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Email: [REDACTED]; [REDACTED]

December 13, 2022

Via United States Postal Service

The Honorable John M. O'Connor
Attorney General
Office of the Attorney General of Oklahoma
313 NE 21st Street
Oklahoma City, OK 73105

Re: Request for State criminal investigation of Centers for Disease Control (CDC)

Honorable Mr. O'Connor:

I am a retired/non-practicing Oklahoma attorney and former employee at the Office of the Oklahoma Attorney General. Please consider this request for your office to investigate the public health concern relating to the high incidence of myocarditis after administration of Covid-19 vaccines. I urge you to open a criminal investigation of federal officials from the Centers for Disease Control (CDC) regarding this matter.

It has recently come to light that the CDC was aware of the relationship between myocarditis and the COVID19 vaccination, yet withheld this information from the public for over three months, by which time an additional 120 million citizens received the vaccine and became at risk for contracting myocarditis:

The CDC delayed reporting the incidence of myocarditis to the general public for three months after the first statistically significant signal appeared in the VAERS database. The delay kept about 120,000,000 [120 million] Americans in the dark until after they had already unknowingly exposed themselves to one or more doses of the

COVID-19 injections that were, according to the analysis presented here, in all probability, the proximate cause of the increased incidence of myocarditis, especially in young male Americans from 8 to 21 years of age.¹ (emphasis added).

Other research and clinical anecdotal evidence supports the contention that COVID-19 vaccines may cause myocarditis and death. For the sake of brevity, I reference only two additional sources, although there are additional studies and reports making similar claims:²

- A Japanese study posted October 18, 2022 concluded that SARS-CoV2 vaccine increased myocarditis mortality in all age groups and it estimated that the risk of myocarditis death may be 4 times higher than without the vaccine.³
- Wisconsin Sen. Ron Johnson hosted a panel of experts at a roundtable this month, titled as “*Covid-19 Vaccines: What They Are, How They Work, and Possible Causes of Injuries.*”⁴ At the event, pediatric cardiologist, Kirk Milhoan, M.D., PhD stated there is now data from multiple sources showing the spike protein in Covid-19 injections is “cardio-toxic,” and causes heart inflammation. (ibid. at time marker 2:14:59).

Oklahoma citizens are certainly among the 120 million Americans who took COVID vaccinations without knowing the risks, when the CDC both knew the risks and failed to publicly reveal them. This CDC inaction could be responsible for post-COVID vaccine myocarditis and deaths in Oklahoma. The CDC’s withholding crucial information from the public about the vaccines and their risks warrants investigation under the Maiming statute, Okla. Stat. 21, § 751 *et. seq.* The evidentiary elements to prove the crime of maiming are: 1) infliction; 2) upon

¹ Karl Jablonowski & Brian Hooker, [Delayed Vigilance: A Comment on Myocarditis in Association with COVID-19 Injections](#), International Journal of Vaccine Theory, Practice and Research 2(2), October 17, 2022 (quotation from abstract. See also page 651.4 of this document stating “From February 19, 2021 the signal in VAERS data was already loud and clear after only 14.23% of the US population had been administered at least one of the injections. Subtracting that group from the 50.56% who had taken the risks associated with the shots by May 27, left 36.33% of the US population (or roughly 120 million people) in the dark about the known adverse outcomes, including the irreversible damage of myocarditis, associated with the COVID-19 injections.”).

² For articles and studies from the Spring 2021 time frame showing the correlation between COVID-19 vaccines and myocarditis See generally “Acute myocarditis after administration of the BNT162b2 vaccine against COVID-19.” (27 April 2021). PubMed Central (PMC). <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8075838/> ; JAMA. (29 June 2021). Myocarditis Following Immunization With mRNA COVID-19 Vaccines in Members of the US Military. <https://jamanetwork.com/journals/jamacardiology/fullarticle/2781601>;

³ Sintaroo Watanabe & Rokuro Hama, *SARS-CoV-2 Vaccine and Increased Myocarditis Risk: A Population Based Comparative Study in Japan*. Medrxiv. [preprint] October 18, 2022 [accessed December 11, 2022] Available from <https://www.medrxiv.org/content/10.1101/2022.10.13.22281036v1>

⁴ <https://rumble.com/v1ze4d0-covid-19-vaccines-what-they-are-how-they-work-and-possible-causes-of-injuri.html>

another; 3) of a physical injury that disables/.../seriously diminishes physical vigor; 4) performed with the intent to cause any injury.⁵ For the crime of maiming, "...it is immaterial by what means or instrument, or in what manner the injury was inflicted" and intent "is inferred from the fact of inflicting an injury which is calculated to ... disable,..." Okla. Stat. 21, § 754, 756. Alternatively, Okla. Stat. 21, § 421(5) "Conspiracy to commit any act injurious to the public health" may apply. For cases involving death, the culpable negligence of officials in the CDC may also meet the elements of Second-Degree Manslaughter under Okla. Stat. 21, § 716. The inexplicable failure of CDC personnel to adequately warn Oklahoma citizens of the dangers of the COVID-19 vaccine clearly constitute, at best, criminal negligence, and may rise to intentional criminal activity.

As you are aware, federal officials do not have absolute Supremacy Clause immunity from state law prosecution, *see e.g.*, *Wyoming v. Livingston*, 443 F.3d 1211 (10th Cir. 2006). When a federal official's actions (and impliedly negligent inaction) are necessary and reasonable to carry out their federal duties, Supremacy Clause immunity applies. It is virtually impossible to imagine how CDC officials' inaction in failing to advise the public about myocarditis could be characterized as "necessary and reasonable" to their federal duties.

In consideration of all of the aforesaid, I believe there is sufficient evidence to open a criminal investigation into this matter with CDC officials as the target(s) of the probe.

Respectfully,

, JD

⁵ Oklahoma Uniform Jury Instructions OUJI-CR 4-116