

CORRECT MILITARY RECORDS OF ANY SERVICE MEMBER PUNISHED OVER THE ILLEGAL ANTHRAX VACCINE PROGRAM



Talking Points Supporting Record Corrections

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Overview:

The following talking points support efforts to respectfully request the President of the United States to correct the military record of any service member wrongfully punished over the DoD's Anthrax Vaccine Immunization Program (AVIP) during the time period of 1998 to 2005 when the order was patently illegal. The facts, history and common sense all support doing the right thing in the interest of justice to correct military service records. Article II, Section 2 of the Constitution gives the President the authority to grant reprieves and pardons as the Commander in Chief.

Facts:

1. In 1985 DoD admits there is "[no vaccine in current use which will safely and effectively protect military personnel against exposure to this hazardous bacterial agent.](#)"
2. In 1997 A [Notice of Intent to Revoke](#) (NOIR) the licensure of the anthrax vaccine manufacturer was issued by the FDA due to quality control [deviations](#).
3. In 1998 & 1999, the same time mandatory vaccinations by DoD began, the FDA found the manufacturing process for anthrax vaccine was "[not validated](#)."
4. In 2004 [Federal courts ruled](#) the vaccine was "[investigational](#)," and that DoD's mandatory use was illegal because the FDA did not grant a finalized vaccine license.

5. [Federal courts ordered](#) a halt to the anthrax vaccine program due to violating [10 USC §1107](#) regarding mandatory use of an unlicensed and statutorily experimental vaccine.
6. [Congressional reports SR 103-97 & HR 106-556](#), "[Unproven Force Protection](#)," questioned safety and efficacy of the vaccine, along with a many [GAO reports](#).
7. [DoD memos to the Secretary of Defense](#) recommended minimizing use of the vaccine, but the deliberative process halted after the anthrax attack on Senator Daschle's office.
8. [White House Office memos](#) by the President's Senior Advisor, Karl Rove expressed concerns about the vaccine prior to the 2001 anthrax letter attacks.
9. It was not until 2010 that the [FBI concluded](#) the anthrax letter attacks against [Sen. Daschle](#), etc., were committed by a US Army scientist whose motive was to save the "[failing](#)" anthrax vaccine program by creating a "[scenario where people all of a sudden realize the need to have this vaccine](#)."
10. In the interim, despite the [risks](#), DoD renewed vaccinations after FDA licensed the vaccine in 2005. DoD officials never corrected troop's records, despite the documented illegalities, instead referencing the DoD insider attack to justify the program: "[The anthrax attacks in October 2001 illustrated the risk...](#)"

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Draft Executive Order for the President's Review Available at:

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