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<p>KATHLEEN WRIGHT-GOTTSHALL, MELANI BORODZIUK, JILL MATTHEWS, JILL SKINNER, SANDRA GIVAS, DONNA ANTONIELLO, JENELL DECOTIIS, JENNIFER DOUGHERTY, MELISSA FARRELL, ALYSON STOUT, HEATHER HICKS, CHRISHA KIRK, DAVID TARABOCCHIA, DEBORAH ALDIERO, GINA ZIMECKI, KERI WILKES, and MICHELE PELLICCIO, NATALIE GRICKO, PATRICIA KISSAM, ROSEANNE HAZLET, VINCENIA ANNUZZI, JASON MARASCO, JENNIFER MESS, and KIM KOPPENAAAL</p> <p>Plaintiffs,</p> <p>vs.</p> <p>THE STATE OF NEW JERSEY, GOVERNOR PHILIP MURPHY (in his official capacity), THE NEW JERSEY SUPREME COURT, CHIEF JUSTICE STUART RABNER (in his official capacity), GLENN A. GRANT (in his official capacity) and THE NEW JERSEY OFFICE OF LEGISLATIVE SERVICES</p> <p>Defendants.</p>	<p>IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY</p> <p>CIVIL ACTION</p> <p><b><u>VERIFIED COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF</u></b></p>
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**VERIFIED COMPLAINT FOR DECLARATORY AND INJUNCTIVE RELIEF**

Plaintiffs Alyson Stout, Heather Hicks, Kathleen Wright-Gottshall, Kim Koppenaal, Melani Borodziuk, Chrisa Kirk, David Tarabocchia, Deborah Aldiero, Donna Antoniello, Gina Zimecki,

Jason Marasco, Jenell DeCotiis, Jennifer Dougherty, Jill Matthews, Jill Skinner, Keri Wilkes, Melissa Farrell, Michele Pelliccio, Natalie Gricko, Patricia Kissam, Roseanne Hazlet, Sandra Givas, and Vincenia Annuzzi (collectively "Plaintiffs") by and through their counsel, complain against Defendants The State of New Jersey ("New Jersey"), Governor Philip Murphy ("Governor Murphy"), Chief Justice Stuart Rabner ("Chief Justice Rabner"), Glenn A Grant ("Mr. Grant") and the Office of Legislative Services ("OLS") as follows:

#### **INTRODUCTION**

1. This is a civil action for declaratory and injunctive relief arising under the Fourteenth Amendment to the United States Constitution.
2. It concerns the constitutionality of mandates put in place by all three branches of government of the state of New Jersey. This includes an executive order promulgated by Governor Philip Murphy titled "Instituting Vaccination or Testing Requirement for All Preschool to Grade 12 Personnel and for All State Workers" (EO 253), a judiciary policy promulgated by New Jersey Supreme Court's Chief Justice Stuart Rabner and the Administrator of Courts Glenn A. Grant, which applies to all public employees who work for the judiciary ("the Judiciary Mandate"), and an OLS mandate (collectively the three mandates are referred to herein as "The Testing Mandates").



3. All The Testing Mandates require that employees who have not received one of the Covid-19 pharmaceuticals manufactured by Johnson and Johnson subsidiary Janssen ("J&J"), Pfizer, Inc. ("Pfizer") or Moderna, Inc. ("Moderna") (collectively "the Covid-19 injections") submit to ongoing medical testing and medical surveillance.
4. The Mandates violate the liberty and privacy rights protected by the Fourteenth Amendment to the U.S. Constitution, including the right to refuse medical procedures and the right to not be medically surveilled by government actors. It also violates the Equal Protection clause of the 14<sup>th</sup> Amendment, the 4<sup>th</sup> Amendment prohibition on unreasonable search and seizure, and the procedural due process clause.

#### **JURISDICTION AND VENUE**

5. This action arises under the Fourteenth Amendment to the U.S. Constitution.
6. This Court has jurisdiction over all claims pursuant to the Declaratory Judgment Act as codified at 28 *U.S.C.* Sections 2201 and 2202.
7. Venue is proper under 28 *U.S.C.* Section 1391(b) because Defendants are located in this District and because a substantial part of the events giving rise the claim occurred in this District.

**PARTIES**

8. Plaintiffs are all government employees or contractors subject to EO 253 or The Judiciary Mandate.
9. Defendant State of New Jersey is the state government of New Jersey.
10. Defendant Governor Philip Murphy is the Governor of New Jersey and the person who signed Executive Order 253.
11. Defendant Chief Justice Stuart Rabner is the Chief Justice of the New Jersey Supreme Court and is responsible for The Judiciary Mandate.
12. Defendant Glenn A. Grant is the administrator and is also responsible for The Judiciary Mandate.
13. Defendant OLS is of the legislative branch of government and is forcing OLS employees who have not taken a Covid-19 injection or who decline to disclose to the government whether they have taken an injection to submit to weekly medical testing.

**FACTUAL BACKGROUND**

**1. Executive Order 253: The State Testing Mandate**

14. On August 23, 2021 Governor Murphy signed EO 253. Exhibit 1.
15. Broadly, EO 253 requires all people who work or contract in any public or private K-12 school in New Jersey to either prove that they have taken one of the Covid-19

injections or submit to frequent medical testing.

16. EO 253 requires all "covered settings" to maintain a policy that requires all "covered workers" to either provide proof of being "fully vaccinated" or submit to covid-19 testing at minimum one to two times weekly "until they are fully vaccinated." Ex A at ¶¶1, 5.
17. EO 253 is clear that weekly or twice weekly testing is a floor, not a ceiling, and that local districts are free to force employees to submit to more frequent testing: "a covered setting may also maintain a policy that requires more frequent testing of covered workers." *Id.* at ¶7.
18. "Covered workers" is defined as all full and part time employees, substitute teachers, contractors, providers, and any other person whose job requires them to make regular visit to the covered settings, including volunteers. *Id.* at ¶5.
19. "Covered settings" is defined as: "public, private, and parochial preschool programs, and elementary and secondary schools, including charter and renaissance schools." *Id.* at ¶1.
20. EO 253 does not include state workers in the definition of "covered workers," or state offices in the definition of "covered settings," but the mandate is being applied to state workers anyway.

21. EO 253 does not include legislative branch employees in the definition of "covered workers," but the mandate is being applied to them anyway as well.

22. Covered settings are required to collect employee medical data and to submit that data to the local health departments. *Id.* at ¶4.

23. Under EO 253, people who refuse to disclose their medical status to the government are considered "unvaccinated" and are subject to the coerced medical testing by the government. *Id.* at ¶6.

24. The State Director of Emergency Management, who is the Superintendent of Police, is granted unfettered discretion to expand EO 253's scope without limitation:

The State Director of Emergency Management, who is the Superintendent of State Police, shall have the discretion to make additions, amendments, clarifications, and exclusions to the terms of this Order.

*Id.* at 10.

25. The Department Of Health commissioner is authorized to issue a "directive supplementing the requirements outlined in this Order, which may include, but not be limited to, any requirements for reporting vaccination and testing data to the DOH" without having to comply with the requirements of the Administrative Procedures Act. *Id.* at ¶8.

26. Every government entity and actor in New Jersey is required to enforce Order 253. The EO states:

[I]t shall be the duty of every person or entity in this state or doing business in this state and of the members of the governing body and every official, employee, or agent of every political subdivision in this state and of each member of all other governmental bodies, agencies, and authorities in this state of any nature whatsoever to cooperate fully in all matters concerning this Order, and to cooperate fully with any administrative orders issued pursuant to this order.

*Id.* at 11.

27. Criminal prosecution and penalties are authorized against any government entity that takes any action in conflict with EO 253. The Order provides:

[N]o municipality, county, or any other agency or political subdivision of this state shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will or might in any way interfere with or impede its achievement.

*Id.* at 12.

28. Violations of EO 253 may result in up to 6 months imprisonment and a fine of up to \$1,000. *Id.* at 13.

29. EO 253 is remain in effect until revoked by the governor. *Id.* at 14.

## **2. The Judiciary Testing Mandate**

30. On August 6, 2021 the New Jersey Judiciary announced that all state court judges and staff would be required to

either provide proof that they have taken one of the Covid-19 injections or submit to weekly medical testing to prove they are not infected with covid. Exhibit 2.

31. The memorandum states that "the Delta variant is spreading across New Jersey and the nation" and that "Covid-19 trends are worsening." At the time the memo was written, the Judiciary stated that the "rate of transmission is substantial or high in nearly all areas of our state." *Id.*

32. However, at the time the memo was written and the weeks preceding it, transmission rates were actually moderate or low throughout the state. See Exhibits 3, 4, 5, 6.

33. The August 6, 2021 memo acknowledges that breakthrough infections occur. Ex. 2.

34. The memo states that according to data since late July .13% of the people who test positive for the virus were full vaccinated "and only half of those showed symptoms." *Id.* The memo states that "in recent months, only .004% of fully vaccinated individuals in New Jersey have acquired a case of Covid-19 that required hospitalization, and just .001% of the fully vaccinated have died due to Covid-19 related complications." *Id.*

35. However, the memo does not provide any numbers for people who have chosen not to take the covid-19 injections or

people who have acquired natural immunity through recovery, so there is no baseline for comparison in these populations.

36. On August 11, 2021 Chief Justice Stuart Rabner sent a broadcast message to judiciary employees acknowledging that "the choice to get vaccinated is personal and private, and we recognize that it may be influenced by various factors." Exhibit 7.

37. The policy states that it "recognizes and respects the rights of individuals to decline vaccination on religious, medical, and other grounds."

38. The message stated: "The Judiciary is not mandating vaccination" but is "[i]nstead permitting employees to choose between vaccination or weekly testing so as to respect those individual choices and also to reduce to the extent possible risks to other employees and the public." *Id.*

39. Also on August 11, 2021 Defendant Glenn A. Grant issued a memo to "All State Court Judges and Judiciary Staff." Ex. 9.

40. Collectively the memorandum and two broadcast messages are referred to herein as "The Judiciary Testing Mandate."

41. Under the Judiciary Testing Mandate, all employees of the Judiciary must either take a Covid-19 injection or

submit to weekly testing.

42. The Judiciary developed an application specifically for this purpose ("the Judiciary Medical Surveillance App").

43. Employees who are not "fully vaccinated" must comply with a number of conditions "unless and until they are fully vaccinated."

44. Employees who do not take a Covid-19 injection must:

a. Undergo weekly medical tests performed by "an approved testing facility;"

b. undergo the medical testing between Saturday morning and Wednesday night of each week and submit those results no later than Friday morning at 11am; and

c. submit their tests results to Human Resources through the Judiciary Medical Surveillance App.

45. The Judiciary Testing Mandate states that its "preference is for testing to be conducted outside of working hours." Under an updated policy, employees may undergo testing during working hours, but they must specifically request time for "covid testing" from their supervisor, thereby being compelled to disclose their medical status to their supervisor.

46. If a person's test is not uploaded to the app by 11am on Friday morning, they are excluded from the work location on the next scheduled workday and may be excluded for up



to 24 hours *after* they have submitted the negative test. The Judiciary Testing Mandate provides an example: "if the employee submits negative test results on Monday morning, they may not be permitted to return to the work location until Tuesday morning." *Id.*

47. If an employee does not submit medical test results on time, they must take administrative, sick, or vacation time unless a determination is made by unnamed persons that "judiciary policy and operational needs" allow the employee to work remotely. *Id.* If the person is out of administrative, sick, and vacation time, "the absence will be considered unauthorized and unpaid."

48. Even if the employee uses available administrative, sick, or vacation time, they still may be subject to discipline for "chronic unscheduled absences" for repeated failure to submit medical test results by the Friday deadline. *Id.*

49. Employees subject to The Judiciary Testing Mandate are required to schedule and pay for their own medical testing.

50. Additional leave time, including Covid-19 sick leave, cannot be used for time taken out to undergo the medical test or time lost because they were not able to upload the results in time. *Id.*

### **3. The Plaintiffs**

51. Plaintiffs represent every branch of government. They represent employees of public schools, private schools, executive agencies, the judiciary, and independent consultants who are engaged by schools and the state to provide services.

52. Plaintiff Kathleen Wright-Gottshall is a kindergarten teacher in her 37<sup>th</sup> year as a teacher. She is eligible for retirement, but loves her chosen career and wants to continue teaching. However, Plaintiffs' religious beliefs prevent her from complying with EO 253, so she may be forced to leave. She applied for a religious exemption, but it was denied as an undue hardship due to "security" issues. Exhibit 9, Decl. of Kathleen Wright-Gotshall at ¶¶ 5-7. A true and accurate copy of the denial for Ms. Gottshall's religious exemption request is annexed hereto as Exhibit 10.

53. Ms. Wright-Gottshall's privacy and right to bodily autonomy are also intruded on by EO 253. She is very conscious of her health and has lived a vegan lifestyle for a decade to provide her body with long term health benefits. She is concerned about the safety of both the covid-19 injections and the nasal swabs. *Id.* at ¶¶ 10, 12.

54. Plaintiff Melani Borodziuk is an administrative assistant. She is immune to covid through recovery. Exhibit

11, Decl. of Melani Borodziuk at ¶¶5-6.

55. Ms. Borodziuk's school district is requiring her to be tested on her own time and at her own expense. She must take the test on a Friday, Saturday, or Sunday to submit her results by a Monday deadline. *Id.* at ¶¶8-9.

56. Ms. Borodziuk is concerned about the privacy of her medical information. She asked her superintendent who has access to her vaccination status and he said that only he and the nurse did. However, shortly thereafter, he emailed Ms. Borodziuk asking her to collect the coaching staff's vaccination cards, information to which she should not have access, which makes her suspect about privacy controls. *Id.* at ¶11.

57. Ms. Borodziuk has been treated for two separate cancers, including one on her nose. She does not want to be exposed to the known carcinogen ethylene oxide, which is used to sterilize the testing swabs. *Id.* at 13.

58. The Injection/Medical Testing ultimatum has taken a severe emotional toll on Ms. Borodziuk. She is a mother of two young children, and she is afraid that she will develop cancer from repeated exposure to the swabs, especially in the same place where she already had cancer. She is losing sleep and her appetite from the fear and stress EO 253 has caused her. *Id.* at ¶13.

59. Plaintiff Jill Matthews has been a teacher for 18 years. She has been working in person since October of 2020 and was never subjected to medical testing in that time. Ms. Matthews is immune to covid from recovery. She has been tested twice for antibodies and both times the test came back positive. Exhibit 12, Decl. of Jill Matthews at ¶¶5-7.

60. Ms. Matthews has been subjected to mandatory testing since September 2, 2021. She has experienced painful and lingering effects from the medical tests. She has never been the type of person who got headaches, but she has been developing severe headaches since beginning testing. On Monday September 6<sup>th</sup>, she developed a headache after testing that lasted for an entire week. She began to rinse her nostrils out after she has the medical test, and that has lessened the severity of the headaches, but not eliminated them altogether. She is believes that it is the medical testing causing the headaches because when she missed two tests in a row, her headache subsided. When she resumed testing again, the headache came back. She is "basically living life with an ongoing low grade headache" now and takes over the counter pain medication to dull the pain each day. In addition to the headache, Ms. Matthews has suffered two nosebleeds since beginning testing. *Id.* at ¶

¶12-13.

61. Plaintiff Kim Koppenaal is a teacher at a private high school. She has been working in person since Fall of 2020 with the exception of a few virtual weeks. She was not required to submit to medical testing through the pandemic. Exhibit 13, Decl. of Kim Koppenaal at ¶¶5-6.

62. Ms. Koppenaal is immune to covid through recovery. *Id.* at ¶8.

63. Her religious beliefs prohibit her from taking any of the covid-19 injections. *Id.* at 7.

64. The medical testing regime at her school requires her to present herself for testing every Friday. If the school is closed on a Friday, then she is required to take time during the day to undergo medical testing at her own time and expense that Friday, Saturday, or Sunday and submit the results of the medical test by Monday morning. *Id.* ¶¶9-10.

65. Plaintiff Jill Skinner is a Speech Language Therapist in the Newark Public schools. She is immune to covid from recovery and has measurable antibodies. Exhibit 14, Decl. of Jill Skinner at ¶¶5-6.

66. She has been working in person since April 2021 and was not subject to testing until September 6, 2021. *Id.* at ¶¶7-8.

67. The testing regime in Ms. Skinner's district requires her to upload her medical test results by Sunday at 7pm and she must have been undergone the medical test no earlier than 7pm on Thursday. *Id.* at ¶9.

68. One Monday Ms. Skinner was sent an email telling her that she was not permitted to work despite a negative test result because her medical test had been a few hours before 7pm on Thursday. *Id.* at ¶10.

69. Another week Ms. Skinner underwent medical testing on Friday and the results did not come in time. She called the lab to find out why the results had not come and was told that the test was stuck on step 1 of 5 in their process. She was sent home and made to take a personal day. She was told that she cannot use a sick day "because the superintendent knows [she] is not sick and [is] just waiting for [her] test results." *Id.* at ¶¶13-14.

70. Ms. Skinner was able to obtain a free saliva test from the county where she lives. She now uses the half hour she gets for lunch on Fridays to do the saliva test. She is required to get on a zoom call with a stranger. While the stranger watches she is required to open the test and then drip/spit saliva into the test tube until it reaches the proper line. Then she closes and seals the container. She then rushes to a UPS so she can mail the test results in a

timely manner and then returns to school to continue working. *Id.* at ¶12.

71. On days that the schools are closed on Monday, like Columbus Day, Ms. Skinner is required to upload her medical test results by Monday at 7pm. Because the test can be no earlier than 72 hours before, this requires her to undergo the medical testing after 7pm on Friday night or over the weekend. *Id.* at ¶15.

72. Ms. Skinner's medical status has been brought up and discussed in front of coworkers by her superiors. She had a meeting with the principal and other members of the Child Study Team. At the meeting, the principal pulled out a list of people who had not uploaded proof of their vaccination and stated in front of her colleagues that she was the only person in the room who had not uploaded her proof. The principal told Ms. Skinner the process for medical testing and then made Ms. Skinner repeat it back to her. The experience of having her private medical information and decisions discussed in this manner has left Ms. Skinner anxious at work. *Id.* at ¶¶16-17.

73. Plaintiff Sandra Givas is an operational assistant at public high school. She worked in person through the pandemic all last year and this year without being required to undergo medical tests. Decl. of Sandra Givas, Exhibit

15 at ¶¶5, 12.

74. Ms. Givas is extremely health conscious because since 1987 she has suffered from a health anxiety disorder, for which she is treated. She attests:

There is nothing in life that I take more seriously, and put more effort into, than my physical, mental, and emotional health. My life is greatly affected by my health anxiety. I have lived a vegan lifestyle...I exercise regularly and am very careful about what I put into my body.

*Id.* at ¶¶7-10.

75. Medical testing is very hard for Ms. Givas due to her health anxiety. She has to prepare for medical tests weeks in advance and her doctors are aware of her disorder and know that she requires extra time to go over every number with her. She attests: "It's a very intense process." While waiting on the results of a medical test, she is "unable to focus on anything else due to the anxiety." She is "almost incapacitated" until she receives a negative result. The Testing Mandate has inflicted a serious emotional toll on Ms. Givas and is likely to lose her livelihood if it is not enjoined. *Id.* at ¶¶9-11.

76. Plaintiff Deborah Aldiero is a school nurse at a private school for autistic children. She has been working in person since September 2020, through the peak of the pandemic in December 2020/January 2021 and was not



subjected to medical testing in that time. Exhibit 16, Decl. of Deborah Aldiero at ¶¶5-6.

77. Plaintiff Alyson Stout is a physical therapist and early intervention specialist who contracts with four school districts directly through her business and also contracts with private entities who contract with the state. She loves her work and has been doing it for 25 years. Exhibit 17, Decl. of Alyson Stout at ¶¶5-9.

78. Ms. Stout is immune to covid through recovery. *Id.* at ¶11.

79. She was required to start testing on September 7, 2021 and it has been a hugely intrusive and emotionally trying experience for her. It has disrupted her personal life in a significant way. She tried to fit the government mandated medical testing into her schedule after work, but her evenings are devoted to cooking dinner for her family, walking her dogs, exercise, and just generally living her normal evening life. Instead she has had to incorporate the medical testing into her weekend. She has found the best time for her to get an appointment and go is on Sundays after church. After she undergoes the medical test, she goes straight home and sets up the appointment for the following week because she's found that if she waits longer than that, the appointments fill up before she can secure

one. One Sunday, she had to leave her stepdaughter's birthday party early to undergo the government mandated medical testing and was not able to find another appointment. It was frustrating having to leave the family event and embarrassing having to explain to her family that she has to go get a medical test. *Id.* at ¶¶15-17, 19.

80. Ms. Stout worries about going away for a vacation, or even for a weekend, for fear of missing a medical test and not being able to work. She worries she may have to find a place to test while she is away on vacation. The government mandated medical testing is taking an emotional and mental toll on Ms. Stout. She attests:

The weekly testing requirement is taking a huge toll on my mental and emotional well-being. Rather than being able to use my non-working time to relax and enjoy family time, I find myself becoming anxious about getting an appointment for testing, going for the testing appointment, and then stressing every day waiting for my results to come via email, not because I am worried I have covid, but because I am worried the results will not come back in time for me to work.

*Id.* at ¶18.

81. Ms. Stout also has found the actual process of testing invasive and upsetting. It is embarrassing having to go through testing in a public place and the weekly testing had caused her sinuses to become very irritated. Before being forced to submit to weekly medical testing Ms. Stout

rarely had allergy or sinus issues, but not she has to use sinus rinses and saline to calm her sinuses. *Id.* at ¶¶21-22.

82. Adding further indignity to the government's imposition on Ms. Stout, she is required to cover the cost of the medical tests she does not want. *Id.* at ¶23.

83. Because Ms. Stout works for four different school districts and two state agencies it is conceivable that once they all announce their testing policies she will be forced to undergo government medical testing even more frequently if they require test results to be submitted on different days. *Id.* at 25.

84. Free testing is offered by Rite-Aid, but the free testing is done through a program called "Project Baseline," which sends her private medical information to the government and other unidentified third parties. This violates her privacy so she will not test there. *Id.* at ¶24.

85. Ms. Stout knows that her private medical information is being shared and will be shared throughout government entities and among the people who work there. She will have to report her medical information to each of the four districts with which she contracts and she is already required to share her information with the private entities with which she contracts. She is required to email her

medical information to employees at the agencies. She does not know what they do with her medical information after she emails it to them. She does not like reporting her private medical information to strangers in this way. It is invasive of her privacy. *Id.* at 26.

86. Plaintiff Vincenia Annuzzi has been a French teacher for 11 years. Her school district required her to begin medical testing on September 15, 2021. If she does not wish to pay for the testing herself, she must avail herself of the on-site district testing, which is only available on Wednesdays between 7:30 am and 8am. Her position requires her to be in the classroom at 7:50. Exhibit 18, Decl. of Vincenia Annuzzi at ¶8.

87. Ms. Annuzzi's privacy is invaded by the testing process. On the first day her district required medical testing, she and other staff members who are forced to undergo the testing were told to present themselves in the school conference room and were then walked out into the hallway to another room where the medical tests are performed. Everyone who is congregated there and anyone who walks by is essentially made aware of her medical status just by virtue of her having to be there. Ms. Annuzzi's privacy is further invaded because she is forced to sign forms consenting to the disclosure of her information. *Id.* at

¶¶9-10.

88. Plaintiff Roseanne Hazlett is employed by the State of New Jersey as a probation officer. She is subject to the Judiciary Testing Mandate. Under the policy she is required to be tested between Saturday and Wednesday and to upload a negative test result by Friday at 11am. Under the Judiciary Testing Mandate Ms. Hazlett is required to do a nasal swab test, spit tests are prohibited. Exhibit 19, Decl. of Roseanne Hazlett at ¶6.

89. Ms. Hazlett was originally required to be tested on her own time at her own expense. She is still required to be tested at her own expense, but the Judiciary has updated its policy to allow employees to take time during work to undergo the medical test. However, to do this she must disclose to her immediate supervisor that she is subject to the Testing Mandate and the time is coded on her time sheet as "covid test." Further, she is required to submit proof that the time she underwent the medical test is the same time that she was granted time to go test, but the medical testing facility she uses to undergo the test does not time stamp, so she cannot comply with this. *Id.* at ¶7.

90. Ms. Hazlett's vacation time was ruined by the Judiciary Medical Testing Mandate. She took off of work from September 20, 2021 to September 24, 2021 to relax at home.

However, to be able to return to work the following Monday, she was required to undergo government mandated medical testing on Wednesday September 22<sup>nd</sup>, in the middle of her vacation. The results to her test did not come in time, for reasons beyond her control. She spent the last weekend of her vacation stressed and anxious waiting for the test results so she could return to work. She did not want to lose another day of work and day of her vacation time because she was not sick. On Monday when the test results still had not come in, she called her job and was told that she would not be permitted to work that day and would have to take "admin" time. Usually she reserves admin time for days when it is snowing because she does not drive in the snow. When the results still had not come in by Monday morning, she drove 80 miles to get a rapid test so she could return to work on Tuesday. The rapid test showed what she already knew; she was not sick. *Id.* at ¶9.

91. Ms. Hazlett has to direct a significant amount of personal time and mental energy toward complying with the Judiciary Medical Testing Mandate. Two times CVS has cancelled her test at the last moment and she has to direct her energy toward scrambling to find a rapid test so she can work. She attests: "I am so stressed all the time now because I know I have to have these test results back. I

have to plan my whole week around this.” *Id.* at ¶10.

92. In addition to intruding on her personal time and mental well-being, the medical testing is affecting Ms. Hazlett physically. She suffers from a burning and runny nose after the medical tests. *Id.* at ¶12.

93. Ms. Hazlett worked through the entire pandemic in the field without any stop and was never required to undergo any medical testing even through the peaks of the pandemic. *Id.* at ¶11.

94. Plaintiff Patricia Kissam is a special education teacher at an elementary school, working with students in grades 1 through 5. She is in her 24<sup>th</sup> year of teaching. She cannot take any of the covid-19 injections because it conflicts with her sincerely held religious beliefs. In addition, she is immune to covid through recovery. Exhibit 20, Decl. of Patricia Kissam at ¶¶5-7.

95. Ms. Kissam was tested for covid last December after she was exposed. It was a horrible experience. She experienced severe pain and felt like her brain was being stabbed. She developed a severe headache that did not go away for a week. *Id.* at ¶8.

96. The Testing Mandate has taken an emotional toll on Ms. Kissam. She attests:

The testing mandate has been very upsetting.

I am healthy and do not want to undergo weekly testing to prove my health. I worry about this all the time. I am chewing my nails and cuticles to pieces over my anxiety. I am despondent that I will lose my job of 24 years and will not have any pension vest if I do not submit to weekly medical testing that I do not want. I am unable to sleep with anxiety and worry.

*Id.* at ¶9.

97. Plaintiff Natalie Gricko has been a supervisor of special education in the same school for 28 years. Ms. Gricko has dedicated herself to her job and has received tenure in three different positions in her district. She is immune to covid through recovery. Exhibit 21, Decl. of Natalie Gricko at ¶¶4,5,15.

98. Ms. Gricko has not been subjected to the government mandated medical testing yet, but already her privacy has been invaded. She was required to disclose to her school district whether she had taken any of the covid-19 injections. There was no option not to disclose. In addition, she knows that her private medical information is being shared among employees of the school because her boss told her "We know who's vaccinated and who's not." *Id.* at ¶¶10-11.

99. Plaintiff Michele Pelliccio is a Paralegal with the State of New Jersey Department of Children and Families and is purportedly subject to EO 253. Exhibit 22, Decl. of



Michele Pelliccio at ¶¶5-6.

100. The Testing Mandate is taking a severe toll on Ms. Pelliccio. She suffers from a severe case of white coat syndrome. Her blood pressure goes up very high and any medical intervention or procedure, including testing, causes her extreme anxiety. She loves her job and has earned outstanding evaluations. She intended to continue working for another ten years in her position, but she will not submit to the weekly testing and does not know what she is going to do. She sincerely does not wish for her career to end like this. *Id.* at ¶11.

101. Plaintiff Jenell De Cotiis is a special education teacher for kindergarten and first grade students. She has been a teacher for 21 years. The students in her care have multiple disabilities and require intensive hands on care. Exhibit 23, Decl. of Jenell De Cotiis at ¶¶5-6.

102. Ms. De Cotiis loves her job and worked through the peaks of the pandemic without undergoing medical testing or missing one day due to illness. *Id.* at ¶¶5,7.

103. Ms. De Cotiis is unable to take any of the covid-19 injections because it would conflict with her sincerely held religious beliefs. The ongoing medical testing also conflicts with her sincerely held religious beliefs. *Id.* at ¶¶9-10.

104. If Ms. De Cotiis is forced to undergo the government mandated medical testing, she will have to do it on her own time in the evening and at her own expense because the time for free testing offered by the school would make it impossible for her to meet her son when he gets off the bus from school. *Id.* at ¶¶11-12.

105. Plaintiff David Tarabocchia is a full time bus driver and part time custodian. He has worked through the entire pandemic non-stop. He worked through both peaks of the pandemic in March/April 2020 and December/January 2021. He worked all summer long when neither he nor the children were wearing masks. He was not forced to undergo medical testing during any of this time. Exhibit 24, Decl. of David Tarabocchia at ¶¶5-6.

106. Mr. Tarabocchia will not take any of the covid-19 injections because it would conflict with his sincerely held religious beliefs. He feels the forced testing is a violation of his privacy and religious beliefs. *Id.* at ¶¶7-8.

107. Mr. Tarabocchia has serious privacy concerns about the forced medical testing. He is required to download a phone application onto his personal phone. He is required to use this phone application to upload his medical test results to the school and he is required to hand in a physical copy

to his supervisor. He does not feel comfortable sharing his medical records with his supervisor and he is not comfortable using a phone application to upload his medical records. *Id.* at ¶9.

108. Mr. Tarabocchia is also required to pay for his own medical testing, which he cannot afford. *Id.* at ¶10.

109. The Medical Testing Mandate is taking a toll on Mr. Tarabocchia and his family. He cannot sleep at night knowing that his job is forcing him to undergo medical testing that religious and physically he does not feel safe doing. *Id.* at ¶11.

110. Plaintiff Jason Marasco is a health and physical education teacher as well as a wrestling coach. Mr. Marasco suffers from epilepsy and takes 9 pills a day to control his condition. He will not take any of the covid-19 injections because they have not been tested on people with epilepsy and he fears that they will harm him. Mr. Marasco is immune to covid through recovery. Exhibit 25, Decl. of Jason Marasco at ¶¶5,7,14.

111. Mr. Marsco's school district has been back in person since September 2020. He was out on disability from October 2020 to March 2021. All other periods he has worked full time in person and was not subjected to any medical testing in that time. *Id.* at ¶6.

112. Mr. Marasco's school district has already required him to start undergoing medical testing two days a week. To make it to work on time, he has to leave his house 20 minutes earlier on both testing days, which is stressful and essentially lengthens his working week by 40 minutes. *Id.* at ¶11.

113. In addition to robbing him of 40 minutes normally devoted to family time each week, the Testing Mandate has also intruded on Mr. Marasco's time with his family. On Columbus Day his children's school was closed, but his was not. He took the day off to be with and care for his children, but his school district requires him to be tested on Mondays or be subject to discipline. Consequently, he had to go in the morning on his day off to undergo the government mandated medical testing. *Id.* at 12.

114. Mr. Marasco is affected physically, emotionally, and mentally by the medical testing and The Testing Mandate. He has suffered from two nosebleeds and the process is painful. He has to pull away and it makes his eyes water. *Id.* at ¶13.

115. Plaintiff Donna Antoniello is a school nurse at a public school. Both the covid-19 injections and the medical testing conflict with her sincerely held religious beliefs. She has never taken a Covid-19 test and has specifically

declined testing on multiple occasions. Exhibit 26, Decl. of Donna Antonietello at ¶¶5,6,10-11.

116. Under the Testing Mandate, Ms. Antonietello would be required to undergo the medical testing in her personal time on the weekends. *Id.* at ¶ 8.

117. Plaintiff Chrisha Kirk has been an English language arts teacher in a New Jersey public school for 17 years. Ms. Kirk has declined to receive a Covid-19 injection due to her sincerely held religious beliefs, and is therefore mandated to undergo weekly medical testing under EO 253. Exhibit 27, Decl. of Chrisha Kirk at ¶¶5, 7.

118. Ms. Kirk's school district began mandating medical testing before EO 253 went into effect and had to pay \$200 out of her own pocket for those tests. *Id.* at ¶11.

119. Ms. Kirk is subject to discrimination not faced by her peers who have opted for the injection. If she is identified as a "close contact" of a person who has tested positive for Covid-19, she is automatically excluded from school for 10 days and she is required to use sick days during this time. *Id.* at ¶¶15-17.

120. The Testing Mandate and its effect is taking an emotional and mental toll on Ms. Kirk. She attests: "I am healthy, but I am being treated by the government and my employer like I am diseased." *Id.* at ¶17.

121. Plaintiff Melissa Farrell has been a special education teacher at a New Jersey public school for 16 years. Both the covid-19 injections and the medical testing conflict with her sincerely held religious beliefs. She has never been undergone testing for covid infection. Exhibit 28, Decl. of Melissa Farrell at ¶¶5,6,7,9.

122. Ms. Farrell is immune to Covid-19 due to a previous infection, and confirmed by a recent blood antibody test showing measurable antibodies. *Id.* at ¶8.

123. Ms. Farrell is extremely wary of using supposedly "safe products" on her body, having had serious health issues in the past with medical devices placed inside her body that had been declared "safe" by the FDA. *Id.* at ¶18.

124. The Testing Mandate is exactly an emotional and mental toll from Ms. Farrell. She is physically and mentally drained by the fact that she may be forced to leave her students, about whom she cares deeply, due to the forced medical testing. *Id.* at ¶14.

125. Plaintiff Keri Wilkes has been a math teacher at a New Jersey public school for 25 years. In all that time she has never been disciplined, and was teacher of the year in 2011. Both receiving a covid-19 injection and the forced medical testing conflict with her sincerely held religious beliefs. Exhibit 29, Decl. of Keri Wilkes at ¶¶5,7-8.

126. Ms. Wilkes has worked in person since September 2020, through the peak of the pandemic in December 2020/January 2021 and was not subjected to any medical testing during that time. *Id.* at ¶6.

127. Ms. Wilkes avoids all chemical intake as per her religious beliefs, including aspirin, Tylenol, etc. and does not want to be subjected to the chemicals on the testing swabs. She had requested a religious exemption due to her beliefs, but after waiting four weeks her request was denied. *Id.* at ¶¶8-10.

128. Ms. Wilkes has endured so much stress from the medical testing mandate that she loses sleep, her hair is falling out, and she has developed skin rashes. She considers the testing requirement to be a violation of her religious beliefs and bodily autonomy. Due to her religious beliefs, and she will never be “fully vaccinated” per the Executive Order. *Id.* at ¶¶12-13.

129. Plaintiff Jennifer Dougherty works in the New Jersey Office of the State Auditor, part of the Office of Legislative Services, which is of the legislative branch of government. She has never taken a Covid-19 test, but OLS has said she is required to undergo invasive medical testing that uses materials she does not trust to keep her job. Exhibit 30, Decl. of Jennifer Dougherty at ¶¶5, 9.

130. Plaintiff Heather Hicks is an elementary teacher in a New Jersey public school who has been working in person since September 2020, including through the entire summer with no masks. She was not required to undergo medical testing during this period. Ms. Hicks is immune to covid through recovery. Exhibit 31, Decl. of Heather Hicks at ¶¶ 5, 6, 7.

131. Ms. Hicks has declined to receive a Covid-19 injection and does not want to undergo weekly medical testing. Ms. Hicks strongly believes that the testing violates her right to make medical decisions for herself, as well as her medical privacy. She is required to fill out a daily health screening form on Google, which gives her anxiety on a daily basis. She is considering moving out of state and out of the town she grew up in to avoid the testing mandate and take back control over her own medical decisions and bodily autonomy. Since Ms. Hicks will never receive a Covid-19 injection, she will never become “fully vaccinated” per the Executive Order, and will be subjected to testing indefinitely. *Id.* at ¶¶ 9-11.

132. Plaintiff Gina Zimecki is a Kindergarten teacher at a public school. She has been a teacher for 25 years. Ms. Zimecki has been working in person since October 2020 and through the peak of the pandemic in December 2020/January



2021. She was not required to undergo medical testing in that period. Exhibit 32, Decl. of Gina Zimecki at ¶¶5-6.

133. Ms. Zimecki is very health conscious and careful about what substances she puts in her body. She is concerned about using swabs in her nose, and does not want to be exposed to possible carcinogens unnecessarily. She has not been told whether she will be required to test at work or on her own personal time, but either way she will suffer either a professional or personal imposition. She suffers mental stress due to the worry about when and how her testing will need to happen, and whether how she will pay for it. *Id.* at ¶¶7-9, 11.

134. Plaintiff Jennifer Mess has been the activity arts educator at a public middle school in Middletown, NJ for 21 years. She has been working in person since September 2020, including through the pandemic peak of December 2020/January 2021. She was not subject to medical testing in that time. The covid-19 injections and the medical testing both violate her sincerely held religious beliefs. Exhibit 33, Decl. of Jennifer Mess at ¶¶5, 6, 11.

### **CONSTITUTIONAL CLAIMS**

#### **I.**

#### **THE TESTING MANDATES VIOLATES THE FOURTH AMENDMENT PROHIBITION ON UNREASONABLE SEARCH AND SEIZURE**

135. Plaintiffs repeat and reallege each of the preceding paragraphs.

136. The Testing Mandates are unreasonable.

137. The Mandates violate the Fourth Amendment prohibition on unreasonable search and seizure and the right for the people to be secure in their persons and property.

II.

**THE TESTING MANDATES VIOLATE PLAINTIFFS' FOURTEENTH AMENDMENT  
RIGHT TO PRIVACY**

138. Plaintiffs repeat and reallege all of the preceding paragraphs as if set forth at length herein.

139. The Testing Mandates all involve extensive medical tracking and surveillance. Persons subject to the Mandates are subject to invasions of their privacy in multiple and layered ways:

- a. They are required to undergo medical testing;
- b. They are required to report their medical test results to the their employer;
- c. Many are required to report their medical test results to multiple people at their place of employment;
- d. Many are required to upload their medical test results to a third-party application;
- e. Their medical test results are reported to local health authorities;

f. Their medical test results are reported to the state;

g. Their medical test results are put in a database by the state;

h. They are required to report their test results through various smartphone applications.

140. There are serious privacy issues with all of the policies, and little concern seems to be paid to the privacy of persons being subjected to the testing mandates.

141. There is no legal or historical precedent or support for the government to require public employees to submit to ongoing invasive medical testing and continually report their health status to a state entity.

142. The lack of precedent is *prima facie* evidence that the liberty to be free from invasive testing and medical surveillance by the state is fundamental and deeply rooted in the country's history and tradition.

143. The state's interest in stemming the spread of Covid-19 must be weighed against the individual right to privacy.

144. The individual's right to be free of medical surveillance and a systemic regime of medical testing by the government entity outweighs the state's interest.

145. The policies are not narrowly tailored to achieve the government's stated interests.

146. The Testing Mandates present Plaintiffs with an

ultimatum to undergo either a medical procedure or ongoing and indefinite medical testing.

147. Plaintiffs' privacy rights permit them to decline both the medical procedures and the medical testing.

148. The Testing Mandates are unconstitutional under the 14<sup>th</sup> Amendment right to privacy.

**III.**

**THE TESTING MANDATES VIOLATE PLAINTIFF'S FOURTEENTH AMENDMENT LIBERTY RIGHTS**

149. Plaintiffs repeat and reallege each of the preceding paragraphs as if set forth at length herein.

150. Plaintiffs have the fundamental liberty right to be free from the coerced medical testing required by The Testing Mandates.

151. The Testing Mandates present Plaintiffs with an ultimatum to undergo either a medical procedure or ongoing and indefinite medical testing.

152. Plaintiffs' liberty rights permit them to decline both the medical procedures and the medical testing.

**IV.**

**THE TESTING MANDATES VIOLATE THE EQUAL PROTECTION CLAUSE OF THE FOURTEENTH AMENDMENT**

153. Plaintiffs repeat and reallege each of the preceding paragraphs as if set forth at length herein.

154. Plaintiffs have the fundamental right to be free from

the coerced medical testing required by The Testing Mandates.

155. Plaintiffs have the fundamental right to decline the Covid-19 injections.

156. Plaintiffs are being subjected to disparate and unequal treatment based on the exercise of their fundamental rights.

157. The Testing Mandates violate the equal protection clause of the Constitution.

**V.**  
**THE TESTING MANDATES VIOLATE PLAINTIFFS' RIGHT TO FREE EXERCISE**  
**OF THEIR RELIGION UNDER THE FIRST AMENDMENT**

158. Plaintiffs repeat and reallege each of the preceding paragraphs as if set forth at length herein.

159. Several Plaintiffs are unable to comply with The Testing Mandates because both the Covid-19 injections and the ongoing testing conflict with their sincerely held religious beliefs.

160. The Mandates present an undue burden on Plaintiffs' sincerely held religious beliefs and unconstitutionally interfere with the free exercise of their religion.

161. The Testing Mandates violate the First Amendment of the Constitution.

**VI.**

**VIOLATION OF 42 U.S.C. §1983**

162. Plaintiffs repeat and reallege each of the preceding paragraphs as if set forth fully herein.

163. Governor Philip Murphy, Chief Justice Stuart Rabner, and Glenn Grant have violated Plaintiffs' Constitutional rights while acting under the color of law.

**VII.**

**VIOLATIONS OF THE NJ STATE CONSTITUTION ARTICLES 4, 5 AND 7**

1. Plaintiffs repeat and reallege each of the preceding paragraphs as if set forth fully herein.

2. The Testing Mandates are an unreasonable search and seizure under Article 7 of the Constitution.

3. The Testing Mandates violate Articles 4 and 5 of the Constitution because they deprive certain Plaintiffs of their right to freely practice their religion as a condition of holding public employment.

**PRAYER FOR RELIEF**

Wherefore, Plaintiffs request the following relief:

4. Declare EO 253 unconstitutional on its face and as applied;

5. Declare The Judiciary Testing Mandate unconstitutional on

- its face and as applied to each Plaintiff;
6. Declare the OLS Testing Mandate unconstitutionally facially and as applied;
  7. Enjoin The State of New Jersey from enforcing EO 253;
  8. Enjoin Chief Justice Stuart Rabner and Glenn Grant from enforcing The Judiciary Testing Mandate;
  9. Enjoin OLS from enforcing its Testing Mandate;
  10. Grant Plaintiffs their costs and attorneys' fees under 42 U.S.C. Section 1988 and any other applicable authority; and
  11. Grant any and all other such relief as this Court deems just and equitable.

Respectfully submitted,

s/ Dana Wefer, Esq.

Dana Wefer, Esq.  
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Email: DWefer@WeferLawOffices.com  
Attorney for Plaintiffs

Dated: October 18, 2021

**COMPLAINT VERIFICATION**

Each of the Plaintiffs has sworn in the attached and incorporated Declarations that all facts pertaining or relating to them are true under penalty of perjury.

**CERTIFICATION PURSUANT TO L. CIV. R. 11.2**

The matter in controversy is not the subject of any other action pending in any court, or of any pending arbitration or administrative proceeding.

Dated: October 18, 2021

/s Dana Wefer, Esq.  
Dana Wefer, Esq.  
Attorney at Law  
375 Sylvan Ave, Suite 32  
Englewood Cliffs, NJ 07075  
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Attorney for Plaintiffs



CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

KATHLEEN WRIGHT-GOTTSHALL, MELANI
BORODZIUJ, JILL MATTHEWS, JILL SKINNER, et al.

(b) County of Residence of First Listed Plaintiff Ocean
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)
Law Offices of Dana Wefer, 375 Sylvan Ave, Suite 32,
Englewood Cliffs, NJ 07632

DEFENDANTS

State of New Jersey, Governor Philip Murphy, Chief Justice
Stuart Rabner, Glenn A. Grant, Office of Legislative Serv.

County of Residence of First Listed Defendant Mercer
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- 1 U.S. Government Plaintiff
2 U.S. Government Defendant
3 Federal Question (U.S. Government Not a Party)
4 Diversity (Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- Citizen of This State PTF DEF 1 1
Citizen of Another State PTF DEF 2 2
Citizen or Subject of a Foreign Country PTF DEF 3 3
Incorporated or Principal Place of Business In This State PTF DEF 4 4
Incorporated and Principal Place of Business In Another State PTF DEF 5 5
Foreign Nation PTF DEF 6 6

IV. NATURE OF SUIT (Place an "X" in One Box Only)

Click here for: Nature of Suit Code Descriptions.

Table with columns: CONTRACT, REAL PROPERTY, CIVIL RIGHTS, TORTS, PRISONER PETITIONS, FORFEITURE/PENALTY, LABOR, IMMIGRATION, BANKRUPTCY, SOCIAL SECURITY, FEDERAL TAX SUITS, OTHER STATUTES. Includes various legal categories like Personal Injury, Contract, Real Property, etc.

V. ORIGIN (Place an "X" in One Box Only)

- 1 Original Proceeding
2 Removed from State Court
3 Remanded from Appellate Court
4 Reinstated or Reopened
5 Transferred from Another District (specify)
6 Multidistrict Litigation - Transfer
8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
U.S. Constitution
Brief description of cause:
Defendants instituted unconstitutional medical testing mandate for state workers

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$ CHECK YES only if demanded in complaint: JURY DEMAND: Yes No

VIII. RELATED CASE(S) IF ANY

(See instructions): JUDGE DOCKET NUMBER

DATE 10/18/21 SIGNATURE OF ATTORNEY OF RECORD /s Dana Wefer

FOR OFFICE USE ONLY

RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE

**INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44**

## Authority For Civil Cover Sheet

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".
- II. Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.  
 United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here. United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.  
 Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.  
 Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; **NOTE: federal question actions take precedence over diversity cases.**)
- III. Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.
- IV. Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).
- V. Origin.** Place an "X" in one of the seven boxes.  
 Original Proceedings. (1) Cases which originate in the United States district courts.  
 Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441.  
 Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.  
 Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.  
 Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.  
 Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.  
 Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.  
**PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7.** Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.
- VI. Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service.
- VII. Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.  
 Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.  
 Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.
- VIII. Related Cases.** This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

**Date and Attorney Signature.** Date and sign the civil cover sheet.

**EXECUTIVE ORDER NO. 253**

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"); and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, issued on April 7, 2020, May 6, 2020, June 4, 2020, July 2, 2020, August 1, 2020, August 27, 2020, September 25, 2020, October 24, 2020, November 22, 2020, December 21, 2020, January 19, 2021, February 17, 2021, March 17, 2021, April 15, 2021, and May 14, 2021, respectively, the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency continued to exist and declared that all Executive Orders and Administrative Orders adopted in whole or in part in response to the COVID-19 Public Health Emergency remained in full force and effect; and

WHEREAS, in accordance with N.J.S.A. App. A:9-34 and -51, I reserve the right to utilize and employ all available resources of State government to protect against the emergency created by COVID-19; and

WHEREAS, as COVID-19 continued to spread across New Jersey, I have issued a series of Executive Orders pursuant to my authority under the Disaster Control Act and the EHPA, to protect the public health, safety, and welfare against the emergency created by COVID-19, including Executive Order Nos. 104-133, Nos. 135-138, Nos. 140-166, Nos. 168-173, No. 175, Nos. 177-181, No. 183,

Nos. 186-187, Nos. 189- 198, No. 200, Nos. 203-204, No. 207, and Nos. 210-211 (2020) and Nos. 214-216, Nos. 219-220, Nos. 222-223, No. 225, Nos. 228-235, Nos. 237-244, No. 246, No. 249, and Nos. 251-252 (2021), the facts and circumstances of which are all adopted by reference herein; and

WHEREAS, on June 4, 2021, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103 and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020) but maintained the State of Emergency declared in that same Order; and

WHEREAS, P.L.2021, c.103 provided that following the termination of the Public Health Emergency declared in Executive Order No. 103 (2020), the Governor, Commissioner of the Department of Health ("DOH"), and the head of any other State agency may continue to issue Orders related to implementation of recommendations of the Centers for Disease Control and Prevention ("CDC") to prevent or limit the transmission of COVID-19 and related to vaccine distribution, administration, and management, COVID-19 testing, and data collection; and

WHEREAS, the American Academy of Pediatrics ("AAP") has emphasized that in-person learning is critical for educational and social development of children, as evidence demonstrates that remote learning has been detrimental to the educational attainment of students of all ages and has exacerbated the mental health crisis among children and adolescents; and

WHEREAS, the CDC has reported that new variants of COVID-19 have been identified in the United States, and that certain variants, particularly the B.1.617.2 (Delta) variant, are more transmissible than previous strains; and

WHEREAS, the State has experienced significant upticks in critical COVID-19 metrics over the past few months, including COVID-19 positive cases, the rate of transmission, spot positivity, and new hospitalizations, that warrant additional precautions in certain settings, especially those with a substantial number of unvaccinated individuals; and

WHEREAS, the CDC has emphasized that vaccination is a critical means to prevent spread of COVID-19 and to avoid infection of those individuals that cannot be vaccinated because their age precludes them from receiving one, and has strongly recommended vaccination of all eligible teachers and educational staff; and

WHEREAS, while over 5.4 million people in the State have been fully vaccinated against COVID-19, additional steps are necessary to ensure continued vaccinations of individuals in certain settings of concern to protect against spread of COVID-19 and to sustain the provision of full in-person instruction for New Jersey students; and

WHEREAS, on July 6, 2021, the U.S. Department of Justice's Office of Legal Counsel issued an opinion concluding that Section 564 of the Food, Drug, and Cosmetic Act, 21 U.S.C. § 360bbb-3 does not prohibit public or private entities from imposing vaccination requirements while vaccinations are only available pursuant to Emergency Use Authorization ("EUA"); and

WHEREAS, requiring workers in public, private, and parochial preschool programs, and elementary and secondary schools, including charter and renaissance schools (collectively "school districts") to receive a COVID-19 vaccine or undergo regular testing can help prevent outbreaks and reduce transmission to children, including those who are not yet eligible for vaccination; and

WHEREAS, the CDC has emphasized that COVID-19 vaccines are effective, in that they can prevent individuals from getting and spreading the virus, and can prevent severe illness in individuals who do contract COVID-19; and

WHEREAS, preventing transmission of COVID-19 is critical to keeping schools open for in-person instruction; and

WHEREAS, school districts have access to multiple sources of funding to address costs associated with worker vaccination efforts and testing, including three rounds of federal Elementary and Secondary School Emergency Relief funds and Emergency Assistance for Nonpublic Schools within the Governor's Emergency Education Relief funds; and

WHEREAS, the State will continue to work closely with school districts to successfully implement the requirements of this Order; and

WHEREAS, Executive Order No. 251 (2021) requires all school districts to maintain a policy regarding mandatory use of face masks by staff, students, and visitors in the indoor portion of school district premises; and

WHEREAS, that Order allows for exemptions from mask-wearing when "doing so would inhibit the individual's health," "when the individual has trouble breathing," and when a student's documented medical condition or disability precludes use of a face mask; and

WHEREAS, the AAP and CDC continue to emphasize the importance of universal indoor masking for teachers, staff, and students, particularly as the majority of the student population remains ineligible for vaccination at this time; and

WHEREAS, exemptions to mask wearing should be as limited as possible to maximize protections; and

WHEREAS, it is necessary and appropriate that school districts' policies regarding a medical exemption from mask wearing require individuals to submit medical documentation; and

WHEREAS, this Order is related to vaccination management, COVID-19 testing, data collection, and the implementation of CDC recommendations, and is thus authorized under P.L.2021, c.103;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. All public, private, and parochial preschool programs, and elementary and secondary schools, including charter and renaissance schools ("covered settings"), must maintain a policy that requires all covered workers to either provide adequate proof to the covered setting that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly. This requirement shall take effect on October 18, 2021, at which time any covered workers that have not provided adequate proof that they are fully vaccinated must submit to a minimum of weekly or twice weekly testing on an ongoing basis until fully vaccinated.

2. Covered workers may demonstrate proof of full vaccination status by presenting the following documents if they list COVID-19 vaccines currently authorized for EUA in the United States and/or the World Health Organization ("WHO"), along with an administration date for each dose:

- a. The CDC COVID-19 Vaccination Card issued to the vaccine recipient by the vaccination site, or an electronic or physical copy of the same;

- b. Official record from the New Jersey Immunization Information System (NJIIS) or other State immunization registry;
- c. A record from a health care provider's portal/medical record system on official letterhead signed by a licensed physician, nurse practitioner, physician's assistant, registered nurse or pharmacist;
- d. A military immunization or health record from the United States Armed Forces; or
- e. Docket mobile phone application record or any state specific application that produces a digital health record.

Covered settings collecting vaccination information from covered workers must comport with all federal and State laws, including but not limited to the Americans with Disabilities Act, that regulate the collection and storage of that information.

3. To satisfy the testing requirement, a covered worker must undergo screening testing at minimum one to two times each week. Where a covered setting requires an unvaccinated covered worker to submit proof of a COVID-19 test, the worker may choose either antigen or molecular tests that have EUA by the U.S. Food and Drug Administration ("FDA") or are operating per the Laboratory Developed Test requirements by the U.S. Centers for Medicare and Medicaid Services. Where a covered setting provides the unvaccinated covered worker with on-site access to COVID-19 tests, the covered setting may similarly elect to administer or provide access to either an antigen or molecular test. If the covered worker is not working on-site in the covered setting during a week where testing would otherwise be required, the covered setting's



policy need not require the worker to submit to testing for that week. This requirement shall not supplant any requirement imposed by the covered setting regarding diagnostic testing of symptomatic workers or screening testing of vaccinated workers.

4. Covered settings must have a policy for tracking test results from testing required by this Order and must report results to local public health departments.

5. For purposes of this Order, "covered workers" shall include all individuals employed by the covered setting, both full- and part-time, including, but not limited to, administrators, teachers, educational support professionals, individuals providing food, custodial, and administrative support services, substitute teachers, whether employed directly by a covered setting or otherwise contracted, contractors, providers, and any other individuals performing work in covered settings whose job duties require them to make regular visits to such covered settings, including volunteers. Covered workers do not include individuals who visit the covered setting only to provide one-time or limited-duration repairs, services, or construction.

6. For purposes of this Order, a covered worker shall be considered "fully vaccinated" for COVID-19 two weeks or more after they have received the second dose in a two-dose series or two weeks or more after they have received a single-dose vaccine. Individuals will only be considered fully vaccinated where they have received a COVID-19 vaccine that is currently authorized for emergency use by the FDA or the WHO, or that are approved for use by the same. Workers who are not fully vaccinated, or for whom vaccination status is unknown or who have not provided sufficient proof of documentation, shall be considered unvaccinated for purposes of this Order.

7. Nothing in this Order shall prevent a covered setting from instituting a vaccination or testing policy that includes additional or stricter requirements, so long as such policy comports with the minimum requirements of this Order. A covered setting may also maintain a policy that requires more frequent testing of covered workers.

8. The Commissioner of the DOH is hereby authorized to issue a directive supplementing the requirements outlined in this Order, which may include, but not be limited to, any requirements for reporting vaccination and testing data to the DOH. Actions taken by the Commissioner of the DOH pursuant to this Order shall not be subject to the requirements of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.

9. It is hereby clarified that the policy of public, private, and parochial preschool programs, and elementary and secondary schools, including charter and renaissance schools, regarding mandatory mask wearing in the indoor portion of school district premises, as outlined in Executive Order No. 251 (2021), must require individuals seeking a medical exemption from mask wearing under Paragraphs 1(a) - (c) of that Order to produce written documentation from a medical professional to support the exemption. Self-attestations and parental attestations are not sufficient for this purpose.

10. The State Director of Emergency Management, who is the Superintendent of State Police, shall have the discretion to make additions, amendments, clarifications, exceptions, and exclusions to the terms of this Order.

11. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every

political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully in all matters concerning this Order, and to cooperate fully with any Administrative Orders issued pursuant to this Order.

12. No municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will or might in any way interfere with or impede its achievement.

13. Penalties for violations of this Order may be imposed under, among other statutes, N.J.S.A. App. A:9-49 and -50.

14. This Order shall take effect immediately and shall remain in effect until revoked or modified by the Governor.

GIVEN, under my hand and seal this  
23<sup>rd</sup> day of August,  
Two Thousand and Twenty-one,  
and of the Independence of  
the United States, the Two  
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

**From:** [Broadcast Message](#)  
**Subject:** All Judiciary Staff and State Court Judges to be Vaccinated or Tested Weekly for COVID-19  
**Date:** Friday, August 6, 2021 11:35:21 AM

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## **All Judiciary Staff and State Court Judges to be Vaccinated or Tested Weekly for COVID-19**

To Judiciary Staff and State Court Judges:

The Judiciary is implementing a policy that will require all employees – including both Judiciary staff and state court judges – to provide proof that they have been vaccinated against COVID-19 or submit results of a weekly COVID-19 test.

### COVID-19 Trends; Delta Variant

As you know, the Delta variant is spreading across New Jersey and the nation. After months of improvement, COVID-19 trends are worsening. The rate of transmission is substantial or high in nearly all areas of our state.

Vaccination against COVID-19 is the most effective way to prevent further illness and death. Current vaccines provide strong protection against the Delta variant of the virus, as explained in this [NJ DOH flyer](#).

All of the vaccines approved for use in the United States are more than 90% effective in preventing severe disease. Although breakthrough cases sometimes occur, individuals who are fully vaccinated against COVID-19 are far less likely to become very sick, to require hospitalization, or to die from the virus.

NJ DOH [statistics](#) demonstrate the effectiveness of vaccines in avoiding bad outcomes from COVID-19. About 5 million New Jersey residents have been fully vaccinated against COVID-19. Recent data reveals that, of those who tested positive for the virus through late July, only 0.13% were fully vaccinated, and only half of those individuals showed symptoms. In recent

months, only 0.004% of fully vaccinated individuals in New Jersey have acquired a case of COVID-19 that required hospitalization, and just 50 (or 0.001%) of the fully vaccinated have died due to COVID-related complications.

-  
All Judiciary Staff and State Court Judges to be Vaccinated or Tested Weekly for COVID-19

In light of current COVID-19 trends, the New Jersey Judiciary is taking additional steps to support the health and safety of our workforce and all court users. To that end, the Judiciary will require all employees to submit to Human Resources either (1) proof of full vaccination against the COVID-19 virus; or (2) results of weekly viral tests for COVID-19. **Human Resources will maintain the confidentiality of all vaccination and testing records required under this policy.**

- By Friday, August 20, 2021, all employees (staff and judges) will be required to submit to Human Resources either proof of vaccination or COVID-19 test results. An employee required to report to work in person who does not submit the required documentation will not be permitted to enter the workspace on Monday, August 23, and will be required to use leave time.
- Employees should not submit proof of vaccination or COVID-19 test results at this time. Detailed guidance will be provided next week.

-  
Vaccination Facts and Resources

- According to the Centers for Disease Control and Prevention (CDC) and the NJ DOH, an individual is fully vaccinated against COVID-19 if the following criteria are met:
  - It has been at least two weeks since the individual's receipt of the second vaccination dose in a 2-dose series (such as the Pfizer or Moderna vaccines); or
  - It has been at least two weeks since the individual's receipt of a single-dose vaccine, such as Johnson & Johnson's Janssen vaccine.
- Everyone who lives or works in New Jersey can register for the COVID-19 vaccine. For the latest State of New Jersey vaccine information, please visit <https://covid19.nj.gov/vaccine>. You can search for available vaccine appointments across New Jersey by visiting <https://covid19.nj.gov/pages/finder>.
- Eligible employees can use up to 7 hours of COVID-19 leave to get the vaccine and to recover from side effects of vaccination. Questions about COVID-19 leave for vaccination should be directed to Human Resources.

We are implementing this policy to support a safe workplace for all members of the Judiciary and for all court users. Thank you for your understanding and cooperation.

Chief Justice Stuart Rabner  
Administrative Director Glenn A. Grant



# COVID-19 Activity Level Report

New Jersey Department of Health  
Communicable Disease Service

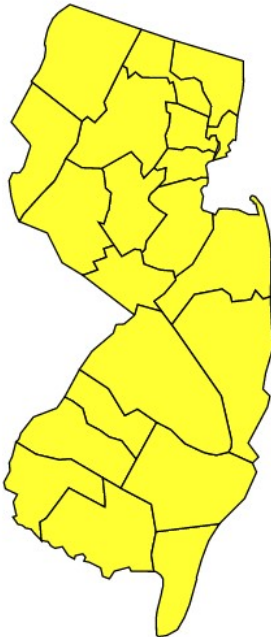
Week ending August 7, 2021 (MMWR week 31)<sup>1</sup>



## COVID-19 Statewide Activity Level Timeline

2020	1/4/20	1/11/20	1/18/20	1/25/20	2/1/20	2/8/20	2/15/20	2/22/20	2/29/20	3/7/20	3/14/20	3/21/20	3/28/20	4/4/20	4/11/20	4/18/20	4/25/20	5/2/20	5/9/20	5/16/20	5/23/20	5/30/20	6/6/20	6/13/20	6/20/20	6/27/20	7/4/20	7/11/20	7/18/20	7/25/20	8/1/20	8/8/20	8/15/20	8/22/20	8/29/20	9/5/20	9/12/20	9/19/20	9/26/20	10/3/20	10/10/20	10/17/20	10/24/20	10/31/20	11/7/20	11/14/20	11/21/20	11/28/20	12/5/20	12/12/20	12/19/20	12/26/20
2021	1/2/21	1/9/21	1/16/21	1/23/21	1/30/21	2/6/21	2/13/21	2/20/21	2/27/21	3/6/21	3/13/21	3/20/21	3/27/21	4/3/21	4/10/21	4/17/21	4/24/21	5/1/21	5/8/21	5/15/21	5/22/21	5/29/21	6/5/21	6/12/21	6/19/21	6/26/21	7/3/21	7/10/21	7/17/21	7/24/21	7/31/21	8/7/21	8/14/21	8/21/21	8/28/21	9/4/21	9/11/21	9/18/21	9/25/21	10/2/21	10/9/21	10/16/21	10/23/21	10/30/21	11/6/21	11/13/21	11/20/21	11/27/21	12/4/21	12/11/21	12/18/21	12/25/21

■ Low     
 ■ Moderate     
 ■ High     
 ■ Very High







Region <sup>2</sup>	Current Activity Level
Northwest	MODERATE
Northeast	MODERATE
Central West	MODERATE
Central East	MODERATE
Southwest	MODERATE
Southeast	MODERATE
STATEWIDE	MODERATE

## COVID-19 Activity Level Index (CALI)

	Case Rate <sup>3</sup>	Percent CLI <sup>4</sup>	Percent Positivity <sup>5</sup>	CALI Score <sup>6</sup>
Northwest	11.09 ○	3.14 ○	4.92 ○	2
Northeast	12.04 ○	4.01 ○	4.33 ○	2
Central West	10.54 ○	2.84 ○	4.11 ○	2
Central East	15.99 ○	5.23 ○	5.49 ○	2
Southwest	12.07 ○	4.25 ○	5.48 ○	2
Southeast	15.91 ○	1.92 ○	6.65 ○	2
<b>STATEWIDE</b>				<b>2</b>

## Footnotes:

1. The Morbidity and Mortality Weekly Report (MMWR) week is the week of the epidemiologic year used by the Centers for Disease Control and Prevention (CDC) for disease reporting. is assigned by the reporting local or state health department for the purposes of MMWR disease incidence reporting and publishing. MMWR weeks begin on a Sunday and end on a Saturday and are assigned a numeric value ranging from 1 to 53, although most years consist of 52 weeks. Week ending dates and associated MMWR weeks can be found at: [https://www.state.nj.us/health/cd/documents/flu/MMWR\\_2020.pdf](https://www.state.nj.us/health/cd/documents/flu/MMWR_2020.pdf)
2. The following is a breakdown of counties contained within each public health region: Northwest: Morris, Passaic, Sussex, Warren; Northeast: Bergen, Essex, Hudson; Central West: Hunterdon, Mercer, Somerset; Central East: Middlesex, Monmouth, Ocean, Union; South West: Burlington, Camden, Gloucester, Salem; South East: Atlantic, Cape May, Cumberland.
3. Case rate (per 100,000) is calculated as a proportion of the population — specifically, daily new COVID cases for every 100,000 people. Real-time polymerase chain reaction (PCR) results for COVID-19 are obtained from electronic laboratory transmission submitted by acute care, commercial and public health laboratories to CDRSS. Case rate is monitored as a 7-day average by the first positive specimen collection date – this is the date a patient’s specimen is collected. Should a patient have more than one positive specimen, only the first one is included.
4. COVID-like illness (CLI) is defined as fever and cough or dyspnea (shortness of breath, difficulty breathing, etc.) or the presence of coronavirus diagnosis codes. With the intention to focus on CLI rather than Influenza-like illness the diagnosis of another specified respiratory pathogen (influenza, parainfluenza and RSV) is excluded. Percent daily visits associated with CLI from emergency department data is collected via EpiCenter (i.e. NJDOH syndromic surveillance). CLI is monitored as a 7-day weekly average.
5. Percent positivity is the percentage of total positive COVID-19 PCR tests out of all COVID-19 PCR tests performed. Percent positivity is monitored as a 7-day average.
6. The COVID-19 Activity Level Index (CALI) Score is calculated as described below:
  - a. In each region, each indicator is assigned a value based on the activity range it falls into. Activity thresholds and values for each indicator are defined in Table 1 below.
  - b. Next, the values are averaged together. This rounded average gives the CALI Score which corresponds to the final activity level (Table 2).
  - c. The statewide activity level is calculated by averaging the CALI Scores for the 6 regions.

Table 1: COVID-19 Activity Level Index (CALI) <sup>6a</sup>					Table 2: COVID-19 Activity Level Index (CALI) <sup>6b</sup>		
	Value	Case Rate <sup>3</sup>	Percent CLI <sup>4</sup>	Percent Positivity <sup>5</sup>	Legend	Final Activity Level	CALI Score
<b>Low</b>	1	< 1	< 1.68%	< 3 %		<b>Low</b>	1
<b>Moderate</b>	2	1-10	1.68 - 5.51%	3-10 %		<b>Moderate</b>	2
<b>High</b>	3	10.01-25	5.52 - 13.08%	10.01-20 %		<b>High</b>	3
<b>Very High</b>	4	> 25	> 13.08%	> 20%		<b>Very High</b>	4

Activity thresholds are adapted from:

- The U.S. Influenza Surveillance System Methods: <https://www.cdc.gov/flu/weekly/overview.htm>
- CDC COVID-View: <https://www.cdc.gov/coronavirus/2019-ncov/covid-data/covidview/index.html>
- COVID-Act Now: <https://covidactnow.org/?s=856166>

For more information on how to protect yourself from COVID-19, see <https://covid19.nj.gov/>.



# COVID-19 Activity Level Report

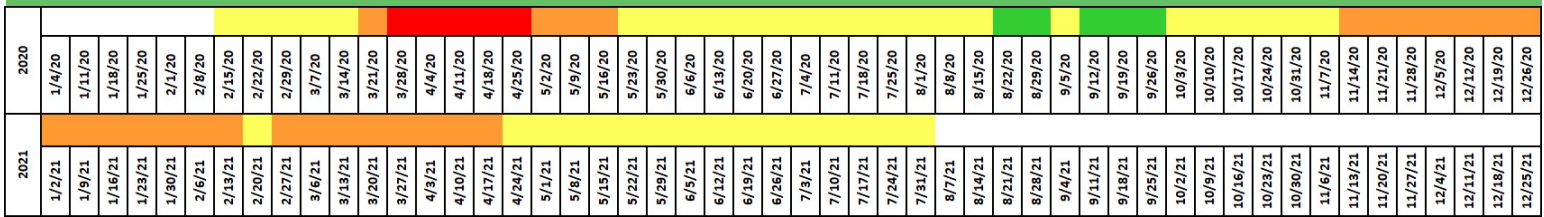
New Jersey Department of Health

Communicable Disease Service

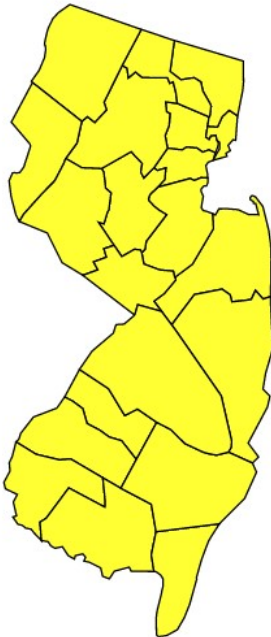
Week ending July 31, 2021 (MMWR week 30)<sup>1</sup>



## COVID-19 Statewide Activity Level Timeline



■ Low     
 ■ Moderate     
 ■ High     
 ■ Very High







Region <sup>2</sup>	Current Activity Level
Northwest	MODERATE
Northeast	MODERATE
Central West	MODERATE
Central East	MODERATE
Southwest	MODERATE
Southeast	MODERATE
STATEWIDE	MODERATE

## COVID-19 Activity Level Index (CALI)

	Case Rate <sup>3</sup>	Percent CLI <sup>4</sup>	Percent Positivity <sup>5</sup>	CALI Score <sup>6</sup>
Northwest	8.15 ○	2.60 ○	3.82 ○	2
Northeast	9.58 ○	3.52 ○	3.59 ○	2
Central West	7.72 ○	2.35 ○	2.76 ○	2
Central East	12.80 ○	4.58 ○	4.84 ○	2
Southwest	9.13 ○	3.31 ○	4.57 ○	2
Southeast	11.06 ○	1.65 ○	4.22 ○	2
<b>STATEWIDE</b>				<b>2</b>

Footnotes:

1. The Morbidity and Mortality Weekly Report (MMWR) week is the week of the epidemiologic year used by the Centers for Disease Control and Prevention (CDC) for disease reporting. is assigned by the reporting local or state health department for the purposes of MMWR disease incidence reporting and publishing. MMWR weeks begin on a Sunday and end on a Saturday and are assigned a numeric value ranging from 1 to 53, although most years consist of 52 weeks. Week ending dates and associated MMWR weeks can be found at: [https://www.state.nj.us/health/cd/documents/flu/MMWR\\_2020.pdf](https://www.state.nj.us/health/cd/documents/flu/MMWR_2020.pdf)
2. The following is a breakdown of counties contained within each public health region: Northwest: Morris, Passaic, Sussex, Warren; Northeast: Bergen, Essex, Hudson; Central West: Hunterdon, Mercer, Somerset; Central East: Middlesex, Monmouth, Ocean, Union; South West: Burlington, Camden, Gloucester, Salem; South East: Atlantic, Cape May, Cumberland.
3. Case rate (per 100,000) is calculated as a proportion of the population — specifically, daily new COVID cases for every 100,000 people. Real-time polymerase chain reaction (PCR) results for COVID-19 are obtained from electronic laboratory transmission submitted by acute care, commercial and public health laboratories to CDRSS. Case rate is monitored as a 7-day average by the first positive specimen collection date – this is the date a patient’s specimen is collected. Should a patient have more than one positive specimen, only the first one is included.
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5. Percent positivity is the percentage of total positive COVID-19 PCR tests out of all COVID-19 PCR tests performed. Percent positivity is monitored as a 7-day average.
6. The COVID-19 Activity Level Index (CALI) Score is calculated as described below:
  - a. In each region, each indicator is assigned a value based on the activity range it falls into. Activity thresholds and values for each indicator are defined in Table 1 below.
  - b. Next, the values are averaged together. This rounded average gives the CALI Score which corresponds to the final activity level (Table 2).
  - c. The statewide activity level is calculated by averaging the CALI Scores for the 6 regions.

Table 1: COVID-19 Activity Level Index (CALI) <sup>6a</sup>					Table 2: COVID-19 Activity Level Index (CALI) <sup>6b</sup>		
	Value	Case Rate <sup>3</sup>	Percent CLI <sup>4</sup>	Percent Positivity <sup>5</sup>	Legend	Final Activity Level	CALI Score
<b>Low</b>	1	< 1	< 1.68%	< 3 %		<b>Low</b>	1
<b>Moderate</b>	2	1-10	1.68 - 5.51%	3-10 %		<b>Moderate</b>	2
<b>High</b>	3	10.01-25	5.52 - 13.08%	10.01-20 %		<b>High</b>	3
<b>Very High</b>	4	> 25	> 13.08%	> 20%		<b>Very High</b>	4

Activity thresholds are adapted from:

- The U.S. Influenza Surveillance System Methods: <https://www.cdc.gov/flu/weekly/overview.htm>
- CDC COVID-View: <https://www.cdc.gov/coronavirus/2019-ncov/covid-data/covidview/index.html>
- COVID-Act Now: <https://covidactnow.org/?s=856166>

For more information on how to protect yourself from COVID-19, see <https://covid19.nj.gov/>.

# COVID-19 Activity Level Report

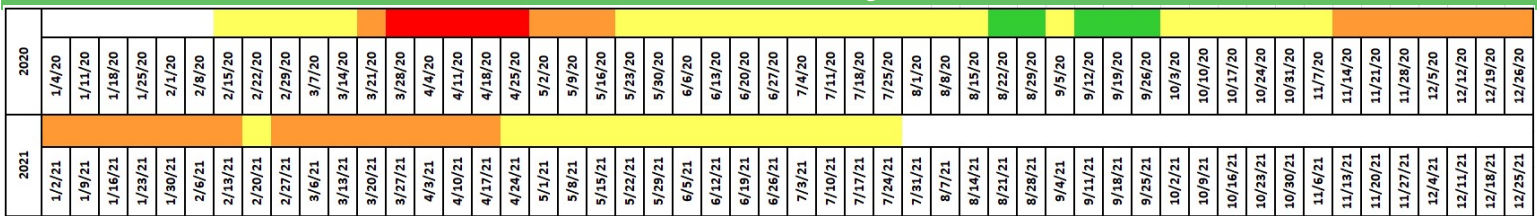
New Jersey Department of Health

Communicable Disease Service

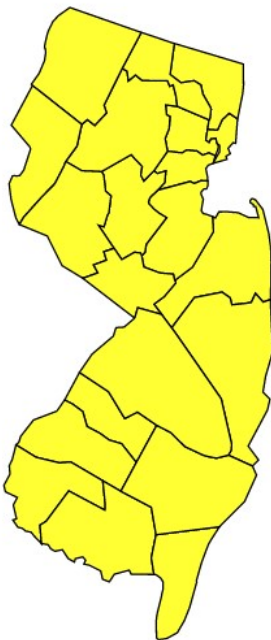
Week ending July 24, 2021 (MMWR week 29)<sup>1</sup>



## COVID-19 Statewide Activity Level Timeline



■ Low     
 ■ Moderate     
 ■ High     
 ■ Very High







Region <sup>2</sup>	Current Activity Level
Northwest	MODERATE
Northeast	MODERATE
Central West	MODERATE
Central East	MODERATE
Southwest	MODERATE
Southeast	MODERATE
STATEWIDE	MODERATE

## COVID-19 Activity Level Index (CALI)

	Case Rate <sup>3</sup>	Percent CLI <sup>4</sup>	Percent Positivity <sup>5</sup>	CALI Score <sup>6</sup>
Northwest	6.35 ○	2.16 ○	3.22 ○	2
Northeast	7.59 ○	3.14 ○	3.25 ○	2
Central West	5.71 ○	2.05 ○	2.66 ○	2
Central East	10.19 ○	3.72 ○	4.32 ○	2
Southwest	5.53 ○	2.63 ○	3.08 ○	2
Southeast	6.29 ○	1.36 ○	3.85 ○	2
<b>STATEWIDE</b>				<b>2</b>

Footnotes:

1. The Morbidity and Mortality Weekly Report (MMWR) week is the week of the epidemiologic year used by the Centers for Disease Control and Prevention (CDC) for disease reporting. is assigned by the reporting local or state health department for the purposes of MMWR disease incidence reporting and publishing. MMWR weeks begin on a Sunday and end on a Saturday and are assigned a numeric value ranging from 1 to 53, although most years consist of 52 weeks. Week ending dates and associated MMWR weeks can be found at: [https://www.state.nj.us/health/cd/documents/flu/MMWR\\_2020.pdf](https://www.state.nj.us/health/cd/documents/flu/MMWR_2020.pdf)
2. The following is a breakdown of counties contained within each public health region: Northwest: Morris, Passaic, Sussex, Warren; Northeast: Bergen, Essex, Hudson; Central West: Hunterdon, Mercer, Somerset; Central East: Middlesex, Monmouth, Ocean, Union; South West: Burlington, Camden, Gloucester, Salem; South East: Atlantic, Cape May, Cumberland.
3. Case rate (per 100,000) is calculated as a proportion of the population — specifically, daily new COVID cases for every 100,000 people. Real-time polymerase chain reaction (PCR) results for COVID-19 are obtained from electronic laboratory transmission submitted by acute care, commercial and public health laboratories to CDRSS. Case rate is monitored as a 7-day average by the first positive specimen collection date – this is the date a patient’s specimen is collected. Should a patient have more than one positive specimen, only the first one is included.
4. COVID-like illness (CLI) is defined as fever and cough or dyspnea (shortness of breath, difficulty breathing, etc.) or the presence of coronavirus diagnosis codes. With the intention to focus on CLI rather than Influenza-like illness the diagnosis of another specified respiratory pathogen (influenza, parainfluenza and RSV) is excluded. Percent daily visits associated with CLI from emergency department data is collected via EpiCenter (i.e. NJDOH syndromic surveillance). CLI is monitored as a 7-day weekly average.
5. Percent positivity is the percentage of total positive COVID-19 PCR tests out of all COVID-19 PCR tests performed. Percent positivity is monitored as a 7-day average.
6. The COVID-19 Activity Level Index (CALI) Score is calculated as described below:
  - a. In each region, each indicator is assigned a value based on the activity range it falls into. Activity thresholds and values for each indicator are defined in Table 1 below.
  - b. Next, the values are averaged together. This rounded average gives the CALI Score which corresponds to the final activity level (Table 2).
  - c. The statewide activity level is calculated by averaging the CALI Scores for the 6 regions.

Table 1: COVID-19 Activity Level Index (CALI) <sup>6a</sup>					Table 2: COVID-19 Activity Level Index (CALI) <sup>6b</sup>		
	Value	Case Rate <sup>3</sup>	Percent CLI <sup>4</sup>	Percent Positivity <sup>5</sup>	Legend	Final Activity Level	CALI Score
<b>Low</b>	1	< 1	< 1.68%	< 3 %		<b>Low</b>	1
<b>Moderate</b>	2	1-10	1.68 - 5.51%	3-10 %		<b>Moderate</b>	2
<b>High</b>	3	10.01-25	5.52 - 13.08%	10.01-20 %		<b>High</b>	3
<b>Very High</b>	4	> 25	> 13.08%	> 20%		<b>Very High</b>	4

Activity thresholds are adapted from:

- The U.S. Influenza Surveillance System Methods: <https://www.cdc.gov/flu/weekly/overview.htm>
- CDC COVID-View: <https://www.cdc.gov/coronavirus/2019-ncov/covid-data/covidview/index.html>
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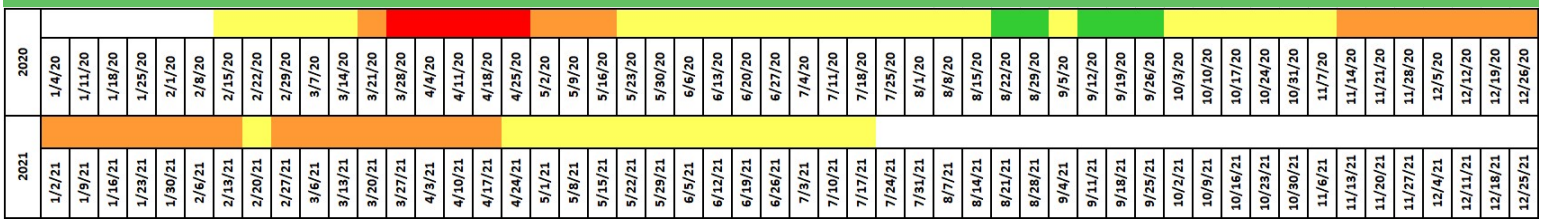
# COVID-19 Activity Level Report

New Jersey Department of Health  
Communicable Disease Service

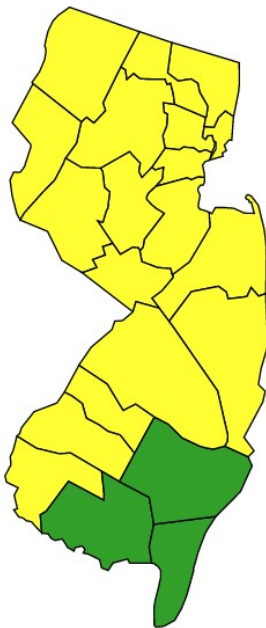
Week ending July 17, 2021 (MMWR week 28)<sup>1</sup>



## COVID-19 Statewide Activity Level Timeline



■ Low     
 ■ Moderate     
 ■ High     
 ■ Very High



Region <sup>2</sup>	Current Activity Level
Northwest	MODERATE
Northeast	MODERATE
Central West	MODERATE
Central East	MODERATE
Southwest	MODERATE
Southeast	LOW
STATEWIDE	MODERATE





## COVID-19 Activity Level Index (CALI)

	Case Rate <sup>3</sup>	Percent CLI <sup>4</sup>	Percent Positivity <sup>5</sup>	CALI Score <sup>6</sup>
Northwest	4.11 ○	2.13 ○	2.47 ○	2
Northeast	5.07 ○	2.89 ○	2.32 ○	2
Central West	3.58 ○	1.78 ○	1.57 ○	2
Central East	5.44 ○	3.03 ○	2.69 ○	2
Southwest	3.27 ○	2.20 ○	2.54 ○	2
Southeast	4.46 ○	1.03 ○	2.44 ○	1
<b>STATEWIDE</b>				<b>2</b>



## Footnotes:

1. The Morbidity and Mortality Weekly Report (MMWR) week is the week of the epidemiologic year used by the Centers for Disease Control and Prevention (CDC) for disease reporting. is assigned by the reporting local or state health department for the purposes of MMWR disease incidence reporting and publishing. MMWR weeks begin on a Sunday and end on a Saturday and are assigned a numeric value ranging from 1 to 53, although most years consist of 52 weeks. Week ending dates and associated MMWR weeks can be found at: [https://www.state.nj.us/health/cd/documents/flu/MMWR\\_2020.pdf](https://www.state.nj.us/health/cd/documents/flu/MMWR_2020.pdf)
2. The following is a breakdown of counties contained within each public health region: Northwest: Morris, Passaic, Sussex, Warren; Northeast: Bergen, Essex, Hudson; Central West: Hunterdon, Mercer, Somerset; Central East: Middlesex, Monmouth, Ocean, Union; South West: Burlington, Camden, Gloucester, Salem; South East: Atlantic, Cape May, Cumberland.
3. Case rate (per 100,000) is calculated as a proportion of the population — specifically, daily new COVID cases for every 100,000 people. Real-time polymerase chain reaction (PCR) results for COVID-19 are obtained from electronic laboratory transmission submitted by acute care, commercial and public health laboratories to CDRSS. Case rate is monitored as a 7-day average by the first positive specimen collection date – this is the date a patient’s specimen is collected. Should a patient have more than one positive specimen, only the first one is included.
4. COVID-like illness (CLI) is defined as fever and cough or dyspnea (shortness of breath, difficulty breathing, etc.) or the presence of coronavirus diagnosis codes. With the intention to focus on CLI rather than Influenza-like illness the diagnosis of another specified respiratory pathogen (influenza, parainfluenza and RSV) is excluded. Percent daily visits associated with CLI from emergency department data is collected via EpiCenter (i.e. NJDOH syndromic surveillance). CLI is monitored as a 7-day weekly average.
5. Percent positivity is the percentage of total positive COVID-19 PCR tests out of all COVID-19 PCR tests performed. Percent positivity is monitored as a 7-day average.
6. The COVID-19 Activity Level Index (CALI) Score is calculated as described below:
  - a. In each region, each indicator is assigned a value based on the activity range it falls into. Activity thresholds and values for each indicator are defined in Table 1 below.
  - b. Next, the values are averaged together. This rounded average gives the CALI Score which corresponds to the final activity level (Table 2).
  - c. The statewide activity level is calculated by averaging the CALI Scores for the 6 regions.

Table 1: COVID-19 Activity Level Index (CALI) <sup>6a</sup>					Table 2: COVID-19 Activity Level Index (CALI) <sup>6b</sup>		
	Value	Case Rate <sup>3</sup>	Percent CLI <sup>4</sup>	Percent Positivity <sup>5</sup>	Legend	Final Activity Level	CALI Score
<b>Low</b>	1	< 1	< 1.68%	< 3 %		<b>Low</b>	1
<b>Moderate</b>	2	1-10	1.68 - 5.51%	3-10 %		<b>Moderate</b>	2
<b>High</b>	3	10.01-25	5.52 - 13.08%	10.01-20 %		<b>High</b>	3
<b>Very High</b>	4	> 25	> 13.08%	> 20%		<b>Very High</b>	4

Activity thresholds are adapted from:

- The U.S. Influenza Surveillance System Methods: <https://www.cdc.gov/flu/weekly/overview.htm>
- CDC COVID-View: <https://www.cdc.gov/coronavirus/2019-ncov/covid-data/covidview/index.html>
- COVID-Act Now: <https://covidactnow.org/?s=856166>

For more information on how to protect yourself from COVID-19, see <https://covid19.nj.gov/>.

**From:** [Broadcast Message](#)  
**Subject:** Judiciary Policy for Vaccination or Weekly Testing of State Court Judges and Staff for COVID-19  
**Date:** Wednesday, August 11, 2021 1:13:22 PM

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## **Judiciary Policy for Vaccination or Weekly Testing of State Court Judges and Staff for COVID-19**

State Court Judges and Judiciary Staff:

We announced by broadcast message on August 6, 2021 that the New Jersey Judiciary would require all state court judges and staff to provide to Human Resources either (1) proof of vaccination against the COVID-19 coronavirus, or (2) results of weekly tests for COVID-19.

This message promulgates that [policy, linked here](#). The Judiciary is taking this step in support of the health and safety of our entire workforce and all court users. The policy is also posted on the landing page of the Judiciary InfoNet.

Vaccination provides the best protection against COVID-19. However, the choice to get vaccinated is personal and private, and we recognize that it may be influenced by various factors. The Judiciary is not mandating vaccination. Instead, we are permitting employees to choose between vaccination or weekly testing so as to respect those individual choices and also to reduce to the extent possible risks to other employees and the public.

As at forth in the policy, the Judiciary will safeguard the confidentiality of information regarding vaccination status and test results, as with all health-related information, by stringently limiting access to a minimum number of staff in Human Resources.

In furtherance of our commitment to maintain the privacy of your health information, we have developed a new Judiciary application for submission of COVID-19 vaccination and testing records. Further information on how to access the application will be provided soon (and no later than next week).

As noted in the policy document, questions may be directed to your HR office. As the current situation continues to evolve, this policy is open to possible refinement.

Chief Justice Stuart Rabner


Administrative Director Glenn A. Grant



**GLENN A. GRANT, J.A.D.**  
Acting Administrative Director of the Courts

Richard J. Hughes Justice Complex • P.O. Box 037 • Trenton, NJ 08625-0037 njcourts.gov • Tel: 609-376-3000 • Fax: 609-376-3002

**To: All State Court Judges and Judiciary Staff**

**From: Hon. Glenn A. Grant** 

**Subj: New Jersey Judiciary Policy on COVID-19 Vaccination or Weekly Testing**

**Date: August 11, 2021**

As previously announced, the Judiciary is implementing a policy that will require all employees to provide proof that they have been vaccinated against COVID-19 or submit results of a weekly COVID-19 test. This policy will support the health and safety of our workforce – and all court users – by reducing the risk of exposure to the virus at Judiciary locations. This memo sets forth the core provisions of the Judiciary’s COVID-19 vaccination or testing policy, including definitions of key terms and initial deadlines. It also provides operational guidance for employees to comply with these provisions.

### Scope

This policy applies to all state Judiciary employees, including Judiciary staff, Supreme Court Justices, Judges of the Appellate Division, Judges of the Superior Court, Judges of the Tax Court, and Municipal Presiding Judges. It also extends to all Judiciary contractors and interns. It does not apply to municipal court employees, volunteers, vendors, or external court users.

### Option 1: Proof of COVID-19 Vaccination

By August 20, 2021 a Judiciary employee must submit to Human Resources proof of **full vaccination**<sup>1</sup> against the COVID-19 coronavirus. Proof of vaccination<sup>2</sup> is to

<sup>1</sup> As defined by the Centers for Disease Control and Prevention (CDC), an individual is fully vaccinated against COVID-19 if the following criteria are met:

- (1) It has been at least two weeks since the individual’s receipt of the second vaccination dose in a 2-dose series (such as the Pfizer or Moderna vaccines); or
- (2) It has been at least two weeks since the individual’s receipt of a single-dose vaccine, such as Johnson & Johnson’s Janssen vaccine.

be submitted through a secure online application developed and maintained by the Judiciary. Further guidance on use of the Judiciary vaccination and testing application will be provided. The employee must both (1) input information about their vaccination; and (2) upload a copy of their vaccination card. **An employee who has previously submitted proof of vaccination to Human Resources still must input information and upload documentation through the new Judiciary application.** This confidential health information will be available to and accessed only by Human Resources.

## **Option 2: Results of Weekly Tests**

As of August 20, 2021, an employee who does not submit proof of full vaccination must comply with the following ongoing conditions (unless and until they are fully vaccinated):

1. Undergo weekly viral tests (e.g., polymerase chain reaction (PCR); rapid tests) for COVID-19.
  - a. COVID-19 tests must be conducted by an approved testing facility, such as a pharmacy or healthcare facility. Home tests are not permitted. Information on [free testing](#) is available through the New Jersey Department of Health. Testing also is available through a variety of healthcare providers and pharmacies.
  - b. COVID-19 tests must be conducted from Saturday morning through Wednesday night each week. The timeframe for testing may be adjusted based on testing availability in New Jersey.
  - c. The preference is for testing to be conducted outside of working hours, if practicable. However, employees may use sick leave or request the use of vacation leave and/or administrative leave for tests taken during work hours. COVID-19 sick leave is not available for these purposes.
2. Submit to Human Resources the results of each weekly viral test. Test results are to be submitted via a secure online portal developed and maintained by the Judiciary. Further guidance on use of the Judiciary vaccination and testing application will be provided. This confidential health information will be available to and accessed only by Human Resources.
  - a. An employee must electronically submit their COVID-19 test results no later than 11:00 a.m. on Friday following the test.
  - b. An employee who does not submit a negative test<sup>3</sup> result by 11:00 a.m. Friday will be excluded from the work location on the next scheduled

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<sup>2</sup> Submission of falsified documents (including as to vaccination or testing) is a violation of the Judiciary Code of Conduct and the basis for discipline.

<sup>3</sup> An employee who tests positive for COVID-19 must submit those test results to Human Resources. However, the employee will not be penalized for the positive test. In fact, in light of the continued availability of COVID-19 leave, any employee (vaccinated or unvaccinated) who

on-site workday. The employee may be excluded from the work location for up to 24 hours after submission to Human Resources of a negative test. (For example, if the employee submits negative test results on Monday morning, they may not be permitted to return to the work location until Tuesday morning.)

- c. An employee who is excluded from the worksite based on failure to submit a COVID-19 test is not on that basis entitled to work remotely. The determination to permit remote work will be based on other judiciary policy and operational needs. If remote work is not supported, the employee must use administrative, sick, or vacation leave. If other available leave has been exhausted, the absence will be considered unauthorized and unpaid.
- d. Repeated failure to submit COVID-19 test results by the Friday deadline may be grounds for discipline based on chronic unscheduled absences.
- e. The Judiciary will not provide, schedule, or reimburse for COVID-19 tests for an employee.
- f. Additional leave time, including paid COVID-19 sick leave, will not be provided for an employee to obtain a COVID-19 test, for purposes of this policy.

### **Continuation of Mask and Social Distancing Requirements**

All Judiciary employees at present are required to wear masks and maintain social distancing in Judiciary areas of court locations, including work areas not open to the public. Limited exceptions exist and apply equally to employees who are vaccinated and not vaccinated. This new COVID-19 vaccination or testing policy does not change those requirements.

### **Availability of COVID-19 Leave for Vaccination**

The Civil Service Commission and the Governor's Office have advised that COVID-19 leave time remains available through December 31, 2021. This includes leave time of up to one day (7 hours) for purposes of obtaining a COVID-19 vaccine or recovering from the potential effects of vaccination. Please contact Human Resources for more information and for authorization of COVID-19 vaccine leave.

The Judiciary is not requiring employees to be vaccinated against the COVID-19 virus. The Judiciary recognizes and respects the rights of individuals to decline vaccination on religious, medical, and other grounds. Accordingly, as an organization we are providing two options – proof of vaccination or regular testing – to reduce the

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contracts the virus may use COVID-19 leave. If an employee is able to work, managers and supervisors will support them in working remotely, to the extent possible, if excluded from the worksite based on a positive COVID-19 test.

risks of exposure to the COVID-19 virus. Thank you in advance for your compliance and cooperation.

Questions on this memo should be directed to your local Human Resources office or to Assistant Director for Human Resources Deirdre K. Hartman at [Deirdre.Hartman@njcourts.gov](mailto:Deirdre.Hartman@njcourts.gov).

cc: Chief Justice Stuart Rabner  
Municipal Presiding Judges  
Steven D. Bonville, Chief of Staff  
Deirdre K. Hartman, Assistant Director for Human Resources  
Vicinage Human Resources Division Managers

**DECLARATION OF KATHLEEN WRIGHT-GOTTSHALL**

I, Kathleen Wright-Gottshall, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements contained herein are true and correct.
4. My address is 164 Stowe Street, Toms River, NJ 08753.
5. I am a kindergarten teacher at Hugh J Boyd, Jr. elementary school in Seaside Heights, NJ. I have been a school teacher for 37 years and still love my chosen career! Although eligible for retirement, I have no desire to do so at this time and have yet to make retirement plans.
6. I am unable and unwilling to get a Covid-19 injection because it conflicts with my sincerely held religious beliefs.
7. I am unable and unwilling to undergo intrusive medical testing for Covid-19 because it interferes with my sincerely held religious beliefs.



8. I do not know if the school will pay for a saliva test instead of a cheek swab or nasal swab, which I cannot do. The school has not yet communicated much about how the testing will work.
9. I do not know if I want to do the saliva testing either. It may depend on what the school says. I will certainly refuse if I am required to do it in my own time and/or at my own expense.
10. I do not want to undergo weekly medical testing at all. I feel this is an invasion of my privacy and right to make choices about my body.
11. I sent letters to the district explaining my religious belief and requesting an exemption for both the Covid-19 injections and the testing, but to date the exemption requests have not been granted or denied.
12. I believe the tests to be intrusive, unnecessary and something that I am being forced to do which is against my religious beliefs. Being raised as Roman Catholic, I believe this testing will damage my body because of the substances in the tests. I was taught and do believe that my body is a temple of the Holy Spirit and I will and I can protect it. I will not be used for medical experimentation.

I have even lived a vegan lifestyle for almost 10 years to provide my body with an array of long term health benefits.

13. The requirement of this test has consumed me. I am mentally and emotional drained thinking about how my life will change when I refuse to be tested. Of course, this has affected my family as well. I feel as if I am counting down the days until October 18th. I am frustrated that my email to my superintendent and principal about whether my RE was approved has been ignored. My anxiety (which I am treated for) has been heightened as well as everything that goes along with it.

14. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."

15. The idea that I may have to undergo this testing indefinitely feels unconscionable.

16. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: 10/9/21

Kathleen Wright-Gottshall

Kathleen Wright-Gottshall



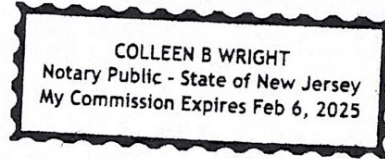
State of New Jersey )  
 ) SS  
County of Ocean , )

On October 9, 2021 before me, Colleen Wright ,  
Notary Public in and for said

county, personally appeared Kathleen Wright-Gottshall, who has  
satisfactorily identified him/herself as the signer or to the  
above referenced document.

(Affix Notary Stamp Here)

Colleen Wright  
\_\_\_\_\_  
Notary Public Signature



My Commission Expires: Feb 6, 2025



----- Forwarded message -----

From: **donna bahrle** <[dbahrle@centralreg.k12.nj.us](mailto:dbahrle@centralreg.k12.nj.us)>

Date: Tue, Oct 12, 2021 at 9:30 AM

Subject: Request for Religious Exemption

To: Kathy Gottshall <[kgottshall@sshschool.org](mailto:kgottshall@sshschool.org)>, Vanessa Vendola <[vgomen@sshschool.org](mailto:vgomen@sshschool.org)>

Cc: tom parlapanides <[tparlapanides@centralreg.k12.nj.us](mailto:tparlapanides@centralreg.k12.nj.us)>

Dear Vanessa and Kathy,

In response to your request for a religious exemption, the attorney has forwarded the following information:

The EEOC itself has outlined when a religious accommodation can be denied as an undue hardship when the requested accommodation causes security concerns. More specifically, according to the EEOC:

If a religious practice conflicts with a legally mandated federal, state, or local security requirement, an employer need not accommodate the practice because doing so would create an undue hardship. If a security requirement has been unilaterally imposed by the employer and is not required by law or regulation, courts will engage in a fact-specific inquiry to decide whether it would be an undue hardship to modify or eliminate the requirement to accommodate an employee who has a religious conflict.

Here the vaccine mandate and/or testing requirements set by Executive Order 253 have the full force of State law, and are therefore be considered to be a State and local security/public health requirement, and as such the District “need not accommodate the religious practice (in this instance avoiding the vaccine and/or testing requirement) because doing so would create an undue hardship.”

So all said, any religious exemption for testing requirements are denied. Any questions, please let me know.

Thanks,  
Donna

--

**Donna Bahrle**  
**DSO/Administrative Assistant to the Superintendent**  
**Central Regional School District**  
**(732)269-1100, ext. 3211**

DECLARATION OF MELANI BORODZIUK

I, Melani Borodziuk, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I certify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 273 West Graisbury Ave, Audubon, NJ 08106.
5. I am an administrative assistant in the Audubon School District.
6. I tested positive for covid in late August 2021.
7. I was advised by my doctor that I may continue to test positive for covid for several months. I told my superintendent about this. He asked me to come in for a meeting in his office. He did not have any answers to my questions and concerns about continuing to test positive. He told me that if that happened, I would have to go to my doctor and receive a note from my doctor indicating that the positive covid test was a false positive.

8. They do not offer onsite testing at my school. I am required to go on my own time and at my own expense.
9. The test must be taken within the prior three days, so I must go get tested on a Friday, Saturday, or Sunday.
10. I met with my superintendent to ask about doing a saliva test. The superintendent had no information and told me I just need to comply with EO 253.
11. I asked my superintendent who has access to my vaccination status and who it will be shared with. He said the only people who will see it are him and the nurse. However, a few days later I got an email from the superintendent asking me to collect the coaching staff's vaccination cards. Based on what the superintendent advised me, I should not have access to this information, and I am worried that my and other people's privacy is not being respected or maintained.
12. I have to submit a negative test to go to school. But I have not been issued much guidance.
13. I have been treated for two separate cancers, including on my nose, and therefore, I am at greater risk for getting cancer again than the average person. I have researched and fear that the chemical being used on the testing swab, ethylene oxide, is hazardous to my health if subjected to it over a long period of time. I cannot sleep

at night from the fear and anxiety this has caused me. I have two young children and worry I will develop cancer from prolonged exposure to the swab. I do not want to be subjected to the swabs, especially in the same place where I have already had cancer removed.

14. I feel my job is threatened. I feel singled out, judged negatively, and that at any moment I am going to be fired for not taking an experimental vaccine or test. I am losing sleep, my appetite, and overall well being due to the stress this is causing me.

15. I am subjected to differential treatment because if exposed, I am required to stay home for a longer period of time than someone that has taken the shot even though it's known that people who have taken the injections can still get and transmit covid. I will be required to use my personal time for testing at my expense.

16. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."

17. I feel that the testing requirements are a violation of my constitutional right to make my own medical decisions.

Melani Borodziuk  
(NAME) Melani Borodziuk

October 11, 2021

(Date)

State of New Jersey )

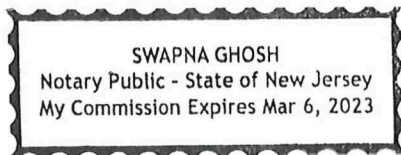
) ss

County of Camden )

On 10/11/2021 before me, Swapna Ghosh,  
Notary Public in and for said

county, personally appeared Melani Borodziuk, who has  
satisfactorily identified him/herself as the signer or to the  
above referenced document.

(Affix Notary Stamp Here)



Swapna Ghosh  
Notary Public Signature

My Commission Expires: 3/6/23 .



DECLARATION OF JILL MATTHEWS

I, Jill Matthews, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 282 Warren Drive, Wrightstown, NJ 08562.
5. I work at for the Hamilton Township Board of Education (Mercer County) as teacher for the gifted and talented. I have been a teacher for 18 years.
6. I have been working in person since October 2020 and never had to be tested before.
7. I am immune to covid from recovery. I had covid in January of 2021. I have been tested for antibodies twice since then showing that I still have antibodies.
8. I have been required to test by my school district since September 2, 2021.
9. I am are required to test two times per week.
10. I am required to go to the student services building on Mondays and Thursdays between 6am and 9am to be tested. I must go on my own time.
11. Praxis Testing Group pop up a tent in the parking of the building. I have to get in a line of cars. I usually go around 8am. Sometimes I am in line behind three sometimes up to twenty cars waiting to be tested. I allow myself an extra twenty minutes to get to work just in case.
12. I have physical problems with the testing. I started tracking my body's reaction. I have never been the type of person who gets headaches. I have noticed that I am developing severe headaches after testing. On Monday the 6<sup>th</sup> of September, I developed a headache after testing that lasted for an entire week. I began trying to take steps to wash my nose out after I am tested. I have to take over the counter medication to dull the pain each day. It's never been as bad as the 6<sup>th</sup> after I started taking care to rinse my nose out, but I am basically living life with an ongoing low grade headache at this point. I never experienced anything like this before I was forced to undergo regular medical testing by the government. The only time it has gone away was when I missed two tests in a row.
13. I am not prone to nosebleeds, but I have had two nosebleeds since testing began.
14. I have never been given any EUA fact sheet when I have been tested.
15. One time I asked the person performing the test where it was manufactured. She could not tell me.
16. When I go, they perform a nasal swab test and also

sometimes take our oxygen levels and temperature.

- 17. The district is given my test results before I am.
- 18. Vaccinated teachers do not have to quarantine when a student tests positive. Unvaccinated do have to quarantine and take their sick or personal time.
- 19. I worry all the time about the lasting effects of these nasal swabs.
- 20. I do not want to get the Covid-19 injections because I am already immune. It also violates my sincerely held religious beliefs because of the use of fetal cells in development and testing for the injections.
- 21. I am aware that EO 253 says I must be tested "until fully vaccinated" and does not account for natural immunity from having recovered from the virus. I will never take the injection, so I will never become "fully vaccinated."
- 22. The idea that I may have to undergo this testing indefinitely makes me anxious and makes me feel like a third class citizen since I am being targeted unfairly and discriminated against.

Jill Matthews

(NAME)

10/11/2021

(Date)

State of New Jersey )

) ss

County of Burlington )

On 10/11, 2021 before me, Phyllis C. Wilson, Notary Public in and for said county, personally appeared Jill Matthews, who has satisfactorily identified him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

Phyllis C Wilson

Notary Public Signature

My Commission Expires: 9-6-25

**PHYLLIS C WILSON**  
**NOTARY PUBLIC**  
**STATE OF NEW JERSEY**  
**ID # 2333758**  
**MY COMMISSION EXPIRES SEPT. 06, 2025**

KEYE BLUE ALIGNER

**DECLARATION OF KIM KOPPENAAL**

I, Kim Koppenaal, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 100 Kings Village, Budd Lake, NJ 07828.
5. I have been working in person since the Fall of 2020 with the exception of a few virtual weeks. I was not subject to testing during this period.
6. I work at Shepard Preparatory High School as a teacher.
7. I will not take any of the Covid-19 injections because it would conflict with my sincerely held religious beliefs.
8. I am immune to covid from recovery.
9. To qualify for free testing provide by the district, I am required to present myself at the school each Friday to undergo the medical test. If the school is closed that Friday, I am required to find a testing facility and



undergo medical testing that Friday, Saturday or Sunday so I can present proof of my health the following Monday.

10. I am required to submit printed proof of a negative covid test to school nurse or designated administrator by Monday.

11. I feel that I am being singled out as a way to try to pressure me into accepting an injection that I do not want - and have the right to refuse under any other circumstance.

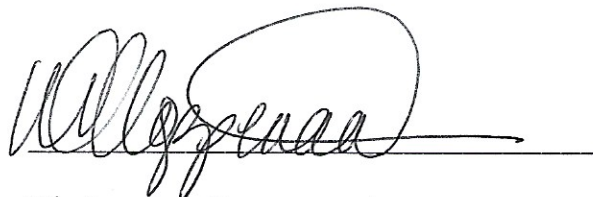
12. I am on a tight budget and being forced to bear the responsibility of purchasing the supplies/paying for testing is another way to try to pressure me to get it. Weekly testing, especially if a nasal swab is required, poses its own health risks.

13. Being singled out, and the idea that I might still lose my job - again for something that I have the right to refuse, something that is supposed to be a private decision - is emotionally stressful. As a single mother with 2 adult children still living at home, the threat of possible termination is scary - but I will not be forced to take an injection that violates my conscience.

14. The idea that I'm now going to be singled out, subjected to public testing without any medical privacy, is upsetting.

15. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."

16. The idea that I may have to undergo this testing indefinitely feels invasive and unnecessary. I should have the right to say no.



Kimberly Koppenaal

October 12, 2021

(Date)

State of New Jersey )  
 ) ss  
County of MORRIS, )

On 10-12, 2021 before me, AAYEDA M KHAN,  
Notary Public in and for said county, personally appeared  
KIMBERLY A KOPPENAAAL, who has satisfactorily identified  
him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

**AAYEDA M KHAN**  
**NOTARY PUBLIC OF NEW JERSEY**  
**ID#50055030**  
**My Commission Expires Feb. 21, 2022**

Aayeda M Khan  
Notary Public Signature

My Commission Expires: \_\_\_\_\_

**DECLARATION OF JILL SKINNER**

I, Jill Skinner, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 37 Lotz Hill Road, Clifton, NJ 07013.
5. I am employed by Newark Public Schools as Speech Language Therapist.
6. I am immune to covid through recovery. I have measurable antibodies as of August 2021.
7. I worked in the school in person beginning April 2021. I was not subject to ongoing medical testing after going back.
8. Newark made us start weekly testing September 6, 2021.
9. I am required to upload my results by Sunday at 7pm and the results have to be within 72 hours of Sunday at 7pm. The earliest I could get tested is Thursday night 7pm.
10. One Monday at work I received a denial email even though I had shown negative test results. I had to speak to the nurse, clerk, health services, the union and received mixed messages and ultimately was told the test was taken too early, as it was before 7pm on a Thursday. This was the first week of testing so I was not penalized with personal days or docked pay, yet.
11. Another week I tested on Friday and did not get my results by Sunday at 7pm so I could not upload them on time.
12. I do not want to do the nasal swabs because they are emergency use authorization only. I ordered a saliva test from my county, but it's very difficult to comply because I have zoom in to a call with someone from the lab. I don't know who it is. They are a stranger. They watch you open the test and spit into it. They instruct you what to do with test. It is embarrassing. I then have to rush the test to a UPS store. I have to do this during the half hour I get for lunch on Friday.
13. Another week I did the saliva test on my lunch half hour on Friday, but the results did not come on time. I went to work anyway. I called the lab to figure out what was going on. I was told it's stuck on step 1 of 5 in their process. One of the secretaries texted me and asked me if I had uploaded my test results. I told her I had not gotten it yet and that there was a problem with a lab. The secretary came upstairs and said she had to go home and take a personal day. I spoke with the principal and tried to explain the situation. The principal said that because I



did not have the negative test yet, I had to go home and was forced to use a personal day even though I had already worked for three hours that day.

- 14. I have been told that if my test results do not come back on time I cannot take a sick day because the superintendent knows I am not sick and am just waiting for my test results. I only get five personal days a year. So if this happens anymore, I do not know what I'm going to do. I have asked what I do when those personal days are used up and I was told that my pay will be docked.
- 15. On days that the schools are closed on Monday, I have to upload my test results by Monday at 7pm, which requires me to get tested on my personal time on Saturdays. This testing is done at my expense.
- 16. I had a meeting with the principal and other members of the Child Study Team. At this meeting, the principal pulled out a list of people who had not uploaded proof of vaccination and stated in front of my colleagues that I was the only person in the room who had not uploaded my proof. I was deeply embarrassed. It felt like I was being publically shamed. She insinuated that because I had not taken the shot I did not care about my family and community. She told me the process for getting tested and asked me to repeat it back to her. It was humiliating.
- 17. This testing and public shaming by my principal, talking to me like I was a student in front of colleagues, and coercing me to get the vaccine has left me very anxious at work daily.
- 18. I will not take the shot because I am already immune to covid and I do not feel I need it.
- 19. I am aware that EO 253 says I must be tested "until fully vaccinated." I do not intend to ever become "fully vaccinated."
- 20. The idea that I may have to undergo this testing indefinitely makes me feel anxious, stressed, and angry.

Jim Skinner  
 Jim Skinner  
 10/12/21  
 (Date)

State of New Jersey )  
 ) ss  
 County of Passaic )

On October 12, 2021 before me, Anielle Rodriguez,  
 Notary Public in and for said  
 county, personally appeared Skinner, Jill, who has  
 satisfactorily identified him/herself as the signer or to the  
 above referenced document.

(Affix Notary Stamp Here)



Anielle Rodriguez  
 Notary Public Signature

My Commission Expires:

**AMIELLE RODRIGUEZ**  
**NOTARY PUBLIC OF NEW JERSEY**  
**My Commission Expires 07/15/2028**

DECLARATION OF SANDRA GIVAS

I, Sandra Givas, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions, including those set out in the Verified Complaint for Declaratory and Injunctive Relief.
2. If called on to testify I would competently testify as to the matters stated herein and in the Verified Complaint.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements in the Verified Complaint concerning myself, my activities, and my intentions are true and correct.
4. My address is 25 Everitts Hill Road, Flemington, NJ 08822.
5. I am employed by Hunterdon Central Regional High School as an Operational Assistant.
6. I believe I am immune from covid through recovery. I believe I had Covid in February 2020, but I was not tested. My fiancé got sick at the same time had all the symptoms, but still worked every day.
7. There is nothing in life that I take more seriously, and put effort into, than my physical, mental and emotional health. My life is greatly affected by my health anxiety. I have lived a vegan lifestyle for the last 9 years and I was vegetarian for 23 years preceding that to keep my health paramount. I exercise regularly and am very careful about what I put into my body.
8. I have a disorder that makes me extremely anxious about my health and receiving medical testing and treatment. This began when I was a college student in 1987 and I have been living with and being treated for this disorder ever since.
9. Undergoing medical testing is very difficult due to my anxiety. I have to mentally prepare weeks in advance when I am to undergo medical testing. My doctors know that I require extra time to sit down and go over every number with her. It's a very intense process.
10. When I am waiting on the results of a medical test, I am unable to focus on anything else due to the anxiety. I am almost incapacitated until I receive a negative result.
11. The weekly medical testing mandate has intensified and worsened my anxiety disorder, putting excessive mental and physical strain on me. I have needed to avail myself of my therapy practices, medications, and coping mechanisms since it was announced. My physical, mental and emotional health are being pushed to an unhealthy limit. The thought of required testing violates my privacy and freedom in every possible way I can think of.
12. I worked in person all last year at Hunterdon Regional High School, and was healthy the entire year.
13. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."
14. I will try to comply with the testing mandate, but I am uncertain if I am able.

Sandra Givas  
Sandra Givas

October 12, 2021  
(Date)

State of New Jersey )

) ss

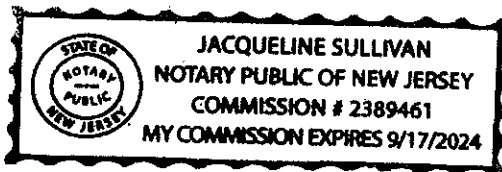
County of Hunterdon, nj )

On Oct. 12, 2021 before me, Jacqueline J. Sullivan  
Notary Public in and for said  
county, personally appeared Sandra Givas, who has  
satisfactorily identified him/herself as the signer or to the  
above referenced document.

(Affix Notary Stamp Here)

\_\_\_\_\_  
Notary Public Signature

My Commission Expires: 9/17/2024



**DECLARATION OF DEBORAH ALDIERO**

I, Deborah Aldiero, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 152 Woodland Ave, Verona, NJ 07044.
5. I work at Garden Academy, a specialized full year private school for children with autism, as the school nurse.
6. I went back to work in person full time on September 1, 2020. I have worked full time in person since then and through the summer at the school without being tested. I don't understand why I was able to work all that time, through the peaks of the pandemic without testing, but now must undergo weekly medical testing.
7. I have not been given any specific instruction or information on where or how the testing will be done.
8. I have an autoimmune Hashimoto and hypothyroid disorder. I have a family cardiac medical history which includes cardiac stent, myocardial infarction, two-generation aneurysm events and blood clotting issues. (Five members of my family are on blood thinners and have stents). I am not willing to take any of the Covid-19 injections. The pharmaceuticals are too novel and experimental. Blood testing has confirmed I have the MTHFR genetic defect, which also predisposes me to cardiac and blood clotting issues. I took Vioxx for three years, as a young adult, for a back issue to get through physical therapy rather than have surgery. Vioxx was later pulled from the market. (Causing heart attacks and strokes) I took Zantac as well, which my doctor told me is likely responsible for precancerous polyps I developed in my stomach. I am circumspect about taking novel pharmaceuticals because I am already worried that I will suffer longterm effects from these pharmaceuticals, one of which was approved by the FDA and then later withdrawn from the market. I believe it is my constitutional right to refuse the vaccine, especially when there are no long term studies.
9. I also will not get any of the Covid-19 injections due to my sincerely held religious beliefs.
10. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."
11. The idea that I may have to undergo this testing indefinitely is suspicious and undermines my integrity. As an adult, and a medical professional, if I was not feeling well I would get tested to confirm my health status.

Deborah Aldiero  
(NAME)

10-12-21  
(Date)

State of New Jersey )

) ss

County of Essex, )

**Pamela J. Priscoe**  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires Nov. 19, 2024



On Oct. 12, 2021 before me, Pamela Priscoe,  
Notary Public in and for said  
county, personally appeared Deborah Aldreio, who has  
satisfactorily identified him/herself as the signer or to the  
above referenced document.

(Affix Notary Stamp Here)

Pamela Priscoe

Notary Public Signature

My Commission Expires: November 19, 2024

**Pamela J. Priscoe**  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires Nov. 19, 2024

Deborah Aldiero  
152 Woodland Avenue  
Verona NJ, 07044  
973-216-5016

I am writing to request Religious Exemption from the COVID vaccinations.

To Whom It May Concern,

My religious beliefs as a practicing Christian do not coincide with taking medication or injections that have used fetal cells in the testing or production from aborted babies.

I believe in God's creation of man as God's child. My body should remain pure, therefore injecting any foreign substance into my body changes the purity God created. As an adult I am responsible for my actions. I have religious rights of freedom and the right to my personal belief by not putting foreign products into my body. I, as a Christian, believe in the literal scripture of the written word found in the Bible which make the introduction of foreign products into the body forbidden.

Chapters with these scriptures can be found in Leviticus, Chapter 17, (19:19), Deuteronomy, Chapter 12 and 2nd Corinthians Chapters 6: and 7 (6:19-20) and Luke 13:1-5. When God created the human being, he created the perfect specimen. I believe in God's work and as his child my body shall remain pure. As a child of God I reject foreign products injected into my body as this changes the purity that God created.

The US Civil Rights Laws provide my right to religious expression. No statute of law has been passed by the US Congress that gives an exemption to NJ Schools or businesses that receive federal funding that can allow for my rights to be violated. No governor's executive orders supersede the Constitution.

Sincerely,  
Deborah Aldiero

A handwritten signature in cursive script, appearing to read "Deborah Aldiero".

DECLARATION OF ALYSON STOUT

I, Alyson Stout, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions, including those set out in the Verified Complaint for Declaratory and Injunctive Relief.
2. If called on to testify I would competently testify as to the matters stated herein and in the Verified Complaint.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements in the Verified Complaint concerning myself, my activities, and my intentions are true and correct.
4. My address is 1402 blaze drive, Point Pleasant, NJ 08742.
5. I am a physical therapist and early intervention specialist.
6. I work with children who have developmental disabilities and other physical and medical challenges.
7. I love what I do and have been working with children in this capacity for 25 years.
8. School districts hire me as an independent consultant to provide these services to children. Currently, I am contracted with four school districts: Toms River Regional schools, Sea Girt Elementary school, Farmingdale school, and Beverly City school.

9. In addition to the school districts, I provide early intervention services to children through a program for the State of New Jersey Department of Health ("NJDOH"). For these services, I am contracted by BATA Pediatric Therapy Services and Progressive Steps NJ, LLC, which hold contracts with the state to provide these services.
10. As per my contracts with these schools and agencies, I am required to abide by the same rules and mandates that employees are, including testing and vaccinations.
11. I tested positive for Covid-19 on April 1, 2021. I have had my antibodies tested two times since then, mostly recently on around August 27, 2021. I have measurable antibodies to Covid-19.
12. The NJDOH required me to start weekly testing for Covid-19 as of September 7, 2021. I do not know what Departmental policy they relied on to require this testing more than a month before EO 253 was executed. I was never provided with any departmental policy and I was never provided with a copy of EO 253 by the NJDOH.
13. The requirement that I begin weekly medical testing for Covid-19 to continue working was communicated to me by email. I felt I had no choice but to submit because my livelihood is at stake.



14. I hate the testing. It intrudes on my body, my mind, my privacy, and my family time.
15. Weekly medical testing has disrupted peaceful and private times of my life. Finding the time and location to get tested has proven to be quite challenging. No one wants to test an asymptomatic person at this time.
16. I considered doing the testing when I am finished with the work day, but Monday through Friday are just too hard. I get home 5/5:30 or even later. Then, I have to make dinner for my family, walk my dogs, go to the gym, and just generally live my normal evening life. Plus, the CVS near me is on route 35, which has a lot of traffic so I'd have to take even more time out to get tested.
17. Though I don't like it, it's turned out that the best time and place for me to get tested is Sunday at the CVS. It's very stressful. Over the last month I have developed a routine where I get tested on Sunday morning right after church and then, as soon as I get home, I get on the computer to set up next week's appointment. I've learned that this is necessary because the appointments are limited and fill up quickly.
18. The weekly testing requirement is taking a huge toll on my mental and emotional well-being. Rather than being able to use my non-working time to relax and enjoy family time, I

find myself becoming anxious about getting an appointment for testing, going for the testing appointment, and then stressing every day waiting for my results to come via email, not because I am worried I have Covid, but because I am worried the results will not come back on time for me to work. I'm also concerned about the likelihood that there could be a false positive test, which would cause me to have to quarantine and not work unnecessarily.

19. On October 3, 2021, I had to leave a birthday party for my stepdaughter early to go get tested for Covid-19 so I can keep my job. I had set up the appointment before the birthday party was planned and was not able to move my appointment because no other times were available. I felt frustrated, as well as put on the spot explaining to my family why I was going to get tested when I'm not sick. It's unfair.

20. I find the actual process of testing upsetting and invasive as well.

21. It's embarrassing to have to go through the testing in a public place.

22. Since beginning weekly testing, my sinuses are very irritated. I rarely had allergy or sinus issues before beginning the weekly testing. I now have to use sinus rinses and saline.

23. I am required to cover the cost of the medical tests I do not want. Because I am not an employee of any school district nor the state, no other entity has assumed responsibility to pay for it.

24. Rite-Aid offers free testing, so I went there first, but I then learned that the free testing is done through a program called "Project Baseline," but in exchange for the free test, your medical information is sent to the government and "may be shared with third parties" other than the government. This is a complete violation of my privacy and my right to keep my medical information private, so I will not test there.

25. I have no idea what the procedure for me will be with the four school districts. I am worried they will enact different policies requiring testing on different days of the week and that I will have to undergo medical testing even more frequently to keep working in those districts.

26. My private medical information is being shared throughout government entities. I have had to report my medical information to each school district with which I have a contract and I do not know who within that district has access to it. I am also required to email my medical information to designated employees at the agencies with which I contract to provide services for the state. For



one agency I have to send my medical information to the head of the agency. For the other I send it to someone who I think works in human resources, but I am not sure. I do not know what they do with my medical information. Sometimes they acknowledge receiving it and sometimes they don't. I don't like reporting my private medical information to strangers in this way. It is invasive of my privacy.

27. I do not want to get the Covid-19 injections because I live a very holistic and health conscious lifestyle. I do not take pharmaceuticals unless necessary. I just do not feel comfortable with it.

28. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."

29. The idea that I may have to undergo this testing indefinitely is gut wrenching and intrusive on every level. To think that I may not be able to go out of town for a week, or even a weekend, for fear of missing testing and not being able to work, or to have to worry about finding a place for testing while away, is distressing. I have thought about other professions that I could potentially pursue that don't require such arbitrary tests. I feel completely insulted as a health care professional that I



need to submit to testing regularly, with no basis. I am trained and intelligent enough to know that when I am not well, I need to stay home and not expose others, as I did when I was sick with Covid-19, and did not infect any other people.

Alyson Stout  
(NAME)

October 11, 2021

(Date)

State of New Jersey )

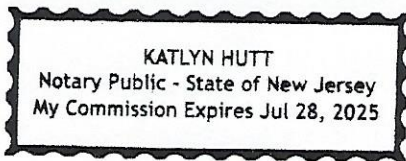
) ss

County of Ocean, )

On October 11, 2021 before me, Katlyn Hutt,  
Notary Public in and for said

county, personally appeared Alyson Stout, who has satisfactorily identified him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)



Katlyn Hutt

Notary Public Signature

My Commission Expires: July 28, 2025

**DECLARATION OF VINCENIA ANNUZZI**

I, Vincenia Annuzzi, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 24 Potter Ave, Newton, 07860.
5. I am the French teacher at Morris County School of Technology - public school. I have been the French teacher there for 11 years.
6. I cannot and will not take any of the Covid-19 injections due to my sincerely held religious beliefs and because I have multiple sclerosis and I do not think taking one of the injections would be a good decision for my health.
7. My district required me to begin weekly medical testing on September 15, 2021 because I have not taken a Covid-19 injection.

8. My district is providing on-site testing. If I do not use the on-site medical testing, I will be required to pay for it myself and be tested in my personal time. The testing is done only on Wednesdays between 7:30 and 8:00am. My position requires that I be in the classroom at 7:50.
9. The medical testing completely invades my privacy and the privacy of other staff members who are being required to undergo medical tests. The first day of medical testing, I and other staff members who are being subjected to it were told to present ourselves in the conference room at the school beginning at 7:30 am in order for teachers to be tested before the start of classes. We then walked out into the hallway from the conference room to another room where the medical tests are performed. Everyone who is congregated there and anyone who walks by is essentially made aware of my medical status just by virtue of my having to be there.
10. On the first day I did not have any idea which format for testing it would be because I was not told in advance. Once in the waiting room with the others, we discovered it would be a saliva test. When it was my turn alone with the Lab techs, I asked what the cycle threshold is for the PCR test they were giving and neither of the two techs knew what that meant or what the answer was. I asked if they could

find out but they didn't even write it down. We were forced to sign a one time, Patient Authorization form for release of testing results and must fill out a Covid-19 Requisition form each time we go in to test. According to the results, they did an RT-PCR test - Reverse Transcription Polymerase Chain Reaction. I do not feel that I was able to provide informed consent to the medical testing because the people administering the tests were not able to answer my questions concerning cycle threshold.

11. After the first day of testing, the business administrator decided the spit test took too long. The next week, without any prior notification to those required to test, it was switched to a nasal swab. If I had known about this change beforehand, I would have asked ahead of time for the saliva test instead, but on the morning of testing I was told that the nasal swab was the only one available and so was forced to submit to that test if I wanted to stay on the job. Afterward, I emailed the business administrator asking for the saliva test instead because it is slightly less invasive. He agreed that I can do a spit test, but only if I come in at 7:30 am. On a normal school day I am not contracted to be there until 7:45.

12. I feel violated by the government forcing me to submit to either an injection I don't want or need or weekly medical



tests I do not want or need in order to keep my job. I am experiencing undue stress daily. I resent that I had to sign a form for a Lab to do the testing which refers to me as "patient". I am not a patient! The state is assuming the authority to deem any resident their medical patient if they are employed by the government. I am not a patient of the state and not even my own doctors have the authority to force a medical procedure on me as the state of NJ is now doing without restraint.

13. This forced testing is extremely invasive and I feel that it is a punitive measure against me because I will not comply with a medical procedure (the Covid-19 injections) that the government wants me to get.

14. I feel that the testing is punitive. The forced testing is a stressor that impedes my ability to go about my life in a normal, healthy manner.

15. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection so I will never become "fully vaccinated."

16. I feel that the idea that I may have to undergo this testing indefinitely is beyond belief as an American citizen. I am shaken to the core when I realize that the freedom for which my ancestors fought and died to secure for this country has been unilaterally and arbitrarily

stripped away from a vast population of society, myself included. I feel it is a severe violation of my rights as an American and as a human to force me to continually submit to an unnecessary, stressful, and invasive procedure. The fact that this is happening unabated any place in the United States of America is terrifying to me. I cannot believe that I can continue to be forced to undergo this treatment in order to be able to keep my employment.

[Handwritten Signature]

(NAME)

10-11-21

(Date)

State of New Jersey )

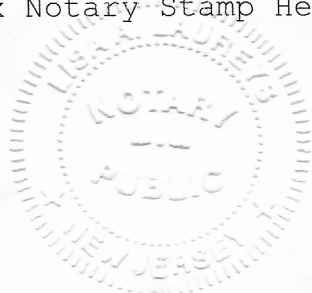
) ss

County of Morris )

On October 11, 2021 before me, Lisa A. Lawrence,  
Notary Public in and for said Vincenza Annuzzi,

county, personally appeared Vincenza Annuzzi, who has  
satisfactorily identified him/herself as the signer or to the  
above referenced document.

(Affix Notary Stamp Here)



[Handwritten Signature]

Notary Public Signature

My Commission Expires: \_\_\_\_\_

LISA A. LAUREYS  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires September 8, 2026



DECLARATION OF ROSEANNE HAZLETT

I, Roseanne Hazlett, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions, including those set out in the Verified Complaint for Declaratory and Injunctive Relief.
2. If called on to testify I would competently testify as to the matters stated herein and in the Verified Complaint.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements in the Verified Complaint concerning myself, my activities, and my intentions are true and correct.
4. My address is 149 Tryens Drive, Mays Landing, NJ 08330.
5. I am employed by the State of New Jersey Judiciary as a probation officer.
6. Pursuant to policy promulgated by Chief Justice Stuart Rabner, I am required to undergo weekly medical testing for Covid-19. I must be tested between Saturday and Wednesday and upload the negative by Friday at 11am. I am required to get a nasal swab test. Spit tests are prohibited and at home tests are prohibited.

7. I am required to either get the medical test in my own time or, if I want to be tested during work hours, I must disclose my vaccination status to my supervisor and the time is coded on my time sheet as time for "covid test." I am required to submit proof that the time I took the test coincided with the time I was granted to go get the test. However, the site that I use for testing does not time stamp so I do not know how I can do this.
8. Adding weekly medical testing to my life has been extremely intrusive.
9. I took vacation time from 9/20/2021 to 9/24/2021. I did not go anywhere. I just relaxed at home. Due to the judiciary's mandated medical testing policy, I was required to get tested for Covid while on vacation so I could work the following week. I was tested on Wednesday in the middle of my vacation and the results have to be submitted by 11am Friday morning. However, the results did not come on time. I was stressed and anxious all weekend waiting for the test results to come so I could work on Monday. I did not want to lose another day's work and a day of vacation when I did not need to because I was not sick. When the results still had not come by Monday morning, I called my job and was

told that I would not be permitted to work that day. I was forced to take "admin" time, which I usually reserve for days when it is snowing because it's difficult for me to drive in the snow. When the results had still not come Monday morning, I drove 80 miles to get a rapid test so I could return to work on Tuesday. I was negative, which I knew I would be.

10. I am so stressed all the time now because I know I have to have these results back. I have to plan my whole week around this. Two times CVS has cancelled my test at the last moment due to "staff shortage" and an "unforeseen event." They never have openings day of or the next day. Then I have to scramble to find a rapid test.

11. I worked through the entire pandemic in the field, administering drug tests to people on probation. There was never any break due to Covid and I was never required to be tested through the peak of the pandemic.

12. The weekly medical testing affects me physically. After testing I feel my nose is burning and runny. I have had to accept the fact that after I get swabbed my nose is going to run.

13. I think it's absurd that I am required without any symptoms of sickness to undergo weekly medical testing while people who have taken the Covid-19 injections are not required to test even when showing symptoms of sickness. One employee where I work is vaccinated. He came in coughing and with other symptoms of sickness and when he tested positive anyone he was in close contact with had to work from home until they tested negative.

14. I cannot and will not get any of the Covid-19 injections because in 1977, when I was 7 years old, I developed Guillain-Barré syndrome. I was in a children's hospital for a week and was paralyzed from the waist down. I have never gotten a flu shot and have avoided other injections because of this medical history.

15. I am submitting to these tests against my will. I do not want to lose my job. I am being coerced.

16. The judiciary policy states that I must undergo testing until I am "fully vaccinated." I will never become "fully vaccinated."

17. I feel that coercing me to undergo this testing indefinitely is unconstitutional and political.

Roseanne Hazlett

Roseanne Hazlett

10/18/21

(Date)

State of New Jersey )

) ss

County of Atlantic, )

On October 2<sup>th</sup>, 2021 before me, Evan Childs,  
Notary Public in and for said

county, personally appeared Roseanne Hazlett, who has  
satisfactorily identified him/herself as the signer or to the  
above referenced document.

(Affix Notary Stamp Here)

Evan Childs

Notary Public Signature

My Commission Expires: 4/28/2026

**EVAN P. CHILDS**  
**NOTARY PUBLIC OF NEW JERSEY**  
**Commission # 50158677**  
**My Commission Expires 4/28/2026**





DECLARATION OF PATRICIA KISSAM

I, Patricia Kissam, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions, including those set out in the Verified Complaint for Declaratory and Injunctive Relief.
2. If called on to testify I would competently testify as to the matters stated herein and in the Verified Complaint.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements in the Verified Complaint concerning myself, my activities, and my intentions are true and correct.
4. My address is 964 Linden Avenue, Brick, NJ 08723
5. I work for the Neptune Township School District as a special education teacher. I have been a teacher for 24 years.
6. I will not take a Covid-19 injection due to my sincerely held religious beliefs.
7. I am immune to covid through recovery and have tested positive for antibodies.
8. I do not want to undergo forced weekly medical testing. I feel it violates my right to choose medical procedures for myself. I was tested for covid last December after I was exposed to Covid. It was a horrible experience. I experienced

severe pain. It felt like my brain was stabbed. My eyes started watering right away and I developed an immediate severe headache. The headache continued for a week.

9. The testing mandate has been very upsetting. I am healthy and do not want to have to undergo weekly testing to prove my health. I worry about this all the time. I am chewing my nails and cuticles to pieces over my anxiety. I am despondent that I will lose my job of 24 years and will not have my pension vest if I do not submit to weekly medical testing that I do not want. I am unable to sleep with anxiety and worry.

10. I do not want to take an injection for a virus to which I am already immune. I do not want to take a medical product that I do not need and that has existed for less than two years. I am a breast cancer survivor and I am very conscious of my health and what I put into my body.

11. The idea that I may have to undergo this testing indefinitely is discrimination because vaccinated people can also get and spread covid.

Patricia Kissam

Patricia Kissam

10/13/21

(Date)



State of New Jersey )  
 ) ss  
County of Monmouth )

On 13 Oct., 2021 before me, Sarai E. Simpson, Notary Public in and for said county, personally appeared Patricia I. Kissam, who has satisfactorily identified him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

Sarai E. Simpson  
Notary Public Signature

My Commission Expires: 9/8/2025

SARAI E. SIMPSON  
NOTARY PUBLIC OF NEW JERSEY  
Commission # 50022791  
My Commission Expires 9/8/2025



DECLARATION OF NATALIE GRICKO

I, Natalie Gricko, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions, including those set out in the Verified Complaint for Declaratory and Injunctive Relief.
2. If called on to testify I would competently testify as to the matters stated herein and in the Verified Complaint.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements in the Verified Complaint concerning myself, my activities, and my intentions are true and correct.
4. I work for the Woodbridge Township Board of Education as a supervisor of special education. I have worked there for 28 years.
5. I am immune to covid through recovery.
6. My district has provided Board Policy 5141.11 regarding Vaccination and Testing which, to paraphrase, that all contracted employees be fully vaccinated with all unvaccinated staff subject to routine COVID-19 testing at a minimum of once per week. There has not been anything in writing regarding the testing locations, expense, staff administering the tests or the time the tests will be given.

We have not been told what will happen to the unvaccinated if they should test positive or if they are exposed to COVID-19 in writing, but unvaccinated staff have been told to quarantine for 14 days using their own sick time when exposed at work while unvaccinated people who are exposed do not have to quarantine. There is no remote work option.

7. I also do not know if covid testing will be on my own time or if I am required to pay for it. I do not know if it will be a once or twice per week requirement. I have been told exemptions of any kind are not allowed.
8. I am very anxious and stressed over the forced medical testing. I have been unable to focus, eat or sleep due to this testing mandate which will inevitability cause segregation as it will be impossible for the staff to not know who is vaccinated and who is not.
9. Additionally, if forced to quarantine using my own sick days, my job performance will suffer as they are not allowing me to work remotely. Ultimately, my performance reviews will be affected which in turn could lead to my termination. To date, my Union has been aggressively unhelpful. Their advice to me has been to "Just get the vaccine."
10. My school district sent out a questionnaire compelling employees to disclose their medical status. There was no option to not disclose. I was required to upload this

information through an employee portal. I have never had to upload any other vaccination status through the porthole before.

11. My medical information is being shared and discussed by my supervisors. My boss told me "we know who's vaccinated and who's not."
12. I do not want to take one of the Covid-19 injections because I already had covid and because there is not a person on earth who knows what long term effects of the shots may be because of their novelty.
13. I do not want to be tested because I feel it is an unnecessary, invasive medical procedure.
14. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."
15. The idea that I may have to undergo this testing indefinitely feels discriminatory and inhumane. For 28 years, I have been an exemplary and dedicated employee who has received tenure in not one, but three positions in my District. I am now being treated as a subclass of a human being.

  
\_\_\_\_\_  
Natalie Gricko

10/14/21

(Date)

State of New Jersey )

) ss

County of Middlesex, )

On Oct 14, 20 21 before me, Lisa A. Hudak,  
Notary Public in and for said county, personally appeared  
Natake Grcko, who has satisfactorily identified  
him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

Lisa A. Hudak  
Notary Public Signature

My Commission Expires: Lisa A. Hudak  
Notary Public of New Jersey  
My Commission Expires July 16, 2019 <sup>24</sup>



DECLARATION OF MICHELE M. PELLICCIO

I, Michele M. Pelliccio, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 111 Simpson Avenue, Island Heights, NJ 08732.
5. I work as a Paralegal Technician 1 with the State of New Jersey, Department of Children & Families.
6. I have been told that I must either take one of the Covid-19 injections or submit to weekly testing beginning October 18, 2021.
7. I have not been informed who will pay for the testing.
8. I suffer from a severe case of "white coat syndrome." When I need to see a regular doctor my blood pressure goes up very high. Any medical intervention or procedure, including testing, causes me extreme anxiety.



9. I have also suffered from severe allergies for over twenty years and have finally gotten them under control. I do not want to have my sinus cavity invaded weekly for unnecessary medical testing.

10. The medical testing is a complete violation of health privacy.

11. I love my job and intended to do it for another ten years. I have had outstanding evaluations and have been commended for the job I do in every office I have had the pleasure to work in. I spent over six years in the office that hired me (55 miles from my home) until I finally got a transfer closer to my home. I have been with the Asbury office for two and a half years and have volunteered to go to Ocean County to help with their caseload. I have been complimented by my supervisors in each office for the job I do. I sincerely do not wish for my career to end like this, but I will not submit to weekly testing. I do not know what I am going to do.

12. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."

13. The idea that I may have to undergo this testing indefinitely is an affront to my freedom, an invasion of my privacy, and an invasion of my bodily autonomy.



*Michele M. Pelliccio*

Michele M. Pelliccio

October 12, 2021

(Date)

State of ~~New Jersey~~ South Carolina )

) SS

County of Horry )

On 10/12, 2021 before me, Colton Cherrier,  
Notary Public in and for said county, personally appeared  
Michelle Pelliccio, who has satisfactorily identified  
him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

Colton Cherrier  
Notary Public, State of South Carolina  
My Commission Expires April 29, 2030

*Colton Cherrier*

Notary Public Signature

My Commission Expires: 04/29/2030



DECLARATION OF JENELL DE COTIIS

I, Jenell De Cotiis, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions, including those set out in the Verified Complaint for Declaratory and Injunctive Relief.
2. If called on to testify I would competently testify as to the matters stated herein and in the Verified Complaint.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements in the Verified Complaint concerning myself, my activities, and my intentions are true and correct.
4. My address is 8 Spring Mill Court, Sewell, NJ 08080.
5. I am a special education teacher for kindergarten and first grade students for Evesham Township.
6. I love my job. I have been teaching self-contained multiply disabled students for the past 21 years. I have been in my district for 17. I work with some of the neediest students in the district. My class is hands-on in all regards. We assist in bath-rooming, feeding, and all around childcare.
7. I did not miss one day of work last year due to illness, despite working in the trenches with an extremely compromised, needy group of students that require a teacher with specialized training, and now I feel I am being penalized for deciding what goes into my own body.
8. I cannot and will not take any of the Covid-19 injections due to my sincerely held religious beliefs.
9. I do not want to undergo invasive weekly medical testing because it conflicts with my sincerely held religious beliefs.
10. I am a healthy person. The government is forcing me to go once a week to do something invasive to my body that I do not want.
11. Never in my teaching career have I had to undergo specialized medical surveillance or testing.  
My district has created a medical testing regimen that invades my privacy and interferes with my personal time after school.
12. I could not do the medical testing at the school's proposed site because it would prevent me from meeting my 8 year old son when he gets off the bus. Typically, I leave school around 3pm and arrive home around 3:45pm. My son gets off the bus at four and I have to meet him. He is too little to stay alone. Leaving at the time I do allows me to miss the rush hour traffic. If I left later, I would not be home on time to meet my son.
13. If I am coerced into the medical testing by the government, I would be forced into having medical tests performed during my evening, which is a massive intrusion into my personal life.
14. I feel that the testing requirement is punitive and discriminatory because I have not taken a Covid-19 injection.
15. My school district is also discriminating against people who choose not to take one of the Covid-19 injections in other ways.
16. For example, if I am exposed to someone with Covid-19, I will be required to quarantine for ten days and use my own sick time, even if I test negative. This not only affects me, but also the education of my students. However, my vaccinated coworkers are exposed to covid would not be not excluded from school at all.
17. If I am exposed to Covid-19 at school or test positive without becoming sick, I am required to use sick days



because I have not taken a Covid-19 injection, but my coworkers who have taken the injection and become sick from exposure at school will be given "special consideration" and not have to use their sick time.

- 18. I feel this is arbitrarily discriminatory because it is now well-known that people who get the Covid-19 injections can still become infected with and transmit Covid-19 to others and I should not be penalized for choosing not to take the injections.
- 19. As an example, a paraprofessional in my district who did not take a Covid-19 injection was recently exposed to a student with Covid-19. She was forced to use 10 days of her sick time while she sat at home healthy. I am worried that this will happen to me. If later I actually get sick or have some serious disease I will be docked pay due to a lack of sick days.
- 20. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take this injection, so I will never become "fully vaccinated."
- 21. The idea that I may have to undergo this testing indefinitely is traumatic, demeaning, discriminatory, emotionally hurtful, and punitive.

*Jenell De Cotiis*

Jenell De Cotiis

10-12-2021

(Date)

State of New Jersey )

) ss

County of Atlantic, )

On 10/12, 2021 before me, Samantha Abreu,  
Notary Public in and for said county, personally appeared  
Jenell De Cotiis, who has satisfactorily identified  
him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

*S. Abreu*

Notary Public Signature

SAMANTHA A ABREU  
Notary Public, State of New Jersey  
My Commission Expires  
December 13, 2024

My Commission Expires: 12/13/24

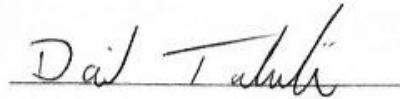


**DECLARATION OF DAVID TARABOCCHIA**

I, David Tarabocchia, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address 416 Midland Ave, Pompton Lakes, NJ 07442.
5. I am a full time bus driver for the Pompton Lakes School District and a part-time custodian at night.
6. I have been working in person for the schools non-stop through the entire last two years. I worked through both peaks of the pandemic in March 2020 and December/January 2021. I worked all summer long when neither I nor the children were wearing masks. I was not subject to medical testing during the pandemic.
7. I will not receive any of the Covid-19 injections because doing so would conflict with my sincerely held religious beliefs.

8. I feel the forced medical testing is a violation of my privacy and religious beliefs.
9. My job is requiring me to upload my test results on a phone application and hand in a copy of my results to my supervisor. I do not feel comfortable sharing my medical records with my supervisor at my job or uploading my medical information to a phone application. I wonder what will happen to my information if the application is hacked or compromised. I want to keep my medical information private.
10. I am required to pay for the medical tests I do not want myself. I will not be able to afford weekly testing.
11. Emotionally this issue has put me and my family through really tough times as of late. I cannot sleep at night knowing that my job is forcing me to do something that religiously and physically I don't feel safe doing.
12. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."
13. I feel that the idea that I may have to undergo this testing indefinitely is insane.



David Tarabocchia

October 13, 2021

(Date)

State of New Jersey )

) ss

County of Passaic )

On October 13, 2021 before me, Elizabeth Brandness Notary Public in and for said county, personally appeared David Tarabocchia, who has satisfactorily identified him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

Elizabeth Brandness

Notary Public Signature

My Commission Expires: \_\_\_\_\_

**ELIZABETH BRANDNESS  
NOTARY PUBLIC OF NEW JERSEY  
My Commission Expires July 7, 2025**

DECLARATION OF JASON MARASCO

I, Jason Marasco, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions as set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 266 Bordentown-Chesterfield Rd., Chesterfield, NJ 08515.
5. I work in the Hamilton Township School District of Mercer County as a health and physical education teacher and the wrestling coach.
6. I was called back to teach in person five days a week in September 2020. I went out on disability in October 2020 and returned in March 2021, and have been working in person since then. I was not subject to any testing during this time.
7. I am immune from covid through recovery. I had covid in February 2021.



8. My school district began testing before school. I have to go before work two days a week, on Mondays and Thursdays.
9. I am being tested at a testing site about 10 minutes from the school.
10. There is no privacy at the testing site. All you have to do is look at all the people in line to know who's not vaccinated.
11. I have to leave home about 20 mins earlier so I can drive out of my way, wait in line, get tested, then try and make it to work on time. That can be very stressful. We basically work a longer day.
12. My kids had off on Columbus Day. I cannot leave them home alone, so I took the day off to care for them. I still have to go get tested in the morning to make sure that I stay on schedule, or I may be subject to discipline, which might happened to a colleague of mine in the same district. I hate having to plan my life around the government mandated medical testing.
13. I hate getting the nasal swab. It has made my nose bleed twice already. It's intrusive. Sometimes it is shoved up so far up my nose, I have to pull away. It makes my eyes water.
14. I am aware that EO 253 says I must be tested "until fully vaccinated." I have epilepsy and I am very scared that the injections may harm me or cause me to have seizures. If I

have a grand mal seizure, I will lose my driver's license for a year because the state takes it away. I take 9 pills a day to control my health condition. I am very conscious of my health. The Covid-19 injections have not been tested specifically on people with epilepsy. I am fearful of the possibility of losing my life. I will do anything to not have to get these injections, so I do not ever intend to become "fully vaccinated."

15. The idea that I may have to undergo this testing indefinitely is discriminatory, unfair, and violates my privacy.

[Handwritten Signature]  
Jason Marasco

Date: 10/14/21

State of New Jersey )

) ss

County of Burlington, )

On 14, 2021 before me, Darlene DeLuca, Notary Public in and for said county, personally appeared Jason Marasco, who has satisfactorily identified him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

[Handwritten Signature]  
Notary Public Signature



**DARLENE DELUCA**  
Commission # 2362995  
Notary Public, State of New Jersey  
My Commission Expires  
August 6, 2022

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 1 Daria Drive, Pequannock, 07440 NJ.
5. I work at Lenape Meadows school in Mahwah as a school nurse.
6. I will not take a Covid-19 injection due to my sincerely held religious beliefs.
7. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."
8. Under the district I am required to submit a negative covid test to school nurse every Monday morning. The test must have been done no more than 48 hours prior to submission, so I am required to be tested on the weekend. I've sought an accommodation to take a test other than the nasal test.
9. On any Monday I am not able to submit a negative test, I will be sent home until a negative test result can be provided. If I am not able to present a negative test, I am required to use my personal or sick days.
10. I am distraught at the notion of having to take a test weekly and I feel I am being treated like a lab rat. I have spent countless nights worrying about being coerced to take an invasive test that goes against my religious beliefs. I feel like I am being physically and emotionally violated.
11. I've NEVER taken a Covid test. I have actively avoided being tested for covid. I've declined medical screenings recommended by my doctor because it involved a Covid test and I do not want to take the test. My doctor was able to accommodate me in her office and then I proceeded. I have been declining ALL screenings that involve Covid testing.
12. I am a breast cancer survivor. I had a double mastectomy in August 2019. I am very careful about what I put into my body.
13. I feel like I'm being punished by the government for wanting autonomy over my own body.
14. I also feel violated because I'm forced to share my private medical information with supervisors and anyone else who has access to this information. I fear everyone will know my business when we are herded like cattle to take a test.
15. I'm so sad that I'm presumed sick until proven otherwise. I feel like I'm being persecuted for wanting to make my own medical decisions.
16. I do not want to have to prove my health every week with invasive medical testing.
17. I feel very strongly about not getting a test. I do not

10-13-21  
(Date)

State of New Jersey )

County of Morris )

SS  
*Rebecca Chwistek*

On October 13<sup>th</sup>, 2021 before me, Donna Antonello  
Notary Public in and for said county, personally appeared Donna Antonello, who has satisfactorily identified him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

**REBECCA A CHWISTEK**  
**NOTARY PUBLIC OF NEW JERSEY**  
**My Commission Expires May 18, 2025**

Notary Public Signature  
My Commission Expires: 5/18/2025



**DECLARATION OF CHRISHA KIRK**

I, Chrisha Kirk, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions, including those set out in the Verified Complaint for Declaratory and Injunctive Relief.
2. If called on to testify I would competently testify as to the matters stated herein and in the Verified Complaint.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements in the Verified Complaint concerning myself, my activities, and my intentions are true and correct.
4. My address is 1060 Avenue C, Langhorne, PA 19047.
5. I am in my 17<sup>th</sup> year as a 6<sup>th</sup> grade English language arts teacher in the Flemington-Raritan School District.
6. Last year I worked in person from October, 2020 to June, 2021.
7. I cannot and will not get any of the Covid-19 injections due to my sincerely held religious beliefs.
8. I am subject to EO 253 because I am a teacher.
9. For some reason my district started requiring testing by September 13, 2021, despite EO 253 not going into effect until October 18, 2021.

10. I am required to upload my medical test results to Frontline by Monday mornings at 7:00 am each week.
11. I have had to take two tests so far on my own time at the cost of \$100 per test (\$200 total).
12. After much pushback, our superintendent informed our union on Tuesday, September 21, 2021 that "there would be no penalty" for those who cannot provide a negative test result until Monday, October 18, 2021.
13. I abhor undergoing this forced medical surveillance. I feel like I am a leper.— I'm not sick! I don't understand why I have to prove my health each week.
14. In addition to being forced to submit to weekly medical testing to keep my job, I am being subjected to different personnel policies than people who have taken one of the Covid-19 injections.
15. For example, if I am identified as a close contact of someone who tests positive, I am automatically excluded from school for 10 days, for which I was told that I must use my sick days even if I have no symptoms and am not sick.
16. A teacher in the same situation who has taken the injections just has to "monitor his/her symptoms" and is not excluded from school.



17. Because of this discrimination, I have had to rearrange my room to ensure that I never spend the "15 minutes in 24 hours, 6 feet or less" with a student. I do almost all of my teaching from my desk, and when I meet with my fellow teachers, I have to ensure I'm at least 6 feet away. Several of them have questioned me: "Why are you sitting so far away? Are you feeling ok?" And I want to tell them it's because I'm being discriminated against. I've added notes to all of my seating charts that indicate that I am not a close contact of anyone in this building, as defined by the CDC guidelines. It is horrible to be treated this way and to be forced to act in such an unnatural way just because I have chosen not to get one of the Covid-19 injections. I am healthy, but I am being treated by the government and my employer like I am diseased.

18. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."

19. The idea that I may have to undergo this testing indefinitely is gross misconduct of justice. I am a free human being, born in the United States of America with God-given Rights, and they're being systematically stripped from me under the guise of "public safety."





DECLARATION OF MELISSA FARRELL

I, Melissa Farrell, being of full age and sound mind do hereby swear and affirm:

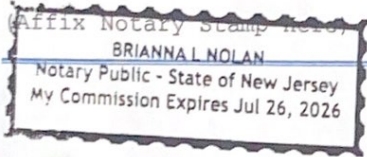
1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 321 Lexington Ave, Pitman, NJ 08071.
5. I am employed by Voorhees Township Board of Education as a special education teacher. I have been there for 16 years.
6. I cannot receive a Covid-19 injection because receiving one would violate my sincerely held religious beliefs. I submitted a religious exemption request for the injections.
7. I cannot undergo Covid-19 testing because undergoing the testing would violate my sincerely held religious beliefs. I submitted a request for a religious exemption from the testing and it was denied.
8. I am immune to covid. I have my antibodies tested every other month and my last test showed I still have measurable antibodies.
9. I have never been tested for covid.
10. I still have no idea what kind of testing will be available from my district. I will not get a nasal swab or cheek swab test.
11. I will hold firm on I will not allow the nasal swab up my nose based on my past health history with breast implants that made me sick. I know now foreign objects shouldn't be in my body.
12. Along with the uncertainty of what these nasal swabs are soaked in. I'm highly sensitive to chemicals now based upon my past decisions.
13. I feel as though this is a medical procedure. I once had a "safe" FDA product put inside my body at my decision. I learned the hard way that God has made our bodies perfectly. I spent years trying to find the root cause to my illnesses. My trust has been lost in the medical industry and I have put my full faith in God. It gives me pure anxiety to know that they are going to force an instrument up my nose when I don't know what it's made out of.
14. It's physically and mentally draining knowing that as a special education teacher I could potentially have to leave my students because the government is trying to force medical procedures on me. I care about my students deeply. I would do anything for them. My students need me more than ever and I hate that I may have to leave them because of the forced medical testing.
15. I know my body. I need to make my own health decisions and not be forced by the government.
16. I am aware that EO 253 says I must be tested "until fully

vaccinated." I will never take the injections, so I will never become "fully vaccinated."

Melissa Farrell  
(NAME)  
10/11/2021  
(Date)

State of New Jersey )  
 ) ss  
County of Gloucester )

On Oct 11<sup>th</sup>, 20 21 before me, Brianna L Nolan,  
Notary Public in and for said  
county, personally appeared Melissa E Farrell, who has  
satisfactorily identified him/herself as the signer or to the  
above referenced document.



[Handwritten Signature]  
Notary Public Signature

My Commission Expires: 07-26-2026



DECLARATION OF KERI WILKES

I, Keri Wilkes, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 21 Holder Drive, Ewing, NJ 08628.
5. I work for Ewing Township Board of Education as a High School math teacher. I have been a teacher for 25 years. I was teacher of the year in 2011. I have never been written up or disciplined in any way.
6. I have been working in person since September 2020. I was not subjected to testing at that point or through the peak of the pandemic in December 2020/January 2021.
7. I cannot take any of the Covid-19 injections because of my sincerely held religious beliefs.
8. I cannot undergo the weekly testing that involves the nasal swab or the cheek swab because of my sincerely held

religious beliefs. I do not use chemicals as a prophylaxis or for pain relief pursuant to my religious beliefs.

9. I may be able or willing to do the saliva test, but I do not want to send my saliva away to be tested.

10. I requested a religious exemption from the injections and the testing because of my sincerely held religious beliefs, but the exemption requests were denied four weeks after I submitted them.

11. I have been living a chemically free life for over 20 years. I take a natural approach with my health and my recent blood results prove it successful. I do not take aspirin, ibuprofen, Tylenol, etc., for prophylaxis or pain relief. I do not want to be subjected to the chemicals on the testing swabs.

12. I am so stressed about the state trying to force me to submit to weekly medical testing. My hair is falling out. I cannot sleep. My skin is breaking out in a rash. This is a violation of my religious beliefs and bodily autonomy.

13. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."

14. I will not be tested with chemicals.



Keri Wilkes

Keri Wilkes

(Date) 10/11/2021

State of New Jersey )

) ss

County of Mercer )

On 11<sup>th</sup> October, 2021 before me, Harshadkumar Patel,  
Notary Public in and for said

county, personally appeared Keri Wilkes, who has  
satisfactorily identified him/herself as the signer or to the  
above referenced document.

(Affix Notary Stamp Here)

**HARSHADKUMAR PATEL**  
**NOTARY PUBLIC OF NEW JERSEY**  
*My Commission Expires 2/5/2024*

Harshadkumar Patel

Notary Public Signature

My Commission Expires: 02/05/2024



DECLARATION OF JENNIFER DOUGHERTY

I, Jennifer Dougherty, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions, including those set out in the Verified Complaint for Declaratory and Injunctive Relief.
2. If called on to testify I would competently testify as to the matters stated herein and in the Verified Complaint.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements in the Verified Complaint concerning myself, my activities, and my intentions are true and correct.
4. My address is 905 Jeffrey Drive, Southampton, PA 18966.
5. I work for the New Jersey Office of the State Auditor, which is of the legislative branch and located within the Office of Legislative Services ("OLS").
6. I do not wish to take any of the Covid-19 injections. I do not feel I need it and I fear it poses a risk to me and my body. I have the MHFTR gene mutation, which I believe makes me more susceptible to an adverse reaction to this injection. I am also concerned because no long term studies are available on whether it may affect my fertility. I am also a breastfeeding mother and will not risk my child's life in

this manner - god forbid anything should be passed from me to him by getting the injection, or while in my presence. I also believe my gut saying I do not need this. No should also be enough of an answer.

7. Because I do not wish to take one of the Covid-19 injections I have been told by OLS that I must undergo weekly medical testing to prove my health.
8. I do not know how or where the testing will take place. Locations were only given for the state of NJ. I only know that insurance is paying for the test, for now. It is unclear if they always will - there is no direct answer.
9. I have never taken a covid test. I do not want to be tested for Covid-19. It is invasive and I do not trust that materials used.
10. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated." I do not know if I am subject to EO 253 because I work for the legislative branch, not the executive.
11. The idea that I may have to undergo this testing indefinitely is terrifying.
12. It is known that people who have the injections already can get and spread COVID. It is unclear as to why only the people

deemed "unvaccinated" are getting tested, while everyone can get COVID and spread it.

Jennifer Dougherty  
Jennifer Dougherty

October 12, 2021  
(Date)

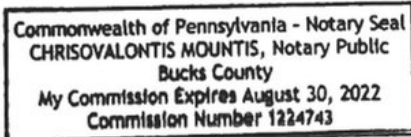
State of ~~New Jersey~~ PA )  
 ) ss  
County of Bucks , )

On October 12<sup>th</sup>, 2021 before me, Chrisovalontis Mountis ,  
Notary Public in and for said

county, personally appeared Jennifer Dougherty , who has satisfactorily identified him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

[Signature]  
Notary Public Signature



My Commission Expires: August 30, 2022

DECLARATION OF HEATHER HICKS

I, Heather Hicks, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address 319 Annapolis Lane, Forked River, NJ 08731.
5. I have been working in person for the schools since September 2020. I did summer school fully in person with no masks. I was never subjected to testing during the pandemic.
6. I am a first grade teacher at Ridgeway Elementary School in Manchester Township.
7. I am immune to covid through recovery and my doctor advised me that I do not need to take a Covid-19 injection.
8. I do not want to take a Covid-19 injection and I do not want to undergo weekly medical testing. I have never had to undergo medical procedures for my job.



9. I feel I have no choice but to go along with testing or I will lose my job. I strongly believe this is against my right to make my own medical decisions concerning my body, as is the daily health screening Google form I am pressured to submit each morning. The knowledge that I have to fill out a form with physical symptoms listed is anxiety producing on a daily basis. It makes me worry that being truthful about a headache could result in being singled out or penalized in some way. It's a constant reminder that I am not going to go along with things, I'm not following procedures.

10. I feel that this mandate crosses the line into a personal violation of my own bodily autonomy.

11. I am so disturbed by this invasion of my privacy and right to bodily autonomy that my husband and I are seriously considering moving out of state, away from the town where I grew up and where I raised my own family just so I can have control over my own medical decisions. This is devastating. I am literally being forced to choose between being here for my aging in laws and mother and my constitutional rights.

12. Today I will do my best to rise above this turmoil to meet the needs of 19 first graders who desperately need stability, security, and peace at school. I will tie a



hundred shoes and coach them through fears of flushing toilets. I will remind them to pull up their masks and to take their fingers out of their mouths all day long. I will instruct them in academics and good character qualities with games, songs, and lessons. Recently, I introduced them to the US Constitution on Constitution Day. The irony of teaching them about the Constitution while the government is forcing me to undergo weekly medical testing that I do not want made me literally nauseous. I will continue to teach them and love them because I know this is what I was created to do. But I will do it with the nagging fear that I no longer have control over my own health care decisions.

13. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injections, so I will never become "fully vaccinated."

14. The idea that I may have to undergo this testing indefinitely feels like tyranny. I feel like I have no control over my medical decisions. I feel like the medical advice of my doctor is being disregarded. I am being forced to make life choices I was not intending to make at this point in my life.



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Heather Hicks

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(Date)

State of New Jersey )

) ss

County of Ocean )

On Oct. 12, 2021 before me, Maurice G. Grillon,  
Notary Public in and for said county, personally appeared  
Heather Hicks, who has satisfactorily identified  
him/herself as the signer or to the above referenced document.

(Affix Notary Stamp Here)

**MAURICE G. GRILLON III**  
**NOTARY PUBLIC OF NEW JERSEY**  
**My Commission Expires 2/5/2025**

Maurice Grillon, III  
Notary Public Signature

My Commission Expires: 2/5/2025



DECLARATION OF GINA ZIMECKI

I, Gina Zimecki, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address 410 Larchmont Drive, Delanco, NJ 08075.
5. I am a Kindergarten teacher at Bernice Young Elementary School in Burlington Township. I have been a teacher for 25 years.
6. I have been working in person since October 2020 and through the covid peak of December 2020/January 2021. I was not subject to medical testing during any of that time.
7. I have been teaching for 27 years total. I've had kids spit on me, puke on my, pee on me, throw up on me, and wipe their noses on me. I never even get the flu shot! So I think my awesome body is designed to do what it needs to do. I am not bragging, I just feel confident in the way that I prioritize my health and fitness. I do not like putting foreign chemicals into my body.



8. I am a fitness/health nut. My mother died from cancer and my father is a recovering alcoholic, so those things have molded me into who I am and how I take care of myself and my health. I am very passionate about my health.
9. I am a healthy 49 year old woman. My health is my number one priority. I know my body! I have lived in it for 49 years and I know when I am sick. The testing violates my freedom to TRUST my thoughts and feelings. I feel the testing also violates my freedom to think (my beliefs) and feel-such as my belief in natural immunity and trusting my body to fight off and use its natural defenses. I don't need or want a Covid test when I know my body is doing what God designed it to do.
10. The mental stress of thinking "Am I sick?" "Am I not sick?" weekly is going to make me sick! It will cause stress and doubt and fear. My dad had a heart attack at the age of 55 and stress was a contributing factor, therefore I really try not to stress and do all the right things I am supposed to do to keep my heart healthy.
11. If I am going to have to test at work, it will take time away from my precious time of performing duties/planning for my students. If I test on my own, it will take time away from my precious time of being with my family and going to the gym. I value my time. It truly is precious and I don't need one more thing to do at my job or in my personal life! This

is effecting me mentally because I worry about when am I going to have the time and how am I going to pay for it.

12. I am effected emotionally by the testing requirement because most of my colleagues/friends will not have to test. It makes me feel like something is wrong with me when I know darn well that I am fine, but it messes with your mental state when you second guess yourself.

13. I am effected physically because I have a lot to do in my day. I don't need another thing added to my plate! I don't want to have a swab shoved up my nose. I know there is a known carcinogen on the swab. My mom died from cancer. I do not want to be exposed to carcinogens unnecessarily.

14. I am aware that EO 253 says I must be tested "until fully vaccinated." I will never take the injection, so I will never become "fully vaccinated."

15. The idea that I may have to undergo this testing indefinitely is invasive and frustrating.

Gina Zimecki  
Gina Zimecki

10/12/21  
(Date)

State of New Jersey )  
 )  
 ) SS  
County of Burlington )

On Oct. 12, 2021 before me, Jaime L. Nucifora,  
Notary Public in and for said

county, personally appeared Gina Zimecki, who has  
satisfactorily identified him/herself as the signer or to the  
above referenced document.

(Affix Notary Stamp Here)

Jaime L. Nucifora  
Notary Public Signature

My Commission Expires: \_\_\_\_\_

**JAIME L. NUCIFORA**  
Notary Public of New Jersey  
Commission Expires 08/20/2022



DECLARATION OF JENNIFER MESS

I, Jennifer Mess, being of full age and sound mind do hereby swear and affirm:

1. I have personal knowledge of myself, my activities, and my intentions as set forth herein.
2. If called on to testify I would competently testify as to the matters stated herein.
3. I verify under penalty of perjury under the laws of the United States of America that the factual statements herein concerning myself, my activities, and my intentions are true and correct.
4. My address is 404 Tennessee Drive, Brick, NJ 08723.
5. I have worked at the Thorne Middle School in Middletown, NJ for 21 year as the activity arts educator.
6. I have been working in person since September 2020, including through the pandemic peak of December 2020/January 2021. I was not subject to medical testing during that time.
7. According to my school district, we will be required to undergo saliva testing through Rover Labs. I do not know if this is a spit test or a cheek swab test.
8. The school district has told us nothing more about the tests except that the laboratory will be collecting my



personal information and disclosing my medical and personal information to the local department of health and other unknown parties.

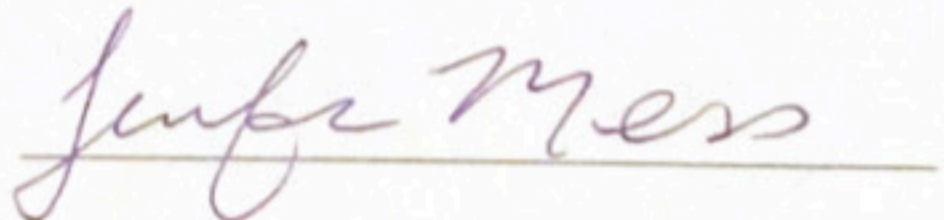
9. I feel my privacy is being invaded because my name and medical information will be listed in a government database.

10. I will never take any of the Covid-19 injections, so I will never become "fully vaccinated."

11. Both the covid-19 injections and the ongoing medical testing conflicts with my sincerely held religious beliefs.

12. If I am forced to undergo medical testing by the government it will be under duress and as a result of coercion.

13. The idea that I may have to undergo government mandated medical testing indefinitely feels like an invasion of privacy, is degrading, discriminatory, and against everything this country stands for.

  
Jennifer Mess

Date: 10/15/2021