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14 **UNITED STATES DISTRICT COURT OF CALIFORNIA**
15 **EASTERN DISTRICT - SACRAMENTO**

16 Joy Garner, individually and on behalf of The
17 Control Group; Joy Elisse Garner, individually
18 and as parent of J.S. and F.G.; Evan Glasco,
19 individually and as parent of F.G.; Traci Music,
20 individually and as parent of K.M. and J.S.,
21 Michael Harris, individually and as parent of S.H.,
22 Nicole Harris, individually and as parent of S.H.,

23 Petitioners,

24 v.

25 DONALD JOHN TRUMP, in his official capacity
26 as PRESIDENT OF THE UNITED STATES OF
27 AMERICA,

28 Respondent.

Case No.: 2:20-CV-02470-WBS-JDP

[proposed] ORDER NUMBER TWO
GRANTING PETITIONERS' MOTION FOR
PRELIMINARY INJUNCTION

Date: February 22, 2021
Time: 1:30 PM
Courtroom: 5
Judge: William B. Shubb

1 This matter is before the Court on Petitioners' Motion for a Preliminary Injunction, or in the
2 alternative Request for Order to Show Cause. Having considered the motion, including Petitioners'
3 Memorandum of Law, supporting evidence, matters subject to judicial notice, and Respondent's
4 opposition thereto, and having further considered: (1) the likelihood that Petitioners will succeed on
5 the merits of their claims; (2) the likelihood that Petitioners will suffer irreparable injury absent an
6 injunction; (3) whether injunctive relief would substantially harm Respondent; and (4) whether the
7 public interest would be furthered by an injunction, this Court concludes that Petitioners are entitled
8 to preliminary injunctive relief. The Court finds that Petitioners have satisfied all of the above
9 elements of proof.

10 THEREFORE pursuant to Federal Rule of Civil Procedure 65, Petitioners' Motion is
11 GRANTED.

12 The Court finds:

- 13 1. Because vaccinology is devoid of safety studies comparing the vaccinated to true
14 unvaccinated controls, all vaccination is experimental. Covid-19 vaccination is openly
15 experimental. Many Americans are unknowing participants of a mass medical experiment
16 being conducted without consent.
- 17 2. Vaccines are unavoidably unsafe as injury and death can result from side effects that are
18 unavoidable even though the vaccine may be properly prepared and accompanied by proper
19 directions and warnings. See e.g., 42 USCS § 300aa-22; Code of Federal Regulations,
20 Restatement of Torts, (Second) 402A (k) ("Unavoidably Unsafe"). The United States
21 Supreme Court has opined on this classification in *Bruesewitz v. Wyeth LLC*, 562 U.S. 223,
22 234, 251 (2011).

23 ***Preliminary Injunction***

24 Accordingly, Respondent is hereby enjoined, until such time as the Court enters judgment
25 on the Petitioners' claims for relief, as follows:

- 26 A. Within the United States of America and its territories, any laws, regulations, or
27 policies, which purport to place in any branch of government or any agency thereof,
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1 whether federal, state, county, city, or otherwise the power to waive the people's
2 right to informed consent/refusal with regard to human medical experimentation in
3 the form of any vaccine in Stage 1-4 trial(s), or which otherwise purports to broadly
4 authorize any form of such human medical experimentation without informed
5 consent/refusal, is hereby declared unenforceable.

6 **B.** Any laws, regulations, or policies, purporting to authorize any form of discrimination
7 against any Citizen, whether in the form of denial of educational opportunities,
8 employment, travel, or any other common right, which is based solely upon their
9 refusal to consent to experimental medical intervention in the form of vaccination,
10 are repugnant to the U.S. Constitution and are therefore unenforceable.

11 **C.** The legal burden has shifted to Respondent to numerically prove that benefits of
12 vaccine exposure, at any level of exposure, currently outweigh the short-term and
13 long-term risks associated with vaccine exposure.

14 ***Limitation***

15 This Order shall not apply to any of the following:

16 A. Lawfully incarcerated and institutionalized individuals lacking the right or ability to
17 meaningfully provide informed consent/refusal; and

18 B. Courts of law issuing individualized court orders specific to one individual, provided the
19 court order applies strict scrutiny following a hearing affording due process of law to the individual
20 affected.

21 DONE AND ORDERED this __ day of _____, 2021,

22 _____

23 Hon. _____
24 UNITED STATES DISTRICT JUDGE

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