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Advocating with Integrity

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To School Superintendents:

This Letter should be considered legal notice that you do not have the consent of the parent who is sending you a copy of this letter on behalf of their child, one of your students, to administer to him/her a mask, a PCR test, or a vaccination against Covid19. None of the above medical interventions have been fully approved by the Food and Drug Administration (FDA) but only granted an Emergency Use Authorization (EUA) and are therefore considered experimental medical treatments. Where an EUA is to be used, Title 21 U.S.C., section 360bbb-3(e)(1)(A)(ii)(I-III) of the Federal Food, Drug, and Cosmetic Act requires that any individual who is to receive any of the above be made aware of the potential benefits and risks associated with such and whether such are even known, and that the individual has the right to accept or refuse administration of the product together with any alternatives to the product and of their benefits and risks. In plain English, an EUA product cannot be administered without informed consent and the right to refuse that product or treatment.

This letter serves as an attestation that the information required by Federal law for fully informed consent has not been provided to the parent sending you this notice and thus they cannot give consent for any EUA medical treatments, such as masks, PCR tests, or vaccinations to be administered to their child(ren).

Any attempts to convince, coerce, or threaten the student(s) into accepting any of the above EUA medical treatments will be considered harassment and will be pursued as such under the fullest extent of the law.

No school policy or New York State Department of Health guidance supersedes Federal laws governing the use of EUA products and the existence of such guidance does not constitute a legal defense against prosecution for violating the laws of informed consent.

If you fail to retract the requirement that your students are required to use EUA medical treatments without informed consent you will be sued.

This is the only warning you will receive from me so you should govern yourself accordingly.

Carl Schwartz, Esq.

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