



**NOTICE OF NON-CONSENT TO MASKING**

To:  
School \_\_\_\_\_  
Address \_\_\_\_\_  
City, State, Zip \_\_\_\_\_

Date: \_\_\_\_\_

SUBJECT: Notice of non-consent to EUA MASKS based on rights protected under federal law and for lack of scientific/medical basis.

Pursuant to:  
Federal Law 21 USC § 360-bbb-3  
The United States Constitution  
The 1964 Civil Rights Act

This document shall serve as legal notice that, under Federal Law 21 USC § 360-bbb-3, my child, \_\_\_\_\_, will be asserting his/her right to refuse any medical device that is authorized for emergency use only, which includes all masks being used as a supposed preventative measure against the spread of COVID-19.

The mandate for any person to wear a COVID-19 EUA MASK violates federal law. All COVID-19 MASKS are NOT licensed by the Food and Drug Administration; they are Emergency Use Authorization (EUA) only. They merely “may be effective.”

Federal law states:

Title 21 U.S.C. § 360bbb-3(e)(1)(A)(ii)(I-III) of the Federal Food, Drug, and Cosmetic Act (FD&C Act) states:  
individuals to whom the product is administered are informed—

(I) that the Secretary has authorized the emergency use of the product;  
(II) of the significant known and potential benefits and risks of such use, and of the extent to which such benefits and risks are unknown; and  
(III) of the *option to accept or refuse administration of the product*, of the consequences, if any, of refusing administration of the product, and of the alternatives to the product that are available and of their benefits and risks. (emphasis added)

EUA products are by definition experimental and thus require the **right to refuse**. Under the Nuremberg Code, the foundation of ethical medicine, no one may be coerced to participate in a medical experiment. Consent of the individual is “absolutely essential.”

There is no scientific nor medical basis for demanding that healthy children cover their faces in school, particularly when doing so poses great risks and harms, including the interference with their language skill development. And especially when we know that children are not at risk of contracting or dying from COVID-19.

Nor is there any legal authority to force any child to wear a mask. The Governor does not make the laws. The Department of Health does not make the laws. Unless there is a state statute which clearly defines your legal, lawful authority to force my child to wear a mask, we will exercise our right to refuse to do so under the well established Federal Law mentioned above and under the authority of the United States Constitution which guarantees every American’s right to bodily integrity and the right to life, liberty, and the pursuit of happiness.

There are eleven studies, including randomized controlled trials, that show no significant reduction in the spread of any influenza-like illness, including COVID-19, when masks are worn universally by a healthy population. Conversely, there are another eleven studies that show there are significant dangers in universal masking, particularly for school children who are expected to be wearing it for six hours a day. Those studies can be found at [www.unmaskourkeiki.org](http://www.unmaskourkeiki.org).

My request is that my child be allowed to participate normally in all activities and events at school without wearing a mask and without any form of discrimination, harassment, intimidation, separation or segregation.

If the school attempts to use a “direct threat” defense, the burden of proof is on you to meet a strict standard of proof, providing evidence that my child’s presence unmasked presents a direct threat to the health and safety of others.

The standard of law is strict: no generalization or stereotypes can be applied. It is not lawful to make a blanket assumption that my child is carrying an infectious disease that he/she is a direct threat to the health and safety of others.

Only a court order, issued from a judge based on the sworn testimony, under penalty of perjury, from a licensed medical doctor who has examined my child and has determined that he/she is carrying an infectious disease, could compel me or anyone to put a face mask on a perfectly healthy child.

I am prepared to take legal action if my child's right to refuse is not acknowledged or if my child is segregated or discriminated against as a result.

Signed,

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