

HOW TO SERVE YOUR TOWN

INSTRUCTIONS:

- 1) Identify town officials from town website.
- 2) Print out the 69-page Notice & Demand letter sent to Baker and the three-page summary document explaining the 69-page document from www.beaconsofll.com website.
- 3) Modify the letter below to replace XXX with your town name and other specific town information.
- 4) Find out when the next is the next Board of Selectman's meeting.
- 5) Make appropriate number of copies of the letters. (see CC list in letter)
- 6) Before the meeting bring the letters to your town hall. Request a receipt or take a picture of the stamped receipt of the document to prove they received it.
- 7) **Gather as much support as you can and attend that next Board Meeting.** When speaking:
 - a. Explain what documents were delivered in the package.
 - b. That the Notice & Demand letter that was delivered to Governor Baker be put on public record in the town.
 - c. Request that the documents be reviewed by the next board meeting or sooner and provide the Boards response.

It is important that the local town officials understand that they have the right and obligation to challenge any State mandates that could adversely impact the town. Just as we are asking for substantiation, the local Board of Health should be requesting the same from the State Public Health Department.

NOTE: The attachment is an example of a rebuttal to the town specific state of emergency. It is not necessary to include it but does add more evidence to support the case to rescind the town state of emergency. This gives you some language to use for your own town specific rebuttal.

Date

Town of XXX
Select Board Members
Address

TOWN Select Board Members

George Washington
Thomas Jefferson

SUBJECT: Request for the Board of Selectman to remove an unsubstantiated State of Emergency related to COVID-19 in the Town of XXX

Dear Board of Selectman:

First, we would like to thank you for all that you do in service to the People of XXX. These last ten months have been an exceedingly difficult time for businesses, parents and especially the children in our town. Some businesses have permanently closed. Families have had to let their loved ones die alone. There are incidents of mask wearing induced asthma to people in town. The mental, physical, and psychological damage to the children may not be known for years.

Governor Baker was sent a Notice & Demand (included) which outlines the legal case against his unsubstantiated state of emergency and request that this document be reviewed and to go on public record in the Town of XXX. Also, attached with this letter is the People's rebuttal specifically addressing the declaration of the state of emergency in XXX. The People request that the Board of Selectman and the Department of Public Health rescind the state of emergency or prove that a state of emergency existed on MONTH/DAY/YEAR and continues to exist, whereby if measures were not taken that the Town of XXX would be incapacitated and that the economic, social and physical measures imposed on the People do in fact prevent the transmission of the SARS-CoV2 virus. At a minimum, the following is requested:

- 1) Provide the clinical or verifiable scientific evidence that an actual widespread emergency condition exists that would interrupt basic services and pose a widespread and incapacitating threat to the People of XXX.
- 2) Provide the efficacy (pro/con) of wearing masks (face coverings) by the general public as an effective method of stopping the spread of infectious disease, such as influenza or COVID-19.
- 3) Provide any safety risks associated with the long-term wearing of masks or face-coverings by asymptomatic or healthy people.
- 4) Provide the evidence to substantiate the effectiveness of six-foot distancing in buildings where occupants are breathing the same air supply on the transmission of infectious diseases.
- 5) Provide the evidence that the closing of "non-essential" businesses or imposing severe restrictions on how these businesses operates reduces the spread of transmission of any virus compared to those businesses allowed to stay open.

- 6) Provide the evidence that positive “cases” of COVID-19 are due to exposure to the SARS-CoV2 virus and not a factor of replication cycles in the PCR test (i.e. false positives) or the result of testing for other viruses.
- 7) Provide the evidence that the SARS-CoV2 virus is highly contagious and readily transmissible from a symptomatic and asymptomatic person.
- 8) Provide the evidence that the Flu vaccine provides protection against influenza during a pandemic and does not actually increase the virulence of exposure to another virus.

If the above substantiation cannot be provided, then there can be no state of emergency and businesses and the People can return to living their lives and running their businesses how they see fit. This includes no mandated mask wearing, social distancing, mandatory vaccination, testing or contact tracing.

We request that a response be provided at the Board of Selectman’s next meeting on MONTH/DAY/YEAR or sooner. Also, please provide the mechanism that will be used to communicate to the businesses and the People of XXX the Board’s response.

Respectfully submitted by,
We the People of XXX

CC: Board of Health
NAME (Town Manager)
CHIEF NAME (Police Department)
School Committee
Town Clerk

/enclosures

*****DO NOT USE THIS ATTACHMENT*****

This is Town Specific and is included here to show how the format of how the Town of Sutton's State of Emergency was rebutted. Insert your own.

**ATTACHMENT
REBUTAL TO THE TOWN OF SUTTON'S STATE OF EMERGENCY OF
MARCH 19, 2020**

WHEREAS, the 2019 Novel Coronavirus (COVID-19) is a highly contagious and potentially fatal respiratory disease, the prevalence of which is increasing rapidly throughout the world, inclusive of the United States and the Commonwealth of Massachusetts; and

HOWEVER, the mere presence of "a contagious, and at times fatal, respiratory disease" does NOT constitute the verifiable existence of a widespread emergency associated with "2019 novel coronavirus" within the Commonwealth or any virus for that matter. This fails to meet minimum performance standards needed to lawfully declare a State of Emergency in Massachusetts.

WHEREAS, on March 10, 2020, the Governor of the Commonwealth of Massachusetts issued a Declaration of a State of Emergency to Respond to COVID-19; and

HOWEVER, the Governors proposed Declaration of Emergency failed to meet basic evidence-based validation that the Commonwealths basic services would be adversely impacted giving the Governor the authorization to invoke executive privilege under Chapter 639 and is therefore null and void of effect and unenforceable.

HOWEVER, since this March 10th 2020 interpretations of the Center for Disease Control & Prevention (CDC) information, we've discovered that testing procedures and results are flawed and/or non-specific, fraudulent and padded death rates have been tabulated and reported, and the models which were used to estimate infectious/death rates have now proven to be woefully inaccurate. Furthermore, the assumed statistics being used do NOT meet the prerequisite performance standards necessary to lawfully enact or continue a Declaration of Emergency within the Town of Sutton or the Commonwealth of Massachusetts.

WHEREAS, on March 11, 2020 the World Health Organization designated the COVID-19 outbreak a Pandemic Health Emergency; and

HOWEVER, the World Health Organization is a non-domestic entity that dispenses numerous "designations" and opinions, none of which are constitutional mandates upon the Commonwealth of Massachusetts nor the United States. Furthermore, no prerequisite clinical or verifiable scientific evidence has been produced that would validate the actual widespread emergency conditions assumed to exist within the Commonwealth

HOWEVER, the definition of a pandemic by the WHO is “the worldwide spread of a new disease”. That definition does not correlate or validate a public health emergency that would threaten the lives of the People of Sutton or of the Commonwealth..

WHEREAS, on March 13, 2020, the President of the United States announced a national declaration of emergency; and

HOWEVER, although “declarations” from the United States Health and Human Services Secretary Alex Azar II may expedite the movement of resources in a strategic preparatory manner, it does NOT constitute prerequisite scientific “validation” of the existence of a widespread emergency, as required, and does not meet the standards set forth in MGL Chapter 639 of the Acts of 1950.

WHEREAS, on March 15, 2020, Governor Baker announced emergency actions to respond to the evolving COVID-19 public health emergency impacting the Commonwealth, including prohibitions on public gatherings of ten or more people and prohibiting on-premises consumption of food or drink at bars and restaurants from March 17, 2020 until April 6, 2020, as well as suspension of elementary and secondary school educations operations from March 17, 2020 until April 6, 2020; and

HOWEVER, there was no scientific evidence or valid study that demonstrated that limiting the number of public gatherings to ten or more or restrictions around food and bars and restaurants would impact the transmission of the COVID-19 virus or any virus for that matter. This is a clear violation of Title 42 U.S.C. Section 1983 Civil Rights Action for deprivation of Rights afforded to the People of Sutton and the Commonwealth.

WHEREAS, the Select Board and the Board of Health, following consultation with the Massachusetts Department of Public Health, has determined that COVID-19 presents a major disaster which poses in immediate threat to public health, safety and general welfare of people residing both within and outside of the Town of Sutton; and

HOWEVER, a threat of a deadly virus that may cause death does not constitute a major disaster according to MGL Chapter 639 of the Acts of 1950. The continued enforcement of an unsubstantiated Declaration of Emergency poses more of an immediate threat to the health and general welfare to the People and businesses of Sutton.

HOWEVER, the mere formation of a “team” within the Department of Public Health to proactively mobilize and prepare Commonwealth assets does NOT, in any way, validate the existence of a widespread emergency that threatens to disrupt basic services, nor does it offer any scientific and statistically significant data in support of the same.

WHEREAS, the Sutton Select Board and its Board of Health have determined that immediate public action is needed in order to prevent or minimize the spread of COVID-19 by and among the people of Sutton; and

HOWEVER, the mere presence of common respiratory “symptoms” and illness related observations does NOT constitute the prerequisite evidence necessary to satisfy that immediate public action was needed to prevent or minimize the spread of this virus.

HOWEVER, we now know that the reported numbers for confirmed cases of COVID-19 have been based on reported observations of common symptoms of common illnesses and not on the existence of an isolated and identifiable contagion, with the potential for widespread interruption of basic services in the Commonwealth. Even if the CDC’s stated numbers are assumed to be accurate, this still does NOT meet the prerequisite performance standards necessary to lawfully declare a statewide emergency pursuant to Chapter 639 and fundamentally fails to actually provide absolute verifiable evidence that widespread emergency conditions exist that would disrupt basic service.

WHEREAS. it is critical to take additional steps to prepare for, respond to, and mitigate the spread of COVID-19 to protect the health and welfare of the people of Sutton; and

HOWEVER, there are no quantifiable statistics or supporting data towards the necessary “validation” process of any declared emergency within the Town of Sutton or the Commonwealth where additional steps would need to be taken.

WHEREAS, declaring a state of emergency will facilitate and expedite the use of resources to protect persons from the impacts of COVID-19, including but not limited to emergency expenditures pursuant to Massachusetts General Laws, Chapter 44, Section 31 and limitations on operating hours and access to public buildings; and

HOWEVER, by declaring a state of emergency to expedite funding to support the control measures, it is not a valid reason for declaring that a state of emergency exists that would impact basic services in the Town of Sutton or the Commonwealth.

WHEREAS the Select Board and Board of Health recommended that a state of emergency be declared in the town of Sutton.

HOWEVER, since the basis of Sutton’s declaration of a State of Emergency was an unsubstantiated and therefore invalid State of Emergency declared by Governor Baker there was no lawful authority for the Select Board and the Board of Health to recommend declaring a state of emergency in Sutton.

NOW THEREFORE, we, the Select Board and the Board of Health of Town of Sutton, Massachusetts, hereby declare that as of today, March 19, 2020, a state of emergency exists in the Town of Sutton. This declaration of emergency shall remain in effect until further notice is given, pursuant to our judgement that the conditions leading to this declaration no longer exist.

OBJECTION: The proposed Declaration of Emergency has failed to meet any level of competent and verifiable data that “validates & confirms” that emergency conditions exist that would interrupt basic services and pose a widespread and incapacitating threat

to the people in the Town of Sutton and the Commonwealth. Therefore, no special authority is granted to the Commissioner of Public Health under MGL Chapter 17, Section 2A and remains fully bound to her Oath of Office.

INDEMNIFICATION: Due to the glaring lack of empirical science and evidence-based support for the proposed Declaration of Emergency, it fails to meet the most fundamental performance standards for validated authority to be lawfully transferred to any other Public Servants, thus making them potentially personally liable for any Civil Rights infractions or rightful litigation that is sure to arise. All Public Servants are still bound to their Oath of Office and possess no lawful authority nor privilege granted under this proposed Declaration of Emergency, Chapter 639, Chapter 17 Section 2A, nor Executive Order #55.

Therefore, any real or assumed authority by the Sutton Board of Health over law enforcement personnel in the Town of Sutton is null and void. All Public Servants remain strictly bound by the compulsory limits of the US and Massachusetts Constitution and the people they serve shall lawfully dismiss any and all infringements with absolute impunity or willfully adopted at their individual discretion.

Since there was no lawful authority in declaring that a state of emergency existed, the Select Board and the Board of Health pursuant to their judgement after reviewing the evidence provided in this rebuttal and the Notice & Demand must declare that the conditions leading to this declaration of a state of emergency did not exist. If there is reason to believe the restrictions should continue, then a full evidence-based substantiation must be provided.

End