Monday, December 20, 2021

Notice of Maladministration

To: Nevada Board of Health (DPBH)
4150 Technology Way
Carson City, Nevada 89706
Email: StateBOH@health.nv.gov

Cc:_____
_____
_____

NOTICE OF MALADMINISTRATION
TO NEVADA BOARD OF HEALTH MEETING 12/03/2021 9:00 AM:

Notice to Agent is Notice to Principal and Notice to Principal is Notice to Agent

I, printedName, one of the People as seen in the Declaration of Rights of the Nevada state Constitution, am giving you this notice so that you and your agents may provide due care as I am an aggrieved taxpayer; I'll be watching via https://dpbh.nv.gov/Boards/BOH/Meetings/2021/NVBOH2021/ The liberty interest of a parent in the care, custody and management of the parent's child is a fundamental right. (See NRS 126.036 and Nevada Constitution Article 1 Section 1 stated below)

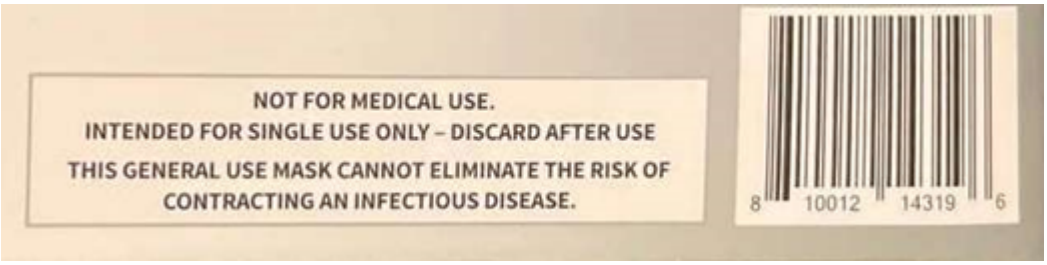
PLEASE TAKE NOTICE OF NEVADA CONSTITUTION DECLARATION OF RIGHTS ARTICLE 1:

Sec. 1: "Inalienable rights. All men are by Nature free and equal and have certain inalienable rights among which are those of enjoying and defending life and liberty; Acquiring, Possessing and Protecting property and pursuing and obtaining safety and happiness[.]"

Sec: 10: "The people shall have the right freely to assemble together to consult for the common good, to instruct their representatives and to petition the Legislature for redress of Grievances." (Emphasis added)

Sec: 17: "Neither Slavery nor involuntary servitude unless for the punishment of crimes shall ever be tolerated in this State." FORCING CHILDREN TO WEAR MASKS IS INVOLUNTARY SERVITUDE!

Requiring our children to wear MASKS that are not even intended for a medical use and cannot eliminate the risk of an infectious disease, is EVIDENCE OF CHILD ABUSE AND MALADMINISTRATION!



Sec. 8A. Rights of victims. 1. Each person who is the victim of a crime is entitled to the following rights:
(a) To be treated with fairness and respect for his or her privacy and dignity, and to be free from intimidation, harassment and abuse, throughout the criminal or juvenile justice process. OUR CHILDREN ARE VICTIMS!
(b) To be reasonably protected from the defendant and persons acting on behalf of the defendant.
2. A victim has standing to assert the rights enumerated in this section in any court with jurisdiction over the case. . . . and 4. A person may maintain an action to compel a public officer or employee to carry out any duty required by this section or any statute enacted by the Legislature pursuant thereto.

Date: Monday, December 20, 2021

Autograph:

Printed Name Melanie Clark

Address:

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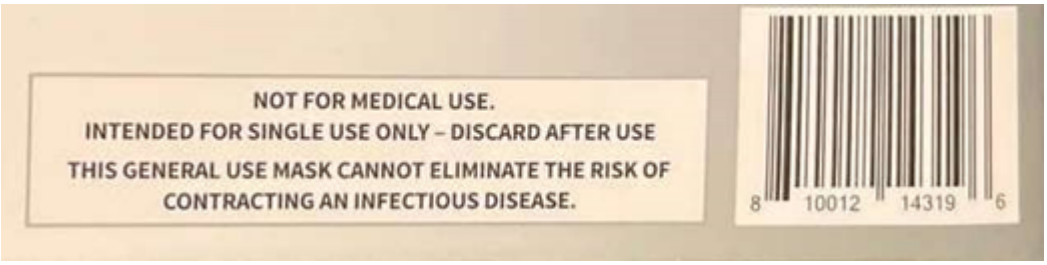

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Date: Monday, December 20, 2021

Autograph:

Printed Name Wendy Higgins

Address:

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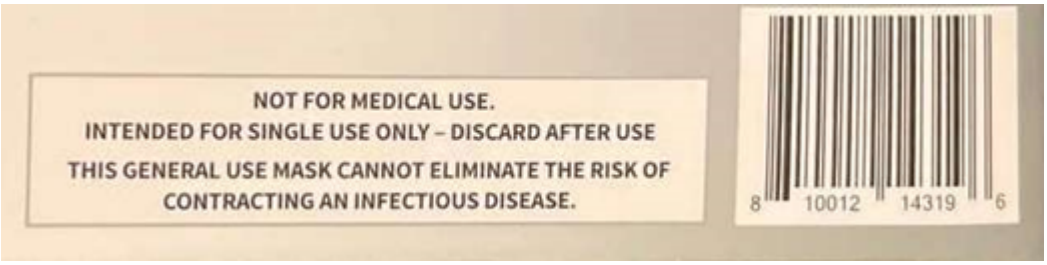

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Date: Monday, December 20, 2021

Autograph:

Printed Name Jon Norton

Address:

Thursday, December 23, 2021

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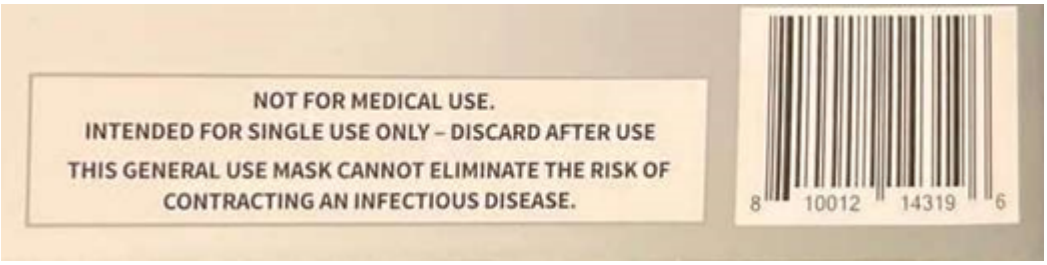

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Date: Thursday, December 23, 2021

Autograph:

Printed Name Arlene Yost

Address:

OFFICIAL NOTICE

TO: Governor Steve Sisolak, Lieutenant Governor Kate Marshall, Attorney General Aaron Ford, Secretary of State Barbara Cegavske, Deputy Secretary of State Gail Anderson, The Legislature of Nevada, US Representatives and Senators, Mayors, City Councils, County Judges, County Commissioners, School Boards & Sheriffs:

FROM: The People of Nevada

We address you today regarding your failure of leadership and failures to protect the fundamental rights of Nevadans in this great state. We the people of Nevada have called, emailed, protested, and attended school board meetings, city council meetings and Nevada Legislature sessions. We have served Affidavits of Maladministration, as is our RIGHT per the Nevada Constitution. We have filed a writ of mandamus, with affidavits attached in support, to demand that Governor Sisolak uphold his oath. With one voice, we demanded that you preserve and protect our freedoms. We offered you ample opportunities to address these issues, yet you stood by while a tyrannical governor, overreaching mayors, and unaccountable federal leviathan destroyed our state.

We demand that you answer for your inaction, and we will continue to utilize all forms of communication to call attention to your failures and promote your impending removals from office. We have determined that if you are not standing up for our freedoms, you are part of the problem. The governor, secretary of state, and legislators will now stand by and watch as we peacefully remove them from their respective positions.

Attorney General Ford, you have a choice to stand with us and fight to secure our Constitutional freedoms or you can stand by while we also remove you. We The People of the Great State of Nevada demand Attorney General Ford agree to a meeting with us immediately.

How have you failed us?

•You stood by while tyrants attacked our 1st Amendment right to live and work freely, using fear and tyranny to lock us in our homes and attack our rights.

•You stood by while small businesses were shattered, meanwhile Amazon and other big box stores made record profits. You shut down our schools, houses of worship, reunions, funerals, festivals, and concerts, yet you kept casinos and brothels open and continued construction for Allegiant Stadium and Resorts World when they had known cases.

•You stood by while our kids were deprived of their education, were muzzled by political pseudo-science, and school board meetings were cut short because parents came in protest of mask mandates and the psychological abuse of our children.

•You stood by while Nevadans remain restricted to petition their government or redress their grievances in person, due to the unconstitutional mandates. In some cases, you stood by as Nevadans were assaulted for standing up for their rights.

•You stood by while our Secretary of State broke federal and state election laws and allowed us to vote on election machines that have not been properly certified and claim that Nevada Gaming Control Board was qualified to "certify" our voting machines. We demand election integrity!

•You stood by as Anthony Fauci and the NIH lied about the origins of the virus. He has lied about gain of function research and not one of you has held him accountable. This led to precious lost response time that cost Nevadans their lives and many more their livelihood. Perhaps most appallingly, you stood by and allowed the same corrupt FDA/CDC/NIH to ban and limit availability of inexpensive life-saving treatments. These vulgar actions continue to cost the lives of thousands of Americans, including hundreds of Nevadans whose blood is on your hands.

You have failed this state, this country, and the people. We no longer consent to your failed governance. Now you can resign or stand by and watch while we remove every one of you from your position and take back our beloved state. Your time is up.

Regards,

We the People of the Great State of Nevada

Referenced Links:

1. Nevadans were muzzled:
Using political pseudo-science, MaskScience.org links to 41 high-impact, peer-reviewed studies illustrating why masks fail to curb or reduce the spread of Covid-19.
https://www.maskscience.org

2. Nevadans lost their businesses:
Almost half of our small businesses were closed for good September 16, 2020 Yelp data shows.
https://dailycaller.com/2020/09/16/business-closings-permanent-lockdowns-coronavirus/
Meanwhile, Amazon made record profits January 30, 2021. In 2020, big businesses got bigger and small businesses died. The vicious cycle won't stop until we take action.
https://www.businessinsider.com/in-2020-big-businesses-got-bigger-small-businesses-died-2020-12

3. Nevadans were threatened with arrest:
A Nevada pastor was ordered to be placed under arrest by Governor Sisolak for holding religious services.
https://360newslasvegas.com/the-day-gov-sisolak-tried-to-arrest-a-las-vegas-pastor/

4. Nevadans were assaulted:
Lt. Governor candidate was injured while being thrown out of a County Commissioners meeting while protecting a resident who was assaulted by Clark County Security.
https://www.foxnews.com/us/mack-miller-nevada-video-thrown-out-meeting-coronavirus

5. Nevadans were victims of "Rules for thee, but not for me":
Nevada Dems violated the mask mandate at a 911 costume party honoring Chinese billionaire.
https://freebeacon.com/politics/nevada-democrats-costume-party
https://freebeacon.com/democrats/susie-lee-chinese-mask-scandal
Clark County Commissioner Bans Unmasked in Public, while Refusing to Wear Mask at Public Meeting!
https://networkinvegas.com/clark-county-commissioner-bans-unmasked-public-while-refusing-to-wear-mask-at-public-meeting/
Vegas Commish Partying Without Mask After Voting For Mask Mandate
https://360newslasvegas.com/vegas-commish-partying-without-mask-after-voting-for-mask-mandate/

6. Nevadans lost their voice at the voting booth:
It was uncovered just how vulnerable our election systems are.
September 24, 2021 – Maricopa County Forensic Election Audit
Volume I: Executive Summary & Recommendations
https://c692f527-da75-4c86-b5d1-b3d5d4d5b43.filesusr.com/ugd/2f3470_a91b5cd3655445b498f9acc63db35afd.pdf
Volume II: Operations & Methodology
https://c692f527-da75-4c86-b5d1b3d5d4d5b43.filesusr.com/ugd/2f3470_1ec91dd80a024d5d8612c5490de1c460.pdf
Volume III: Result Details
https://cdn.nucleusfiles.com/fe/fe2178f7-654f-4b89-993e-6556f65e70d8/cyber-ninjas-report-vol.-iii.pdf

7. Nevadans were forbidden effective treatments:
Effective treatments for COVID were banned in favor of more expensive experimental treatments which are killing people.
Nevada Governor limits use of anti-malaria drugs for coronavirus patients – CNN
https://www.cnn.com/2020/03/25/us/malaria-drugs-nevada-trnd/index.html
https://townhall.com/tipsheet/bronsonstocking/2020/04/04/nevada-governor-found-hoarding-hydroxychloroquine-after-restricting-access-to-the-drug-n2566360
October 5, 2021 – India's most populous state, Uttar Pradesh with nearly 200 million people, declared COVID-free zone since government promoted ivermectin.
https://americasfrontlinedoctors.org/2/frontlinenews/indias-most-populous-state-uttar-pradesh-with-nearly-two-hundred-million-people-declared-covid-free-zone-since-government-promoted-ivermectin/

8. Nevadans suffered and died:
People suffered life-long injuries or even death VAERS COVID Vaccine Adverse Even Reports
https://openvaers.com/covid-data

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"We the people of the State of Nevada Grateful to Almighty God for our freedom
in order to secure its blessings, insure domestic tranquility, and form
a more perfect Government, do establish this Constitution."

I, Miranda Campbell, one of the People of Nevada (as seen in the Nevada Constitution's Declaration of Rights Article 1 Section 2), am giving you this notice, in order for you and your agents to provide due care; I'll be watching via https://dpbh.nv.gov/Boards/BOH/Meetings/2021/NVBOH2021/

"All political power is inherent in the people[.] Government is instituted for the protection, security and benefit of the people; and they have the right to alter or reform the same whenever the public good may require it." (See Nevada Constitution Article 1 Section 2); and further,

In enacting this chapter, the Legislature finds and declares that **all public bodies exist to aid in the conduct of the people's business. It is** the intent of **the law that their actions be taken openly and that their deliberations be conducted openly.** (See NRS 241.010)

PLEASE TAKE NOTICE: The People don't have to provide an exemption in order to be free from a mandate, mask, vaccine, or testing, if that person's faith prohibits him or her from doing so. Furthermore, take notice that in a republican form of government, you were never given authority to deal with private matters of the people;

Our children are a precious gift from God; they are our heirs and posterity.

The liberty interest of a parent in the care, custody and management of the parent's child is a fundamental right. (See NRS 126.036 and Article 1 Section 1 below)

"**Inalienable rights.** All men are by Nature free and equal and have certain inalienable rights among which are those of enjoying and defending life and liberty; Acquiring, Possessing and Protecting property and pursuing and obtaining safety and happiness[.]"

PLEASE TAKE NOTICE: Forcing our children to wear MASKS and mandating an experimental vaccine or other medical procedure without informed parental consent **is CHILD ABUSE and INVOLUNTARY SERVITUDE** prohibited by Article 1 Section 17 of the Nevada Constitution;

PLEASE TAKE NOTICE: The 1935 Social Security Act, under 1101 (6)(d) states: **"Nothing in this Act shall be construed as authorizing any Federal official, agent, or representative, in carrying out any of the provisions of this Act, to take charge of any child over the objection of either of the parents of such child, or of the person standing in loco parentis to such child."**

The Social Security Act, Cares Act, Flores Agreement, Highway Safety Act are all federal programs where actors in the state are allowed to gain revenue by administration or cooperation as seen in NRS 439.155 and the Clark County Commissioner's 9/21/21 Agenda Item #66 that states in pertinent part: "Approve and accept **anticipated grant award** from the State of Nevada Department of Health and Human Services, Division of Child and Family Services in the amount of **$450,000** to **provide Adoption** and **Legal Guardianship Incentives Payments Program** from the period October 2021 through September 30, 2022";

"Where rights secured by the Constitution are involved, there can be no rulemaking or legislation which would abrogate them." *Miranda v. Arizona*, 384 U.S. 436 (1966)

PLEASE TAKE NOTICE: NRS 391.080 requires each licensed employee employed in the State of Nevada whose compensation is payable out of public money to take and subscribe to the "constitutional oath of office" before entering upon the discharge of his duties. Please send me copies of all your Oaths of Office addressed to:

Dated 11/26/2021

Autograph: [signature]

Print Name: Miranda Campbell

Address:

21 December 2021

Mr. Richard Whitley, Director
c/o Nevada Department of Health & Human Services
RE: Division of Public & Behavioral Health Public Workshop
4150 Technology Way, Suite 100
Carson City, NV 89706

RE: The Public Workshop considering amendments to Nevada Administrative Code (NAC) Chapters 439 and 441A (LCB File Number R117- 21), Agenda Items 1-4 inclusive

Director Whitley and Members of the Nevada Board of Health and Division of Public and Behavioral Health:

As a citizen of the State of Nevada I OPPOSE any and all regulations being considered in this workshop by this body to codify and require mandatory COVID-19 vaccinations of any person in Nevada.

As members of the Department and Division boards all have participated in the man-made construction of regulations having the effect of "law". As such, board members may understand that ignorance of their regulations, i.e. "law" by "regulation" is, and has always been, indefensible.

TRUTH, on the other hand, no matter how extensive, or how widely omnipresent, depends on the perception, previous experiences, and personal beliefs of the individual, be it board member or garden variety citizen. TRUTH, which may be different from one's personal philosophies, is easily dismissed and/or seldom researched. ***Ignorance of the TRUTH, however, while an individual matter and decision, does not lessen the ultimate consequences of ignoring the TRUTH***.

Thus, it is with all widely concealed, monumentally contentious, matters related to the subject of COVID-19. The research and evidence is readily available for those willing to take the time to look into, and accept the TRUTH. ***Consequences of ignoring the TRUTH and casting a vote to further codify these mandates under discussion, CONTRARY to Constitutionally guaranteed inalienable personal freedoms and rights, may be personally detrimental including possible indictment as approving "Crimes Against Humanity" under the overriding Rule of Law.***

My plea for each of you is that you will take no action to amend the listed regulations by requiring COVID-19 vaccinations. Thank you for your time and consideration of my concerns for each of you.

Sincerely,

Stephanie Licht

To the Nevada State Board of Health (BOH);

RE: Public Comment Workshop December 28th,2021 and Meeting January 12th, 2022.

This correspondence and testimony is intended to be submitted and added to the meeting minutes for the Nevada State Board of Health's December 28th, 2021 Workshop and subsequent January 12, 20th, 2022 Hearing regarding LCB File No. R117-21. This correspondence is in opposition to any and all proposed drafts, amendments, or revisions to existing BOH regulations and or Nevada Administrative Codes (NAC's) in respect to covid vaccines for state employees and or contractors. In Nevada, our elected representatives in the legislature granted the BOH very narrowly tailored regulatory making powers relevant to the control of communicable diseases within narrowed defined specific parameters and only within explicitly defined subject matter pursuant to NRS 441.120. This subject matter was limited and included; **investigating, reporting, testing, treatment, isolating and quarantining** "...persons or groups who have been exposed to or are suspected of having the disease." The Nevada Legislature omitted any mention of burdening the BOH with either a duty to establish an immunization scheme in respect to communicable diseases, nor a method by which to implement such a policy. In fact, neither the Nevada Constitution nor the Nevada Legislature granted no such power or authorization to impose any immunization policy for adults or employees, let alone a coerced compulsory vaccine requirement upon the unaffected population as a whole or even diseased individuals. As such it is presumed this omission was intentional. The legislature did require the BOH to carryout the few duties cited "in the least restrictive manner". Pursuant to NRS 439.200 states in part; "***The State Board of Health may by affirmation vote of the majority of its members adopt, amend and enforce reasonable regulations consistent with law.***" And cited the applicable subject matter. Obviously, Constitutional Law and Rights, Federal Codes, State Statutes, Civil Rights Act 1964, ADA/ADAA/Rehabilitation Act, Religious Freedom Restoration Act (RFRA).etc., accompanied by judicial decisions are relevant and preempt any arbitrary or capricious regulatory rule or policy making the BOH may contrive.

On September 10th, 2021 the BOH through an abuse and misuse of their Emergency Regulatory making powers exceeded their statutory authority by requiring new hires, and current state employees as a condition of employment and continued employment within the Health and Correctional occupations to become vaccinated against COVID-19 on or before November 1st, 2021. This malfeasance and malpractice by the BOH appointees occurred despite the fact that only experimental vaccines treatments were regionally available in the local markets at that time, all were only authorized under the FDA's Emergency Use Authorization (EAU) which includes the stipulation that informed consent first be obtained and the subject be free to accept or decline the shot, and not a single dose of the only FDA licensed vaccine "Comirnaty" was available within the state of Nevada, or North America. The Nevada Legislature conveyed no such grant of authority or control to the BOH over public employees terms and conditions of public service, and in fact explicitly pursuant to NRS Chapter 284, including NRS 284.010 by delegated this responsibility to the Nevada Personnel Commission. It is unclear by what legal theory or rationale the BOH utilized to unilaterally grant themselves this extraordinary jurisdiction. It is clear that that the regulation was neither, ***"reasonable"*** nor "***consistent with law".*** This usurpation occurred in part when the BOH created a new definition of what they termed and constituted as a "vulnerable population", under a false pretext that they must be afforded

special protection despite the same population being afforded the opportunity for the free COVID-19 vaccination on an ongoing basis. Historically, the BOH had offered no such compulsory mandate for any other common respiratory communicable disease within the same population or venue to date. As the BOH's Emergency Regulation expires after 120 days, it appears the BOH now wishes permanently adopt a version of this unconstitutional and outrageous intrusive regulation. The Nevada Legislature via NRS 284.385 (4) states in part, "4. ***No employee in the classified service may be dismissed for any reason relating to his or her religion, race, sexual orientation, or gender identity or expression***." NRS 613.330 states it is unlawful to discriminate against an employee based upon the employees religion or medical disability. NRS 284.012 reaffirms the prohibition against discriminating against persons with disabilities by providing them an equal opportunity for public service. NRS 284.120 adopted ADA which prohibits discriminating against disabled employees and persons. The Nevada Legislature felt that discrimination was of such significance, they amended the Nevada Constitution with Article 1, section 25 which is to take effect in November 2022 prohibiting several categories of discrimination including for disabilities. 42 U.S.C. 2000e likewise prohibits discrimination based upon a sincerely held religious belief, practice, or observance. It is unclear how the BOH will overcome these obstacles, as it pertains to an employee applying for a variance, accommodation, or asserting an exemption based upon a legally protected right. Some misguided health entities are asserting that they are on a solid legal footing citing the SCOTUS *Jacobson v. Massachusetts* (1905) case which is distinctly different and is problematic due to the legal definition of a vaccine when compared to the COVID mRNA genome altering treatments/shots, the nature of the pandemic at the time, and small fine associated for refusal. Over 100 years of human history has passed, some of those years included many infamous evil characters, several wars and world wars, the Nuremberg trial and codes, numerous technological and medical advancements, and several treaties which render the case non-applicable.

Section 1. states; "*NAC 439.200 is hereby amended to read as follows: 439.200 1. [Any] Except as otherwise provided in section 2 of this regulation, any person who, because of unique circumstances, is unduly burdened by a regulation of the State Board of Health and thereby suffers a hardship and the abridgment of a substantial property right may apply for a variance from the regulation*." The BOH is not my employer, is not guided under the same constraints as the EEOC when determining accommodations for disabilities, nor necessarily liable for failing to properly accommodate. The Board states in part that the individual, in this case an employee may apply for a variance from the BOH, which would effect and interfere with other legal rights. The BOH does not employ nor license health or correctional employees. The Nevada Legislature specifically and deliberately delegated employment issues to other boards and bodies such as the Nevada Personnel Commission via NRS and NAC Chapters 284, and licensing of Peace Officers to the Nevada Commission on Peace Officer Standards (NV POST) via NRS and NAC Chapters 289. The timeliness of any submission and or replay will certainly cause the person significant harm. The BOH cited "a substantial property right" as a factor in making their determination of a qualified variance which may exclude employment and or payments into retirement accounts. The implications are many and concerning.

Section 2, of the BOH's proposed text states; "*If the Centers for Disease Control and Prevention issues new recommendations concerning full vaccination for COVID-19, an employee or contractor of the State Government described in paragraph (a) or (b) of subsection 1 who is fully vaccinated for COVID-19 in accordance with the most recent previous recommendations of the Centers for Disease Control and Prevention may continue his or her employment or service under the contract for not more than 60 days*

after the issuance of the new recommendations without being fully vaccinated for COVID-19 in accordance with the new recommendations." This entails an endless series of vaccinations and booster shots as a condition of employment and continual employment with the state, despite numerous credible peer reviewed scientific studies detaining the known negative causal effects of the "vaccine" to tens of thousands of participants including permanent disabilities and or death. This despite the admitted facts from Pfizer, Moderna, and J&J (J&J know for clotting issues) that the vaccines do not stop an individual from contracting or spreading the virus, nor do the vaccine eradicate the virus from the infect individual. In fact the vaccinated host maybe the unwitting super spreaders of the virus and new variants to other including unvaccinated individuals, compared to individuals whom have contracted COVID-19, recovered, and posses natural immunity. Break through cases and hospitalizations of fully vaccinated and double vaccinated individuals including those that were administered subsequent boosters are at an all time high globally, accounting for upward of 75% of all COVID related hospitalizations, further indicating the shots are ineffective. In fact these misnamed FDA "vaccines" under Emergency Use Authorization (EUA) have none of the traditional characteristics of vaccines, as they neither are derived from bacteria, viruses, or toxins, nor eradicate the disease from the host. The vaccine simply <u>may</u> reduce a full blown symptomatic outbreak in the particular individual, by triggering an immune response, which ultimately turn the vaccinated person into an unwilling host for the virus. The vaccinated person may continue to spread the virus to other people they interact with them, however the BOH is not demanding these individual isolate or quarantine themselves, even though they are a significant threat to unvaccinated and other vaccinated people. Top world renown immunologist and virologist have spoken out about the vaccine treatment, including providing sufficient evidence that the covid vaccine efficacy rate significantly diminishes over a short period of time while simultaneously compromising the vaccinated person's own immunity and may negatively effect certain critical organ systems. This is despite the abundance of sufficient medical reports from some of the most highly vaccinated countries such as Gibraltar, Israel, Norway, Italy, Malta,etc. and various other populations all indicate the vaccinated are being hospitalized at ever increasing alarming rates that are disproportionate when compared to countries in Africa with a six percent vaccination rate. Contrary to some politically driven misinformed and unqualified pundits, these are not just anecdotal in nature, and such accounts are verifiable, credible, perversive, persuade, and all to numerous. VAERS, PFIZER, CDC, WHO, FDA, John Hopkins, and Yellow Tag have complied reports in the tens of thousands, and as these reporting systems were largely unknown or under utilized, it is estimated that true number may exceed hundreds of thousand currently, and will undoubtedly only increase as time elapses. The BOH's new proposed regulation failed to address or excluded individual whom have developed "natural immunity" after previously contracting the virus. Over 141 credible scientific studies have been published, most peer reviewed, with some including over two million participates, all qualifying the fact that natural immunity is up to twenty-seven times more effective than the current covid vaccines, and has no identifiable reduction in efficiency. A F.O.I.A. request to the CDC relieved that the CDC's does not have a single documented cases of a covid recovered person re-infecting another person.

Of concern likewise includes Section 5, which states in part; *"5. Any person or entity who is subject to the provisions of this section is not eligible to request a variance pursuant to NAC 439.200 to 439.280, inclusive."* The Nevada Constitution and Nevada Legislature via multiple NRS's contained with Chapter 439 afforded individuals stated rights and conditions for obtaining variances such as NRS 439.530 based upon the person's conscience of liberty and or religious beliefs if they wish to rely on prayer. Depending upon the nature of the request of the "variance", the BOH may be alienating and infringing upon other

Constitutionally protected right, civil liberties, and state laws especially in respect to liberty, religion, and disability. A significant number of religious objects to the vaccines and mandates exist based upon parallels to biblical stories that reference including in Revelations of "the mark of the beast", the beast government, defiling the temple of one's body, and objections to the origins of the research and development of the covid vaccines as it relates to the usage of aborted fetal tissues in the HEK-293 and PER.C6 series. The BOH by denying the individual an appeal process absent judicial review, is setting the stage for costly litigation. The Nevada Legislature granted no such oversight or rule making authority to the appointed members of the BOH, and as such, this propose BOH regulation is unreasonable and inconsistent with law.

The BOH is asserting that the regulation is needed for public safety. It is notable that even OSHA's own Emergency Temporary Standard (ETS), which has been halted through several judicial injunctions, acknowledges exceptions to their vaccine mandate based upon religious beliefs and or medical disabilities. OSHA explicitly published fact sheets and guidance reaffirming that all federal anti-discrimination and anti-retaliation laws are still in full effect. U.S. Health and Human Services likewise, still utilized a formal complaint system to report discrimination. The U.S. EEOC and Nevada Equal Rights Commission (NERC) are still investigating, enforcing, and litigating entities that willfully break the law and discriminate. The BOH appears to be unconcerned with these prohibitions and trivial issues.

The Board of Health's proposed new regulation is in violation of state law, is equivalently and blatantly an abuse of authority, and multiple attempts to subvert the rule of law amount to "improper governmental action" as defined within NRS 281.611. If the BOH persist, their misconduct may under certain circumstances constitute criminal offenses to include violations of: 18 USC 241Conspiracy against rights; 18 USC 242 Deprivation of Rights Under the Color of Law; 18 USC 245 Federally Protected Rights; NRS 197.180 Wrongful exercise of power, NRS 197.200 Oppression under the color of law, NRS 197.220 Other violations by officers, and NRS 197.230 Conviction of public officer forfeits trust. Additionally, if the BOH wishes to pursue this ill advised course in bad faith, with the expectation there is a protection under qualified immunity from civil suit, I would suggest that take a look at NRS 41.690,NRS 41.035, NRS 41.0339 and NRS 41.0346 (1)(D).

I strongly urge the BOH members to honor both their Hippocratic Oaths and their Oath of Office and to refrain from participating in this political hijacking of our health care administrative apparatus, as confidence in the medical profession is eroding exponentially.

Thank you for your consideration;

Jonathan R. Allen-Ricksecker

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