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An das

Bundesverwaltungsgericht
Geschäftsstelle 1. Wehrdienstsenat

schmitz.de
04107 Leipzig

Zustellung über das beA

Bei Zahlungen bitte stets angeben:
Rechn.-Nr.:

Bei Antworten bitte stets angeben:
Aktenzeichen: 37 + 58 / 2022

Selfkant, den 7.4.2022

In the military appeal proceedings

of the Lord ...

AZ. ...

and

of the Lord ...

AZ. ...

I now submit to the discerning Senate a few documents which not only prove that previously healthy soldiers who were "vaccinated" against the coronavirus suffered massive side effects in connection with this vaccination (see Annex 11 below), but also demonstrate in an extremely impressive manner that superiors and doctors of the Bundeswehr obviously repeatedly exerted massive pressure on soldiers who expressed reservations about these coronavirus protection "vaccinations" and therefore refused such a "vaccination" (see Annex 12 below).

This pressure also goes so far that all soldiers who refuse these vaccinations have in fact been discredited across the board, although the duty of comradeship according to § 12 SG obliges all soldiers to respect the dignity, honor and rights of their comrades, which includes mutual recognition and respect (see Appendix 13 below).

For this reason, one will meanwhile also have to affirm a rehabilitation interest of the complainants, since they have been and will be injured in their dignity and honour or in their claim to respect by such practices only because they have so far refused these coronavirus protection "vaccinations" for the best conceivable reasons.

This circumstance must also be taken into account with regard to the weighing of consequences when deciding on the interim suspension of the instruction of the Federal Minister of Defence of 24 November 2021 on the inclusion of Covid-19 vaccinations in the basic vaccination scheme of the Bundeswehr "General Regulation (AR) Vaccination and Selected Prophylactic Measures - Technical Part - A1-840/8-4000".

Against this background, it would consequently fall short if the discerning Senate were to discuss in the context of the oral hearing - as announced in its communication of 24.3.2022 - only the fundamental and human rights that are impaired here, and these only with regard to an "encroachment through psychological violence", and not also the specifically soldiers' rights.

From the affidavit of the soldier Mr. ... dated 26.3.2022, which is herein filed as a

Annex 11

it is clear that, in the immediate temporal connection with these vaccinations, the patient has suffered considerable health impairments which he did not have before these vaccinations.

Mr. ... received the 1st vaccination on ... and the 2nd vaccination with Comirnaty on .... Since ... he has experienced various forms of pain in his chest and legs, accompanied by severe to very severe headaches. Due to this development, he has been under medical treatment since ....

In all other respects, for the sake of clarity and to avoid repetition, reference is made to the contents of Annex 11, which is thus raised to the appellants' submissions.

The affidavit of the soldier Mrs. ... dated 26.3.2022, which is here referred to as the

Annex 12

demonstrates particularly impressively that massive pressure is exerted on soldiers who are unwilling to be vaccinated, even if they demonstrably (!) suffer from such a serious pre-existing condition as sinus vein thrombosis, which clearly constitutes a medical contraindication to such coronavirus "vaccinations".

Evidence: expert testimony of Prof. Dr. em. Sucharit Bhakdi, as before

Ms ... was diagnosed with a rare sinus vein thrombosis in 2018. She could and can also prove this by medical statements, including the "Final Discharge Letter" of Heidekreis-Klinikum GmbH dated ..., the "Preliminary Discharge Letter of AGAPLESION DIAKONIEKLINIKUM ROTENBURG gemeinnützige GmbH dated ... and the "Discharge Report" of the Outpatient Centre of UKE GmbH (MVZ) dated ..... The copies of these reports are also included in Annex 12.

In order to avoid repetition and to maintain clarity, reference is made to the contents of these reports.

Despite all these circumstances and evidence, Ms ... was disciplined with a 7-day detention. Shortly thereafter - in January 2022 - she received two further orders and appointments to be "vaccinated" with BioNTech's "vaccine", and this under circumstances which show a deliberate disregard for data protection.
The certificate of the internist Dr. W., who confirmed to Ms. ... that such a "vaccination" was "too risky and medically unreasonable", was not accepted by the responsible troop doctor, OFArzt F., and was rejected as a "document of convenience".

Evidence: as above (Annex 12)

In all other respects, for the sake of clarity and to avoid repetition, reference is made to the contents of Annex 12, which is thus raised to the appellants' submissions.

One does not believe that the experiences of Mrs ... is an unrepresentative individual case.

Many such reports of experience have been brought to the attention of the small circle of procedural representatives appearing here.

For example, a criminal investigation has been initiated against another of my clients, Corporal ..., personal identification number ..., service no. ..., at the Public Prosecutor's Office ... to AZ. ... because of the refusal of the order to be "vaccinated" against the corona virus, a criminal investigation has been initiated because of the accusation of insubordination.

Evidence: Inspection of the files of the StA ... to AZ. ...

It goes without saying that all of the aforementioned persons expressly agreed to the transfer of these data and documents to the BVerwG.

This brings us to the Federal Ministry of Defence's Security Notice No. 1/2022 of 20.1.2022, which is published here as a

Annex 13

will be presented.

From this Safety Notice No. 1/2022, I would like to highlight the following citations, among others (with the following emphasis in bold and underlining already present as such in the reference source and not added by me):

Page 3, 1st paragraph:

"According to the information available here, **vaccination** has **so far** been **refused in mid-double-digit numbers without any actual medical indication.....Justifying arguments** presented to disciplinary superiors and medical officers in charge of vaccination include **conspiracy-theory, pseudo-scientific and pseudo-legal arguments.** In doing so, they rely on argumentation aids that are disseminated in social networks with the purpose of **deliberately putting the disciplinary superiors and medical officers** confronted with them **into explanatory difficulties.**"

Page 5, 2nd paragraph:

"2.3 Letters received by the Federal Ministry of Defence from so-called lateral thinkers, conspiracy theorists, notorious anti-vaccination activists and other opponents of government measures to combat the COVID 19 pandemic or the state as a whole represent **security incidents of the demotivation action type.** Given their current large number, the **threat to military security posed by the action type Demotivation has currently** been **downgraded from low to medium.** The authors of such letters do not aim at an open exchange of opinions. For them, it is clear that government action to combat the pandemic will harm the population, possibly decimate it, and benefit only a few individuals behind "the conspiracy" monetarily or by exercising control over citizens. **Therefore, in all cases, it is unnecessary to respond to such letters.**"

Page 6, 1st paragraph:

"If objectively vaccine-eligible servicemembers refuse a vaccination that must be tolerated, there is a suspicion of a service offense."

Page 6, 2nd paragraph:

"Vaccination-critical behaviour by members of the BMVg division can be **instrumentalised in** the course of **hybrid activities** by other states in a targeted and possibly distorted manner in the **information space in order** to undermine confidence in state institutions in general and to portray the internal structure and operational readiness of the Bundeswehr in a negative light."

Thus, the complainants are also accused of merely presenting conspiracy-theoretical, pseudo-scientific and pseudo-legal arguments, with which they also put superiors and medical officers in explanatory difficulties. In this way they too have - allegedly - established a security incident of the action type demotivation. In all cases - so also in their cases - it isn't necessary to answer their letters, it is unnecessary, are only lateral thinkers and conspiracy theorists who dared to inform alternatively in social media.

This is clearly a sweeping defamation and an attack and encroachment on the dignity, honour and claim to respect of all soldiers who are critical of vaccination, including the complainants.

Who argues here in truth "pseudo-scientifically", because he ignores numerous facts and findings, this procedure will already prove. And if in the course of these proceedings also the BVMG should get into "difficulties of explanation" due to the factual and legal situation, then this is because it has completely ignored the factual and legal situation so far and has forced soldiers to a life-threatening "vaccination" against the coronavirus due to this ignorance and on the basis of a grossly erroneous "clarification" partly by downright mobbing and also by orders.

There is a great deal that could be said about the above quotes from Safety Notice No. 1/2022.

That in the times of the "pandemic" just the richest of the rich have become much richer, that should have become common knowledge long ago. One would have had to avoid already all media, in order not to escape with this fact. Who nevertheless lived in the valley of the clueless, who only needs to try a search engine.

Here is just one of countless sources:

"...According to the survey by development organisation Oxfam, published in Berlin on Monday, the ten richest men roughly doubled their wealth between March 2020 and November 2021..."

Source:

https://www.ref.ch/news/corona-pandemie-macht-reiche-noch-reicher/

And shall we really go into detail here about how much the so-called anti-Corona measures have damaged the lives and health of everyone in this country, especially the weakest of the weak, the elderly and those in need of care and children? And how much the middle classes in particular have suffered and how many businesses have been driven to ruin by these senseless lockdown measures?

No problem, I could easily fill dozens of pages with numerous sources. But then the discerning senate would possibly reproach me with the fact that these explanations would not be decisive for the dispute here.

So I ask for judicial notice if I am to present further on the disastrous human and economic outcome of the anti-Corona measures, or even on what concrete evidence there is that the entire Corona pandemic "may" have been just a "plan epidemic" prepared long ago to bring to fruition a certain agenda coordinated through the WEF in particular.

Conspiracies are nothing new in the history of mankind. They have existed at all times. Who would deny that especially in recent history there have been some catastrophic conspiracies against world peace. The two world wars and numerous wars and also military interventions against international law after 1945 prove this most impressively.

The complaint of the whistleblower Brook Jackson against the Ventavia Research Group LLC, Icon PLC and Pfizer Inc. which we can and will now forward to the Senate - via our colleague Dr. Röhrig - in a complete German translation, in any case most impressively substantiates the urgent suspicion of a conspiracy of these companies to the detriment of the United States of America and in particular also to the detriment of the life and health of all people who have been administered their "vaccine".

And has the BVMg never heard of the "Fauci/COVID-19 dossier"?

This Fauci/Covid 19 dossier is referred to here as the

Annex 14

handed over, initially without further comment.

If the machinations described in great detail in this dossier, especially the gain-of-function research presented there, were true, then they would stand for a solid conspiracy that has put the lives and health of countless people in danger.

If this were not a conspiracy, then we would no longer have a consensus on the meaning of this term in the German language.

At present, I am deliberately not - yet - making any requests for evidence in connection with Annex 14. But that is expressly reserved if the BVMg's comments give cause to do so.

In any case, the BVMg should take note that a conspiracy theory is only a "theory" as long as it cannot be proven. As soon as a theory can be proven, it is no longer a theory, but an explanatory model that accurately depicts reality.

Incidentally, data analyst and expert Tom Lausen is to opine on the evidentiary issues on which I designated him in my brief of 3/18/2022.

Expert witness Tom Lausen was appointed to prove the claim that there was no remote threat of hospital overcrowding, particularly from Covid 19 patients, in either 2020 or 2021.

Further, he is to be heard on the claim that in 2020 and 2021 there were financial disincentives for hospital providers to generate the highest possible number of Corona cases.
If the discerning Senate will take note of this brief, it has certainly already learned that compulsory vaccination for all citizens over the age of 60 is off the table. A bill to that effect by members of the SPD, the Greens, and the FDP fell short of a majority in today's vote in the German Bundestag. 296 members of parliament voted in favour of the bill, 378 against. 9 deputies abstained from voting.

Most members of parliament have realised - in good time - that such a vaccination obligation would be impossible for legal reasons and irresponsible for medical reasons.

Finally, I would like to point out that I am already on my annual leave and will be until 4/18/2022.

If in the meantime inquiries and notes of the recognizing senate are still received, then these will be answered - representative for the entire lawyer team - by the colleague Bahner.

Schmitz
Lawyer