COVID-19 vaccination status.
- No government or business entity should require COVID- 19 "vaccine passports" for taking part in everyday life - such as for employment, attending school, or a sporting event, patronizing a restaurant, or going to a movie theater would create two classes of citizens based on vaccination.

Jim Crow laws and regulations institutionalized segregation, discrimination, and economic, educational, and social disadvantages for African Americans; Jim Crow laws were upheld in 1896 in the case of Plessy vs. Ferguson, in which the U.S. Supreme Court laid out its "separate but equal" legal doctrine for facilities that segregated and discriminated against African Americans; and in 1954, the U.S. Supreme Court declared segregation of public schools unconstitutional in the landmark case Brown v. Board of Education. Generally, the remaining Jim

Crow laws were overruled by the Civil Rights Act of 1964 and the Voting Rights Act of 1965; and

- COVID- 19 "vaccine passports" and segregation and discrimination based on an individual's COVID-19 vaccination status create the conditions of a new Jim Crow 2.0; and the crimes of World War II led to the establishment of the Nuremberg Code, which lays out requirements for medical experimentation on human subjects. **The most important provision of the code being voluntary consent of the human subject is absolutely essential** <https://history.nih.gov/display/history/NUREMBERG+code>
- The right to bodily integrity and self-ownership of one's body is globally recognized as inalienable and protected human rights. To preserve bodily integrity, all medical interventions, including vaccination, must be made with full informed consent and without conditions of coercion, including the restriction of free movement through and participation in normal society.
- California law does not require Californians to receive a COVID-19 vaccine and it is a personal choice and some Californians because of their age, medical condition, religious or philosophical objection are unable to receive a vaccine.
- The U.S. Food and Drug Administration (FDA) has granted Emergency Use Authorization (EUA) for COVID,, 19 vaccines that are not yet FDA licensed, pursuant to the Project BioShield Act of 2004, 21 U.S.C. (&#amp;) 360bbb-.3; and the federal statute expressly recognizes that each individual has "the option to accept or refuse administration of the product" under an Emergency Use Authorization (WA), 21 U.S.C. 360bbb-3(e)(1)(A)(ii)(III); and
- The U.S. Supreme Court ruled vaccines inevitably unsafe" in *Bruesewitz v. Wyeth LLC* (2011); and all COVID- 19 vaccine manufacturers, and the entire chain from production distribution to administration, have been granted immunity from liability for adverse events; and COVID-19 vaccines use new platform technology, such as mRNA and nanotechnology, making them both innately experimental and significantly divergent from any previous vaccines which necessitates extensive gold standard safety studies, which have not yet begun;
- COVID 19 "vaccine passports" are being developed primarily as digital vaccination records which are inherently vulnerable to privacy breaches, manipulation and integration into a digital

tracking system like blockchain - that enrolls the participant, with or without consent into a "do to do" system for one's participation in society. A "do to do" system dictates that one must "do" something (such as receive a COVID-19 vaccine) in order to be able to "do" another thing (such as have a job or access to food in a grocery store) and is the next generation of a "show me your papers" totalitarian technocratic regime;

- "Innovation Zones" which would establish a new political subdivision of autonomous self-governing blockchain-powered "smart cities functioning outside of county ordinances. "Innovation Zones" are focused on the development of advanced technologies such as blockchain, Internet of Things (IOT), artificial intelligence, robotics, biometrics and renewables and will use digital blockchain technology to fully integrate the "smart city" operating systems and the residents ' personal information including health, finance, education, utilities, judicial, and social media thereby creating a complete digital control system; and it is discriminatory, coercive and a violation of inalienable human and civil rights for either the government or the private sector to require that an individual show proof of vaccination to participate in normal society;
- As an example New York is promoting a software program that will facilitate the exclusion of Americans who have not received a COVID-19 vaccine from receiving services and fully participating in public life;
- **We, the citizens of San Mateo County,** have serious concerns that implementing a COVID-19 "vaccine passports" will violate San Mateo County residents' medical privacy rights, prejudice those who have not been vaccinated, and cause division among our populace.
- It is contrary to the core values and principles of the U.S. Constitution, the Bill of Rights and the global body of human rights doctrines to mandate the COVID-19 vaccine or issue COVID-19 "vaccine passports" and it is necessary to prohibit discrimination against individuals who have not been vaccinated against COVID-19; and it is necessary to protect the fundamental rights and privacies of San Mateo County residents and the free flow of commerce within the county.

**THEREFORE, WE DEMAND** that the San Mateo County Board of Supervisors including the San Mateo Health Board and the San Mateo County Manager, **proclaim and declare the following:**

1. No San Mateo County commission, board, agency, department, political subdivision, agent or assigns, shall:
  - a. Require as condition for accessing state services or facilities that an individual produce proof that he or she has received a Covid-19 vaccine.
  - b. Produce and issue a COVID 19 "vaccine passport" for the purpose of certifying that an individual has received a COVID-19 vaccine; or
  - c. Provide information of an individual's COVID-19 vaccine status to any person, company, or government entity for inclusion in a COVID,,19 "vaccine passport" program.
2. To prohibit all businesses in San Mateo County from requiring patrons or customers to provide any documentation certifying COVID-19 vaccination or post transmission recovery to gain access to, entry upon, or service from the business.
3. To prohibit public and private business entities from basing employment on requiring proof of COVID-19 vaccination status or making employment decisions based on such vaccination status.
4. To ensure that all county agencies work to ensure businesses comply with above.
5. To ensure that all businesses comply with above to be eligible for grants or contracts funded through county revenues.

**FURTHERMORE, WE RECOMMEND:**

The San Mateo County Board of Health should engage with other counties in California to convene an ad hoc working group for the purpose of formulating a statement of the ethical and legal considerations around the use of

- 1.) new platform technology being used in vaccines, such as mRNA and nanotechnology, and

2.) digital ledger and tracking systems.