

In the
Supreme Court of the United States

PAUL THOMAS, M.D.,

Petitioner,

v.

KATHLEEN HARDER, M.D., ET AL.,

Respondents.

On Petition for a Writ of Certiorari to the
United States Court of Appeals for the Ninth Circuit

BRIEF OF AMICUS CURIAE
THE NATIONAL HEALTH FEDERATION
IN SUPPORT OF PETITIONER

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FDA, <i>Protection of Human Subjects; Informed Consent.</i> SCIENCE AND RESEARCH (2019). https://www.fda.gov/science-research/clinical-trials-and-human-subject-protection/protection-human-subjects-informed-consent	10
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Kempen, PM (2016), <i>The Influence of the Federation of State Medical Boards (FSMB) on State Medical Boards.</i> JOURNAL OF AMERICAN PHYSICIANS AND SURGEONS, Volume 21, Number 1, Spring 2016. https://www. jpands.org/vol21no1/kempen.pdf	2
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Murguia, M., Chief Judge, <i>Amended Order Regarding Masking, Vaccination, and COVID-19 Self Certification.</i> (December 21, 2021). https:// cdn.ca9.uscourts.gov/datastore/general/ 2021/09/14/Vaccination-Order.9-14-21.pdf	7
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AMICUS BRIEF RE INFORMED REFUSAL



IDENTITY AND INTEREST OF AMICUS CURIAE¹

Amicus Curiae the NATIONAL HEALTH FEDERATION (NHF) was established in 1955. The NHF is the oldest health-freedom nonprofit organization in the world. Based in California and Washington, the NHF works to protect and enhance the health and health freedoms of individuals around the world.



SUMMARY OF ARGUMENT

Petitioner Paul Thomas, MD is credible, likeable, published, and has over 500,000,000 views on his YouTube channel where he questions vaccines and features non-pharma options for families. His influence is the most likely reason his license was targeted by Respondents.

The lower court rulings should have considered that State Medical Boards target physicians (like Petitioner) who credibly *publish data regarding the superior health of the unvaccinated*. State Medical Boards are notorious for promoting pharmaceutical

¹ No counsel for a party authored this amicus brief in whole or in part, and no person other than amicus, its members, or its counsel made a monetary contribution to fund the production of the brief. Both parties received timely notice of this filing.

interests, at the behest of a private group called the Federation of State Medical Boards (FSMB).

The medical licensing system is broken for holistically-aligned doctors like Paul Thomas, yet financially lucrative for doctors who sell every vaccine. This lawsuit is a symptom of the Medical Board's drug addiction that should be *exposed* in court (not dismissed on standing) so it can be redressed after discovery.



ARGUMENT

A. Glorified Trade Guilds

Medical boards have effectively become glorified trade guilds that wield State power to protect their own² — doctors committing ethical violations daily (such as overprescribing drugs and sexual advances toward patients) who routinely receive only probation.³

² For an exemplary report from fellow amicus curiae, exposing bias among State Medical Boards and the Federation of State Medical Boards, see: Kempen, PM (2016) *The Influence of the Federation of State Medical Boards (FSMB) on State Medical Boards*. JOURNAL OF AMERICAN PHYSICIANS AND SURGEONS, Volume 21, Number 1, Spring 2016. <https://www.jpands.org/vol21no1/kempen.pdf>. See also, Alliance for Natural Health (2016), *Secretive Trade Group Moving Against Natural Medicine?* <https://anh-usa.org/secretive-trade-group-moving-against-natural-medicine/> (“The organization has demonstrated its antipathy toward natural health since the mid-1990s, when it discussed altering the definition of health fraud to include alternative medical care!”)

³ Medical Board of California (2025). *Disciplinary Actions/License Alerts*. <https://www.mbc.ca.gov/Resources/Publications/Alerts.aspx>.

Meanwhile, holistically-aligned doctors like Petitioner are disproportionately targeted for license revocation.

The glorified trade guild in Oregon observed Petitioner Paul Thomas MD credibly improved health *without* vaccines because Dr. Thomas published his results (implicating pharma) in a respectable journal on PubMed.gov. In the guild's secularized view of medicine, it was an offense for Dr. Thomas to reject vaccination. So the Oregon guild vindictively stripped his license. This abuse of power only makes sense in a failed system that rewards childhood trauma.

Discovery would also likely show *who* pushed for retraction of Dr. Thomas' paper on PubMed.gov that coincided with the Oregon license revocation,⁴ as the retraction has the hallmarks of political influence rather than any scientific basis whatsoever. The court is an appropriate forum for airing this scandal among litigants and witnesses.

B. Paul Thomas is the Trillion Dollar Man

Dr. Thomas is the first credible pediatrician to ever publish a meticulously maintained medical record data set for an entire health clinic (thousands of children) comparing vaccinated and unvaccinated. Other physicians *could* do it, but Dr. Thomas is the only physician who *did* do it.

Only days after publication, and without a due process hearing, the medical board removed Dr. Thomas' license to practice medicine, and demanded he stop

⁴ Weiler: Lyons-Weiler, J. and Thomas, P. (2020) *Relative Incidence of Office Visits and Cumulative Rates of Billed Diagnoses Along the Axis of Vaccination*. INT. J. ENVIRON. RES. PUBLIC HEALTH 2020, 17(22), 8674; <https://pubmed.ncbi.nlm.nih.gov/34360528/>.

publishing his data. Why? Because his clinic's data proves unvaccinated children are exponentially healthier. His clinic data even shows vaccines cause autism. The data is so damning on medical causation it proves American children should be due trillions of dollars in damages.

Let's crunch the numbers. Per the US Census, there are currently 73.1 million minors (under age 18) in the United States.⁵ The autism rate among them is 1 in 36, so that means 2,030,550 autistic children in the US currently.⁶ The average cost to provide lifelong healthcare and special services for an autistic child in the United States is estimated to be around \$2.4 million.⁷

$$\begin{aligned} & \$2,400,000 \times 2,030,550 \text{ children} \\ & = \$4,873,320,000,000 \text{ (over \$4T)}. \end{aligned}$$

And that's just for the *current* children. And that's just one condition: *autism*.

Now, consider if we include the other spiked conditions of the vaccinated, such as cancer, heart disease, autoimmune disease, diabetes, etc. *See e.g.*, Hooker, B., et al. (2020). *Analysis of health outcomes in vaccinated*

⁵ Ogunwale, S, et al. (2021). *Population Under Age 18 Declined Last Decade*. U.S. Census Bureau. <https://www.census.gov/library/stories/2021/08/united-states-adult-population-grew-faster-than-nations-total-population-from-2010-to-2020.html>.

⁶ CDC (May 16, 2024). *Data and Statistics on Autism Spectrum Disorder*. <https://www.cdc.gov/autism/data-research/index.html>.

⁷ Buescher AVS, et al. (2014). *Costs of Autism Spectrum Disorders in the United Kingdom and the United States*. JAMA PEDIATR. 2014;168(8):721–728. doi:10.1001/jamapediatrics.2014.210. <https://jamanetwork.com/journals/jamapediatrics/fullarticle/1879723>

and unvaccinated children: Developmental delays, asthma, ear infections and gastrointestinal disorders. SAGE Open Med. 2020 May 27; 8:2050312120925344. <https://pubmed.ncbi.nlm.nih.gov/32537156/>. See also the book by the same author and Robert F. Kennedy, Jr.⁸

If the truth is recognized that vaccines permanently injure so many people for life, then compensation becomes impossible unless systems are created to redefine “compensation” and reduce the cost of health-care by foregoing the current paradigm.

Thus, Dr. Thomas unknowingly became the Trillion Dollar Man.

And that is the context here — Petitioner Paul Thomas, MD is an existential threat to the current paradigm of Big Pharma.

Dr. Thomas is a kind and gentle soul, in person and online where he shares insights on medicine, folk wisdom, and life. His popular YouTube videos show parents how to understand common childhood issues, like how to remove a ball of earwax (over 13M views and counting!). The videos are helpful and engaging. He is a family man and his patient families and community love him. His parents were American Christian missionaries. He grew up in Africa as the only White boy in his classes. After returning to America, he attended a top medical school and published a medical book with Random House. He is a legitimate expert, and his story reaches hearts and minds.

⁸ Hooker, B. and Kennedy, R. (2023). *Vax-Unvax: Let the Science Speak*. Children’s Health Defense.

As discovery in this case would have addressed, Dr. Thomas' credibility is *why* he was targeted by the Oregon Medical Board, at the behest of the private trade group FSMB.

Observe this good doctor and you will see why the pharma-aligned institutions targeted him for removal. He is dangerous to the enemies of children.

C. If a Lawyer Wore the Shoes of Dr. Thomas

If what happened here to Paul Thomas, MD happened to an esteemed lawyer, the judiciary would diligently provide a remedy.

For example, imagine our esteemed lawyer labors daily to safeguard children from gender transition surgery. He publishes his observation in a law review journal with vetted data showing his clients who forego surgery enjoy better lives according to objective standards. Simply because certain State Bar members *believe* in gender transition, the lawyer is immediately disbarred by emergency decree. No hearing. The lawyer (now disbarred) petitions his State Bar (in the bar's administrative forum) for return of his license (his property interest). The lawyer states his objective observation that his clients who forego the surgery are healthier than his clients who reject it. The Bar rejects him, the lower courts defer to the Bar. But our esteemed lawyer doesn't give up hope. He was taught in law school, "For every wrong there is a remedy." California Civil Code section 3523. And he remembered 28 U.S.C. section 2201 ("Creation of a remedy"), along with knowing his many constitutional rights, so he sues the Bar members individually. The case is dismissed quickly on the grounds of "immunity."

Is our system of justice really so constructed that a professional who successfully improves the lives of natural children must be sacrificed for bucking Big Pharma?

Already, things do not look good for the judiciary in the wake of Covid. Despite many civil petitions and opportunities, the federal judiciary failed to protect countless Americans from vaccine mandates and other slavish Covid rules such as mandatory testing and masks. Some federal courts (such as the Ninth Circuit)⁹ even mandated vaccines for employees and in person litigants. All the while, the federal courts were denying constitutional cases on the grounds of “lack of standing”. If any lessons have been learned here by the judiciary, the instant case is a fine one to apply those lessons in a constitutional context.

While the federal courts do great work to protect some of our most cherished constitutional rights (especially recently with free speech), the unvaccinated have the right to ask, respectfully: *what is it that you actually do here SCOTUS?* Or, what have you done for the unvaccinated other than approve unbridled authority of bureaucrats to mandate drugs? This Court has not protected the unvaccinated directly, nor protected the doctors who protect the unvaccinated from government overreach. So, is there really *no* remedy for Dr. Thomas?

Just like symptoms recur in a sick patient until the root is healed, certiorari should be granted here

⁹ Murguia, M., Chief Judge (December 21, 2021). *Amended Order Regarding Masking, Vaccination, and COVID-19 Self Certification*. <https://cdn.ca9.uscourts.gov/datastore/general/2021/09/14/Vaccination-Order.9-14-21.pdf>.

because this case is a symptom that exposes a root cause, and that is what should be addressed. The FSMB ultimately works to advance Big Pharma. If our State Bars for lawyers were so captured by a trade group, we lawyers would sue (for the hammer ever sees the nail) and drive our case through. Here, Paul Thomas MD was denied that opportunity to conduct discovery and utilize the judicial process. His lack of access to the courts weakens the country, as we are besieged with threats from Big Pharma (from biased journals¹⁰ to the next vaccine scheme layered atop the last one).

¹⁰ See e.g., Lenzer J (2015). *Centers for Disease Control and Prevention: protecting the private good?* BMJ 350: h2362. <https://www.bmj.com/content/350/bmj.h2362> (“The CDC’s image as an independent watchdog over the public health has given it enormous prestige, and its recommendations are occasionally enforced by law. Despite the agency’s disclaimer, the CDC does receive millions of dollars in industry gifts and funding, both directly and indirectly, and several recent CDC actions and recommendations have raised questions about the science it cites, the clinical guidelines it promotes, and the money it is taking.”); Tereskerz PM, et al. (2009). *Prevalence of industry support and its relationship to research integrity*. Account Res 16(2); 78-105. <https://www.ncbi.nlm.nih.gov/pmc/articles/PMC2758529/> (“Our data demonstrate that senior-level investigators who responded to the survey received a wide variety of industry-sponsored support which is important for their careers, and that industry support of research and researchers is pervasive in the clinical and research departments of top U.S. research institutions.”); Fava GA (2009). *Preserving intellectual freedom in clinical medicine*. PSYCHOTHER PSYCHOSOM 78: 1-5. <https://pubmed.ncbi.nlm.nih.gov/18852496/> (“For a pharmaceutical company, delaying or minimizing knowledge of a side effect of a medication has cash value. Similarly, not publishing negative studies may shift the balance of subsequent meta-analysis.”); Smith R (2005). *Medical journals are an extension of the marketing arm of pharmaceutical companies*. PLoS Med 2(5): e138. <https://journals.plos.org/>

Perhaps the remedy for a doctor like Paul Thomas is to use his *voice* to change the system. But his voice is scientific and for certain matters *requires* a medical license (for his data is patient files within a medical clinic).

D. Fabric of American Society Depends Upon This Fundamental Law and Ethic

Petitioner should be allowed discovery into his allegation that the Oregon Medical Board (and FSMB) are working directly to undermine informed refusal of vaccination.

Informed refusal law is fundamental and necessary. It is integrated across scientific and legal disciplines, such that the fabric of American society depends upon this fundamental law and ethic.

All States have statutorily codified informed refusal in some manner.¹¹ Some states have codified the right to be free of human experimentation.¹² And Federal

[plosmedicine/article?id=10.1371/journal.pmed.0020138](https://doi.org/10.1371/journal.pmed.0020138) (“Journals have devolved into information laundering operations for the pharmaceutical industry”.)

¹¹ California Health and Safety Code recognizes the individual’s right to refuse medical treatment via written declaration under the Natural Death Act. *See* CAL. HEALTH AND SAFETY CODE § 7186.5. The California Probate Code also recognizes this right through a written Durable Power of Attorney. *See* CAL. PROBATE CODE § 4606. ¹¹ The State of Minnesota codified that even in a public health emergency, “individuals have a fundamental right to refuse medical treatment, testing, physical or mental examination [and] vaccination.” *See* MINN. STAT. ANN. § 12.39 (West Supp. 2010–11).

¹² *See, e.g.*, California’s Protection of Human Subjects in Medical Experimentation Act, which refers to The Nuremberg Code of

statutory and regulatory requirements for clinical trials uphold the ethic.¹³

Scientific studies require informed refusal as well. Prior to conducting a scientific study, the standard scientific process is to provide a written procedure for informed consent, which is a recognized requirement in the IRB approval process.¹⁴

E. First Do No Harm

The physician’s oath to ‘first do no harm’ is fundamental. As the truth about vaccination injury becomes increasingly known, society will likely see an increase in physician suicide, because that is a predictable consequence statistically when doctors realize they have committed medical error.¹⁵

This situation can be remedied. Healing can happen, but first we have to want to heal.

Ethics in Medical Research at CAL. HEALTH AND SAFETY CODE § 24170 et seq.

¹³ See, e.g., 21 U.S.C. § 360j (“assure that informed consent will be obtained from each human subject (or his representative) of proposed clinical testing involving such device”); FDA, *Protection of Human Subjects; Informed Consent*. SCIENCE AND RESEARCH (2019). <https://www.fda.gov/science-research/clinical-trials-and-human-subject-protection/protection-human-subjects-informed-consent>

¹⁴ See, e.g., 45 C.F.R. § 46.116 (“General requirements for informed consent”).

¹⁵ See e.g., Panagioti M, et al. (2018), *Association Between Physician Burnout and Patient Safety, Professionalism, and Patient Satisfaction: A Systematic Review and Meta-analysis*. JAMA INTERN MED. 2018; 178(10):1317–1331. doi:10.1001/jamainternmed.2018.3713. <https://jamanetwork.com/journals/jamainternalmedicine/fullarticle/2698144>.



CONCLUSION

Vaccines are dangerous. Institutions are complicit in concealing the danger, and enriching the perpetrators. Dr. Thomas should be afforded the opportunity to expose in court the corruption, and in the process regain his license necessary to the proper functioning of his data collection and scientific publication.

Respectfully submitted,

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February 13, 2025