

26 August 2022

Subject: Petition for a Congressional Investigation of Illegal Department of Defense Activity

Ref: (a) Whistleblower Report of Illegal Department of Defense Activity dated 15 August 2022

1. This petition is hereby submitted to Congress under the Military Whistleblower Protection Act (10 USC § 1034) in support of reference (a) and to amplify the request that Congress investigate the allegations of rampant illegal Department of Defense (DoD) activity.

2. Reference (a) includes extensive evidence that the DoD has violated the law and the Constitutional rights of every service member through an unlawfully enforced vaccine mandate. This evidence includes:

- A. Unlawful and intentional coercion of service members to submit to administration of an emergency use authorized (EUA) medical treatment, while misrepresenting the product as fully licensed;
- B. Public admission by the Secretary of Defense that he knew and understood a presidential waiver was required prior to mandating any unlicensed medical treatment pursuant to 10 U.S.C. § 1107a, yet proceeded to direct the Service Secretaries to enforce a vaccine mandate without the appropriate informed consent or an FDA licensed product;
- C. Intentional misrepresentation of, and reliance upon, an interchangeability memo by Dr. Terry Adirim as legal guidance for mandate enforcement and subsequent unlawful punitive action;
- D. Rejection of an internal review, highlighting that a licensed product was not available, demonstrating clear disregard of the law, resulting in a deceitful coverup of the facts which enabled continued punitive and discriminatory actions against service members;
- E. Evidence of potentially fraudulent labeling of a “Comirnaty-labeled” product procured immediately after DOJ asserted in court that the licensed product was available to order;
- F. Additional unlawful mandates and coercion of service members with EUA test kits and masks;
- G. Taking unlawful actions against those who fulfill their Constitutional duty to resist unlawful orders that coerce EUA products without consent. These actions include punitive administrative actions, denial of participation in assignments, separations, and discriminatory treatment;
- H. Failure of the DoD to self-regulate in response to the plethora of Inspector General, Article 138, and Equal Opportunity Complaints previously submitted to address these issues.

3. Military readiness is negatively impacted by illegal mandates, creating an unacceptable national security risk for our country and significantly degrading the purpose for, and public trust in, our Armed Forces. This belief is supported by current DoD retention and recruitment rates. If Congress does not take action and help restore the rule of law in the military, the collapse of public trust will be permanent, resulting in unrecoverable damage to our National Security.

4. On behalf of all Americans who share our concerns, we request that you promptly investigate these matters and hold accountable those found to have acted unlawfully. Please end illegal EUA mandates and all related fraudulent activity to ensure that our military can once again be counted on to uphold the rule of law in support of our Constitution.

Signed by impacted Service Members, their families, and concerned American citizens.