

VACCINE CLASS ACTION COMPLAINT

EXHIBITS

2 through 13



U.S. Department of Justice

Civil Rights Division

TJK:kjc:kt
DJ 144-11-0

*Criminal Section - PHB
950 Pennsylvania Ave, NW
Washington, DC 20530*

AUG 29 2017

Mr. Ricardo Beas
1361 Mountain View Lane
Chula Vista, CA 91911

Dear Mr. Beas:

This responds to your letter dated July 2, 2017, regarding your concerns about legislative act SB 277 that mandates vaccinations for school-age children in order to prevent the spread of disease to other students in elementary schools in the state of California. We apologize for our delay in responding to your correspondence.

The Criminal Section of the Civil Rights Division is responsible for enforcing federal criminal civil rights statutes. Much of our enforcement activity relates to the investigation and prosecution of deprivations of civil rights under color of law. These matters generally involve allegations of excessive physical force or sexual abuse by law enforcement officers.

We have carefully reviewed the information you submitted, and concluded that there is no prosecutable violation of federal criminal civil rights statutes. We regret that we cannot be of further assistance to you.

We can only suggest that you consult with a private attorney who specializes in this legal field to determine whether they may be able to assist you.

Thank you for bringing this matter to our attention.

Sincerely,

Tamara J. Kessler
Section Chief

By:

Kevin J. Callahan
Paralegal Specialist

EXHIBIT 2

GCofficeTemp (on behalf of Leah DeMuynck)

From: Reiss, Dorit R.
Sent: Friday, April 18, 2014 9:25 AM
To: Offit, Paul
Subject: Re: Post about liability and speech

Thank you.

Sent from my iPhone

On Apr 18, 2014, at 8:17 AM, "Offit, Paul" <OFFIT@email.chop.edu> wrote:

This is great, Dorit.

From: Reiss, Dorit R. [reissd@uchastings.edu]
Sent: Friday, April 18, 2014 11:14 AM
To: Offit, Paul; ~~REDACTED~~,
Subject: Post about liability and speech

<http://shotofprevention.com/2014/04/18/the-cost-of-vaccine-misinformation/>

EXHIBIT 3

GCofficeTemp (on behalf of Leah DeMuynck)

From: Reiss, Dorit R.
Sent: Monday, April 21, 2014 12:16 PM
To: ~~REDACTED~~; Offit, Paul
Subject: Call for action by Skeptical Raptor

<http://www.skepticalraptor.com/skepticalraptorblog.php/time-regulate-antivaccine-liars-existence-part-1/>

EXHIBIT 4

GCOfficeTemp (on behalf of Leah DeMuynck)

From: Reiss, Dorit R.
Sent: Monday, April 28, 2014 5:52 AM
To: Offit, Paul
Subject: Re: new Oregon case

Hi Dr. Offit,

Here is the link – and I'm posting the content below: [http://capwiz.com/a-champ/issues/alert/?alertid=63199266&queueid=\[capwiz:queue_id\]](http://capwiz.com/a-champ/issues/alert/?alertid=63199266&queueid=[capwiz:queue_id])

Take Action: Warn Congress about vax propaganda film Invisible Threat

Vaccine Industry front group *Every Child By Two (ECBT)* kicked off a letter-writing campaign asking legislators to attend a pro-vaccine film featuring millionaire vaccine developer and industry spokesman Paul Offit. In the film, Offit calls those who question vaccine safety "evil." *Every Child By Two* posted online:

By flooding [legislators'] offices with calls and emails between now and May 1st we can make it clear ...we stand firm against vaccine misinformation that is resulting in weakened public health policies, watered-down school vaccination requirements and the resurgence of deadly diseases!... Explain that this student-film aims to uncover the truth about the anti-vaccination groups who seek to dismantle the progress made to combat deadly diseases that used to take the lives of millions of people each year.

The "student film" was directed and produced by adults, not students, and the project has deep pharma ties. Paul Offit is the film's "Scientific Technical Advisor." ECBT has received millions in funding from pharmaceutical companies. Funding and other support for the film comes from the Rotary Club; Rotary International receives grants from the Bill and Melinda Gates Foundation – a major investor in vaccines.

The student who is listed as the film's writer, Camille Posard, posted on the ECBT blog that she fears vaccine safety advocates, and she compares us to "white supremacists." This is not the first time the vaccine industry has resorted to hate-mongering. But exploitation of high school students is a new low.

A woman conducting interviews for the film was "clearly not a student," according to Shawn Centers, Autism expert and pediatrician. Dr. Centers says the filmmakers gained access to his practice, his patients and their parents under false pretenses. He was told the documentary was about autism, so he gave permission to film. But CHSTV's own Facebook page reveals the film was about vaccination, not autism, seven months prior to the filming.

While promoters want us to believe the teens "stumbled into" the vaccine controversy, the Rotary Club grant, Offit's involvement and ECBT's relentless promotion of the film are ample evidence that *Invisible Threat* is pharma's most shameless PR effort to date.

Click the Take Action link above to send a message to your legislators letting them know the "balanced" and "unbiased" film they've been invited to view is simply vaccine industry propaganda.

This Action Alert is sponsored by Focus Autism, whose educational and advocacy campaign is A Shot of Truth. Join us at www.AShotOfTruth.org

Please share with friends and family.

EXHIBIT 5

Dorit.

From: "Offit, Paul" <OFFIT@email.chop.edu>
Date: Mon, 28 Apr 2014 12:19:53 +0000
To: Dorit Reiss <reissd@uchastings.edu>
Subject: RE: new Oregon case

Dorit,

Would you mind sending me the email from an autism activist group that describes Thursday's Invisible Threat event. I want to share it with some of the folks who are going to be there _____

Thanks,

Paul

From: Reiss, Dorit R. [reissd@uchastings.edu]
Sent: Monday, April 28, 2014 7:00 AM
To: Offit, Paul
Subject: Re: new Oregon case

Thursday's panel, I meant. The Invisible Threat one.

Sent from my iPhone

On Apr 28, 2014, at 3:34 AM, "Offit, Paul" <OFFIT@email.chop.edu> wrote:

Thanks, Dorit. Much appreciated.

I have to appear on The Colbert Report tonight, no doubt to talk about the vaccine "controversy." Will be glad when its over.

From: Reiss, Dorit R. [reissd@uchastings.edu]
Sent: Sunday, April 27, 2014 11:42 PM
To: Offit, Paul
Subject: new Oregon case

EXHIBIT 6.1

Here: <http://www.skepticalraptor.com/skepticalraptorblog.php/parents-children-loss-custody-immunization/>. Short version – you don't need to read it for your purposes, it is based on interpretation of Oregon's statute and has nothing to do with constitutional interpretation of the tension between parental rights and children's rights.

It is also the fourth decision – out of five jurisdictions that addressed the issue – that came down the same way, allowing states to vaccinate children in foster care, even temporarily, over the objection of their parents – even when those parents were not deprived from the authority to

make medical decisions. So a small step in the right direction. The exception is Arizona's court of appeals, also based on statutory interpretation.

I'd say happy holocaust day, but that doesn't quite work.

Best,
Dorit.

EXHIBIT 6.2

[REDACTED]

From: "Reiss, Dorit R." <reisssd@uchastings.edu>

Date: Thursday, June 5, 2014 4:48 PM

To: [REDACTED], Paul Offit <OFFIT@email.chop.edu>

Subject: RE: nurse wins suit after being denied employment benefits for refusing vaccination

Here's the decision: <http://www.judiciary.state.nj.us/opinions/a4980-11.pdf>. Short version: it's a lousy decision. It's not very coherent and ignores previous law.

A. Incoherent: It confuses freedom of expression with the Lemon test, used to assess if a statute entangles the state too much with religion and is therefore unconstitutional. And it applies the latter in a way that it has never been applied before, with no explanation or strong support on policy grounds.

B. Ignores law: It deviates from previous decisions about exemptions in the school context - without explaining why, without even referencing them. Previous decision disallowed discriminating in favor of organized religions, but upheld exemptions limited to religion grounds. We do treat religious arguments differently.

If there is an appeal to the Supreme Court, would you be interested in submitting a joint amicus curiae brief, [REDACTED] There's a pretty strong case that this is simply wrong.

And in practical terms, what the hospital should do is remove any exemption except medical. The grounds are discrimination, though the decision does mention freedom of speech; so the hospital can treat everyone equally and not grant any exemption. (that's my opinion, anyway).

Dorit Rubinstein Reiss

Professor of Law

UC Hastings College of the Law

415-5654844

reisssd@uchastings.edu

EXHIBIT 7

GCOfficeTemp (on behalf of Leah DeMuynck)

From: Reiss, Dorit R.
Sent: Friday, April 29, 2016 7:17 AM
To: Offit, Paul
Subject: Sigh. A too positive review in SF.

<http://www.sfgate.com/movies/article/Vaxxed-Vaccination-critics-take-their-case-7381710.php>



'Vaxxed': Vaccination critics take their case to film

www.sfgate.com

From Cover-Up to Catastrophe is the documentary that, amid controversy, was pulled from the lineup of the Tribeca Film Festival in New York. [...] it also contains a lot of interesting new information, which is contained in surreptitiously recorded phone calls with Dr. William Thompson, a former researcher from the Centers for Disease Control and Prevention. Thompson, a potential whistleblower, claims that he was present for the destruction and suppression of findings that established a connection between the MMR vaccine and autism. The vast majority of people who see this film will not have the scientific knowledge to assess the film's veracity. The film contains interview after interview with parents who claim in the most emphatic terms that their children were normal until they were given the MMR. According to these accounts, within hours after receiving the vaccine, the children became ill and feverish, and when they came through the illness, they were transformed. If they were able to walk, talk, make

EXHIBIT 8

GCOfficeTemp (on behalf of Leah DeMuynck)

From: Offit, Paul <OFFIT@email.chop.edu>
Sent: Monday, May 23, 2016 10:47 AM
To: Reiss, Dorit R.
Subject: Re: The Folta affair

amazing. I guess that's why some people believe email stands for "evidence mail"

From: Reiss, Dorit R.
Sent: Monday, May 23, 2016 1:29 PM
To: Offit, Paul
Subject: Re: The Folta affair

And just to be clear, any emails to or from this account can also be FOIAed, if someone bothers to do that.

Dorit

From: Offit, Paul
Sent: Monday, May 23, 2016 5:06 PM
To: Reiss, Dorit R.
Subject: Re: The Folta affair
bummer

From: Reiss, Dorit R.
Sent: Monday, May 23, 2016 12:01 PM
To: Offit, Paul
Subject: The Folta affair
Maybe I shouldn't intervene, but -
A. This is troubling: <http://kfolta.blogspot.ca/2016/05/another-vani-hari-foia-request.html?m=1>

B. It's a precedent that can be used against our people.

I am really sorry that the university decided just to hand these emails over. It would have been good to have a court rule on the boundaries of FOIA. So now the people whose emails are requested are looking for help.

EXHIBIT 9.1

GCOfficeTemp (on behalf of Leah DeMuynck)

From: Reiss, Dorit R.
Sent: Thursday, May 05, 2016 2:53 PM
To: Offit, Paul
Subject: Kevin Folta's email given to the Food Babe.

I suspect we should all be grateful you work at a private hospital and your work email is private.

By the way, mine isn't. My work place is public.

<http://kfolta.blogspot.com/2016/05/my-email-goes-off-to-vani-hari.html>



Illumination: My Email Goes Off to Vani Hari

kfolta.blogspot.com

Dorit

EXHIBIT 9.2

GCOfficeTemp (on behalf of Leah DeMuynck)

From: Reiss, Dorit R.
Sent: Sunday, March 19, 2017 2:38 PM
To: Paul Offit
Subject: US CFC

In a little noticed moved President Trump has appointed Justice Braden, one of the U.S. Federal Court of Claims Justices, Chief Justice. She has previously wrote opinions that are, well, troubling on vaccine injuries. Several were overturned by the Court of Appeals. I don't know if, and how, it will affect NVICP, but it's worth keeping an eye on. (Which I'm going to. I'm mostly sharing this because I think it might be of interest).

best,
Dorit.

Dorit Rubinstein Reiss

Professor of Law

UC Hastings College of the Law

415-5654844

reissd@uchastings.edu

EXHIBIT 10

Thompson, William (Bill) (CDC/OID/NCHHSTP)

From: Thompson, William (Bill) (CDC/OID/NCHHSTP)
Sent: Thursday, December 01, 2016 10:31 AM
To: 'OFFIT@EMAIL.CHOP.EDU'
Cc: Thompson, William (Bill) (CDC/OID/NCHHSTP)
Subject: [REDACTED] (b)(6)
Attachments: [REDACTED] (b)(6)

Paul,

I appreciate that you are very passionate about your opinions regarding vaccine safety. Although we may not share the exact same opinions regarding the safety of some vaccines, I don't find it helpful for you to malign [REDACTED] (b)(6) in public talks. I consider that a cheap shot and extremely unprofessional. I would like to request that you stop doing that.

I would also like to make you aware that I do a lot of [REDACTED] (b)(6) at the CDC. If you want to discuss [REDACTED] (b)(6) we can discuss.

Thanks,

Bill

William W. Thompson, PhD
Senior Scientist
Division of Viral Hepatitis
National Center for HIV/AIDS, Viral Hepatitis, STD, and TB Prevention
U.S. Centers for Disease Control and Prevention
1600 Clifton Road, NE
Mailstop G37
Atlanta, GA 30333
(404) 498-3845 (office)
(404) 226-8428 (cell)

Courier Delivery:
12 Corporate Square Blvd, NE
Room 3212.01
Mailstop G37
Atlanta, GA, 30329

EXHIBIT 11.1

Thompson, William (Bill) (CDC/OID/NCHHSTP)

From: Thompson, William (Bill) (CDC/OID/NCHHSTP)
Sent: Wednesday, December 07, 2016 8:53 AM
To: OFFIT@EMAIL.CHOP.EDU
Cc: Thompson, William (Bill) (CDC/OID/NCHHSTP)
Subject: [REDACTED] (b)(6)

FYI --- [REDACTED] (b)(6)

[REDACTED] (b)(6)

EXHIBIT 11.2

RE: PRA Response

GOfficeTemp (on behalf of Leah DeMuynck) <GOfficeTemp@uchastings.edu>

Fri 8/11/2017 12:06 PM

To: Ricardo Beas <ricardobeasv@hotmail.com>;

 1 attachments (82 KB)

RB PRA Request Responsive Docs item 4.pdf;

Hello Mr. Beas,

I should have been more clear in my response to you on Tuesday about your follow-up questions: **this office didn't have in its possession any records related to your request of receipts related to August 18, 2016 at all (or any other records of reimbursements for that matter) —it wasn't that they existed but were exempt.**

That being said, this receipt from August 12, 2016 was just brought to this office's attention. It is attached.

Regards,

Janelle Walker
UC Hastings College of the Law
Office of the General Counsel
198 McAllister Street, Room M115
San Francisco, CA 94102
(415) 565-4851
GOfficeTemp@uchastings.edu

From: Ricardo Beas [mailto:ricardobeasv@hotmail.com]
Sent: Thursday, August 10, 2017 12:56 PM
To: GOfficeTemp (on behalf of Leah DeMuynck) <GOfficeTemp@uchastings.edu>
Subject: Re: PRA Response

Janelle,

EXHIBIT 12.1

In your reply of August 8, 2017, pertaining to specific records I inquired about, you replied:

"There are no other records in the institution's possession that are responsive to your questions. We have provided you with all disclosable responsive documentation."

California Government Code 6255 states:

"(a) The agency shall justify withholding any record by demonstrating that the record in question is exempt

Expense Report
Report Name : Hearing in San Delgo

Employee Name : Reiss, Dorit

Employee ID : _____

Report Header

Policy : *UC Hastings Expense Policy

Business Purpose : Research

Report Id : 7B00C9A466C940D2AC1F

Report Key : 7105

Report Date : 06/15/2017

Approval Status : Approved

Currency : US, Dollar

***Fund/Program :** HASTINGS CHAIR PROF REISS

EXHIBIT 12.2

Transaction Date	Expense Type	Business Purpose	Vendor	City of Purchase	Payment Type	Amount	*Project	Personal Expense (do not reimburse)
07/24/2016	Airfare (5270)	Research	Virgin America	San Francisco	Out of Pocket	\$309.20		No
Allocations : 100.00% (\$309.20) _____								

Note: The sum of allocation amounts may not exactly match the expense amount due to rounding.

Report Total : \$309.20

CIVIL AND CRIMINAL COMPLAINT AGAINST MANDATORY VACCINATION PROGRAM

Ricardo Beas

Sun 7/2/2017 9:35 PM

To: AskDOJ@usdoj.com <AskDOJ@usdoj.com>; ocrmail@hhs.gov <ocrmail@hhs.gov>; ocr@ed.gov <ocr@ed.gov>;

To the Attention of President Trump and associated departments and agencies:

Please investigate the following matter. You will be receiving a hard copy of my civil rights and criminal complaint by regular mail shortly.

[http://www.cafepeyote.com/files/Criminal_Complaint - Vaccines - US Dept Justice.pdf](http://www.cafepeyote.com/files/Criminal_Complaint_-_Vaccines_-_US_Dept_Justice.pdf)

Respectfully,

Ricardo Beas

EXHIBIT 13

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