

Hamill Law & Consulting

December 1, 2021

Palos Verdes Peninsula Unified School District
Board of Education
Superintendent Dr. Alex Cherniss
375 Via Almar
Palos Verdes Estates, CA 90274

Re: Demand for Rescission of Policy Excluding Unvaccinated Parents from School

Dr. Cherniss and Members of the Board:

I write regarding the Palos Verdes Unified School District's ("District") policy of excluding unvaccinated parent volunteers. I ask that the District immediately rescind this arbitrary and capricious policy, which lacks justification in science and law and harms District families.

First, the District allows unvaccinated teachers, substitutes, and employees to enter school grounds and associate with students upon proof of negative test. There is no reason why adult volunteers should not be afforded the same opportunity.

Second, science shows that vaccinated persons can contract and transmit covid. Accordingly, proof of negative test actually provides *more* "safety" than proof of vaccination. A vaccinated person may enter school grounds without a symptom check or test, while an unvaccinated person would be tested prior to entry.

Third, unvaccinated parents have the same right and interest in participating in their children's lives and education as vaccinated parents. At Cornerstone, where my son attends school, we have a shortage of eligible parent volunteers available to participate in the classroom. Meanwhile, unvaccinated parents are begging to participate, and are devastated at their inability to walk onto campus and be involved in their children's lives.

At this point in time, everyone in the District has had the option to get vaccinated. Everyone in the District has the option to wear an N95 mask. There is no sound basis to continue treating unvaccinated children and adults as dangerous lepers, especially knowing that vaccinated people can still contract and transmit covid, and knowing the substantially low risk of serious illness and death that covid poses to unvaccinated children.

Finally, if anyone on the District's Medical Professionals Committee is a vascular surgeon, please ask him or her what they are seeing in their practice with respect to post-booster clotting events. If there is not a vascular surgeon on the committee, please consider recruiting one, or asking a vascular surgeon in your social network what they are witnessing. If you need an introduction to a local vascular surgeon, I would be happy to make one.

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I am attaching recent studies in support of the statements made in this letter. I look forward to your prompt response and justification for continuing an arbitrary and capricious vaccine mandate for adults in the District.

Sincerely,

/s/

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Enclosures:

November 29, 2021 Opinion from the Eastern District of Missouri in the case of *State of Missouri v. Biden*, Case No. 4:21-cv-01329-MTS ("... the lack of data regarding vaccination status and transmissibility -- in general -- is concerning." (p. 15); "Requiring already hesitant individuals to get the vaccine -- without giving them an opportunity to be heard -- undermines the democratic process that the APA's procedural safeguards are intended to protect and exacerbates the underlying hesitancy problem." (p. 13)); available at: https://www.documentcloud.org/documents/21119324-cms-vaccine-mandate-_preliminary_injunction

"Abstract 10712: Mrna COVID Vaccines Dramatically Increase Endothelial Inflammatory Markers and ACS Risk as Measured by the PULS Cardiac Test: a Warning," *Circulation*, Steven R. Gundry, November 8, 2021, available at: https://www.ahajournals.org/doi/10.1161/circ.144.suppl_1.10712.

"Transmission potential of vaccinated and unvaccinated persons infected with the SARS-CoV-2 Delta 2 variant in a federal prison, July—August 2021," Multiple Authors, November 19, 2021, available at: <https://www.medrxiv.org/content/10.1101/2021.11.12.21265796v1.article-info>

"The epidemiological relevance of the COVID-19-vaccinated population is increasing," Kampf, Gunter, *The Lancet Regional Health – Europe*, available at: <https://www.thelancet.com/action/showPdf?pii=S2666-7762%2821%2900258-1>

