POSSIBLE COVID-19 ANTITRUST VIOLATIONS

PREPARED FOR: ATTORNEY GENERALS, DISTRICT ATTORNEYS, DOJ, FTC, HHS OIG & MEMBERS OF CONGRESS, et al.

THE SILVER BULLET

If you are guilty of committing felony violations of U.S. law, the liability immunity from the 1986 Act (Bayh-Dole Act) and the 2005 PREP Act liability go out the window.

If you can show that it was a criminal set of actions, then they no longer have immunity protection under the PREP Act and the 1986 Act.

The minute we remove liability shields from pharmaceutical companies, pharmaceutical companies will stop selling the thing that they sell only because they get the immunity.

LAWS THAT YOU NEED TO KNOW

The Sherman Act:

15 U.S. Code § 1. Trusts, etc., in restraint of trade illegal; penalty

Every contract, combination in the form of trust or otherwise, or conspiracy, in restraint of trade or commerce among the several States, or with foreign nations, is declared to be illegal. Every person who shall make any contract or engage in any combination or conspiracy hereby declared to be illegal shall be deemed guilty of a felony, and, on conviction thereof, shall be punished by fine not exceeding $100,000,000 if a corporation, or, if any other person, $1,000,000, or by imprisonment not exceeding 10 years, or by both said punishments, in the discretion of the court.

The Clayton Act:

15 U.S. Code §2 Monopolizing trade a felony; penalty: Every person who shall monopolize, or attempt to monopolize, or combine or conspire with any other person or persons, to monopolize any part of the trade or commerce among the several States, or with foreign nations, shall be deemed guilty of a felony, and, on conviction thereof, shall be punished by fine not exceeding $10,000,000 if a corporation, or, if any other person, $350,000, or by imprisonment not exceeding three years, or by both said punishments, in the discretion of the court.

15 U.S. Code § 19 Interlocking directorates and officers:

(a)(1) No person shall, at the same time, serve as a director or officer in any two corporations (other than banks, banking associations, and trust companies) that are—

(A) engaged in whole or in part in commerce; and

(B) by virtue of their business and location of operation, competitors, so that the elimination of competition by agreement between them would constitute a violation of any of the antitrust law.

ANTITRUST VIOLATIONS

Accompanying Video: COVID-19 Antitrust https://youtu.be/VNDxpvQApKg

September of 2019 Dr. Elias from the Bill and Melinda Gates Foundation, Dr. Anthony Fauci from NIAID and Dr. Gao from the Chinese Center for Disease Control and Prevention sat together on the Global Preparedness Monitoring Board for the World Health Organization – 3 different companies, all sitting together and all planning a commercial exercise that said from September 2019 to September 2020, there had to be a simulation run globally on an intentional or accidental release of a respiratory pathogen and during that time, a global response for the commercial production of “medical countermeasures”

Knowing that the U.S. Department of Health and Human Services (through CDC, NIH, NIAID, and their funded laboratories and commercial partners) had patents on each proposed element of medical counter measures and their funding, Dr. Fauci, Dr. Gao (China CDC), and Dr. Elias (Bill and Melinda Gates Foundation) conspired to commit acts of terror on the global population – including the citizens of the United States – when, in September 2019, they published the following mandate:[1]

"Countries, donors and multilateral institutions must be prepared for the worst. A rapidly spreading pandemic due to a lethal respiratory pathogen (whether naturally emergent or accidentally or deliberately released) poses additional preparedness requirements. Donors and multilateral institutions must ensure adequate investment in developing innovative vaccines and therapeutics, surge manufacturing capacity, broad-spectrum antivirals and appropriate nonpharmaceutical interventions. All countries must develop a system for immediately sharing genome sequences of any new pathogen for public health purposes along with the means to share limited medical countermeasures across countries.

Progress indicator(s) by September 2020

- *Donors and countries commit and identify timelines for: financing and development of a universal influenza vaccine, broad spectrum antivirals, and targeted therapeutics. WHO and its Member States develop options for standard procedures and timelines for sharing of sequence data, specimens, and medical countermeasures for pathogens other than influenza.*
- *Donors, countries and multilateral institutions develop a multi-year plan and approach for strengthening R&D research capacity, in advance of and during an epidemic.*
- *WHO, the United Nations Children's Fund, the International Federation of Red Cross and Red Crescent Societies, academic and other partners identify strategies for increasing capacity and integration of social science approaches and researchers across the entire preparedness/response continuum."* [2]

They are saying, 'We're going to do medical countermeasures and we're going to force those medical countermeasures into the market and we are **three** different companies agreeing to do this.' 15 U.S.C. § 19 – Interlocking Directorates

November 2019 Anthony Fauci sent instructions to a company, Moderna, and said "start making this particular medical countermeasure." Now, under the Sherman Act, that's what we call 15 U.S.C. §8 – Market Manipulation and Allocation.

Tiny problem: Fauci had also funded them. He also shared patented technology interests with them.

So now, we have a second 15 U.S.C. § 19 – Interlocking Directorates problem. The first one is September 2019, the second one is November 2019 and the reason why that's so problematic is because you know that the company had no experience making any commercial product. So, this was not market allocation among fair competitors, this was actually picking somebody who was unqualified to be picked because there was an established and undisclosed financial interest**.**

General Accountability Office Oversight document which proves this in all of the NIH communication about their licensed technologies and listen carefully, the report that they gave to Congress, in their presentation of all their licensed technologies they had never disclosed the financial interest that they had in Moderna and Moderna never disclosed in their patent filings the financial interest the Federal Government had.[3,4]

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[1] https://www.davidmartin.world/wp-content/uploads/2021/01/The_Fauci_COVID-19_Dossier.pdf Pages 5, 8
[2] https://apps.who.int/gpmb/assets/annual_report/GPMB_annualreport_2019.pdf
[3] https://www.statnews.com/pharmalot/2020/08/28/moderna-covid19-vaccine-coronavirus-patents-darpa/
[4] https://www.keionline.org/moderna

We know that not only was there failure to disclose, but we know that there was an established financial interest between the parties. This is the actual definition of the violation of the law.

So, we have September happen, then we have this November agreement to actually allocate market and once again it is important to realize that step 2 market allocation was to pick a winner and to say we are going to favor one company over another company, a clear and compelling prima facie violation of the Sherman and the Clayton Act. Because it is illegal to pick a winner when you have the failure to disclose your financial interest in that winner.

This is all happening **before** alleged outbreak. We have the antitrust law violations happening whether there's a pandemic or not. That's one set of laws being violated out of the gate.

But now we have an interesting problem, because we do fast forward to the spring of 2020 when Moderna's leadership started selling their stock based on their public pronouncement by Fauci that they were going to be the winner—a violation of Securities law.

February 2020 As if to confirm the utility of the September 2019 demand for "financing and development of" vaccine and the fortuitous SARS CoV-2 alleged outbreak in December of 2019, Dr. Fauci began gloating that his fortunes for additional funding were likely changing for the better. In a February 2020 interview in STAT, he was quoted as follows:

""The emergence of the new virus is going to change that figure, likely considerably, Fauci said. "I don't know how much it's going to be. But I think it's going to generate more sustained interest in coronaviruses because it's very clear that coronaviruses can do really interesting things.""[5]

SPRING 2020 Now we have an interesting problem, because we do fast forward to the spring of 2020 when Moderna's leadership started selling their stock based on their public pronouncement by Fauci that they were going to be the winner which is also a violation and this time of Securities Laws.

And what we were told is that the leadership of Moderna and, I'm sure that we all understand that when we have been losing money on the verge of bankruptcy, we would totally expect that the leadership of a company would have predetermined sell orders for their stock, when their stock was falling through the floorboards, right? No.

But it turns out that poor Stéphane Bancel and others at Moderna, these poor people apparently had their hands tied because they had to sell their stock because they had told the markets that if the stock hit this price, then they would sell or at a particular time horizon, they would sell their stock. So, the poor dears had to take billions of dollars off the table, conveniently when Anthony Fauci was promoting them as the winner. They had to do it because they had prearranged stock sell orders. That's the story we actually were told, and the comedy of that story is you can have a stock sell order and you can revoke it.

But why would you want to because that stock wasn't worth shit until just now and it may not be worth shit in the future, so I better sell it right this second.

Which is exactly what they did, and so what we have is, as we move into April, we have the **crowning achievement of the criminal conspiracy** because now what we have is a world in which we have the interlocking directorate problem in September, we have the market allocation interlocking directorate problem in November, we have the unfair competition that we have going into November, we have the market selection and securities fraud violations that happen in April and May and then we have a funny little thing, I don't know if

[5] https://www.statnews.com/2020/02/10/fluctuating-funding-and-flagging-interest-hurt-coronavirus-research/

you remember this, but the news was that the Department of Health and Human Services, Pfizer and Moderna sat down and they came up with the price for the medical countermeasure.

Now, just pause for a minute, remember what Moderna's pricing model was based on. They said they were going to charge for their technology what their technology allegedly did, which is it allegedly saved 3-5 days of hospital admission. They didn't say that it cost that much to make the injection, they said that it was worth the cost savings for hospitalizations. Now, bear with me for a moment, because this is kind of an important piece of information. If 100% of the population that got infected all went to the hospital, then it would be fair to say that keeping people out of the hospital applies at the price basis for the intervention and that would be a logical thing to say, unethical, but logical. But the fact of the matter is, most of the people who actually got an illness, never went to the hospital, so there was no cost savings of 300 million people times three days of hospital charges at somewhere between 5000 and 10000 dollars a day. But that's the price that they came to and they, with their competitor, which is the coup de grâce, **this is the smoking gun— another one.**

The smoking gun is they sat together, and they fixed a price which is the **most important anti-competitive step** of proving not only the collusion, not only the racketeering, but the anti-competitive market harm which was the basis for both the Clayton and the Sherman Act in the first place.

Why is this important? It's important because at no point was there a market price for: taking into account that the public paid for the research, taking into account that the public paid for the development, taking into account the public paid for the market selection, taking into account all of those things and then come up with a price that is market-derived and fair. Nope, what do we do?

We come up with a price, and we run the price through a third party which is the Operation WarpSpeed contractor ATI. **ATI is the fulcrum of the antitrust racket**, because the company that was responsible for Operation WarpSpeed and the company that was responsible for the distribution of the criminal conspiracy product, that company knew that they were in fact fixing a price that harmed the consumer, that was based on collusion and that had absolutely no basis and grounding in market dynamics.

In short, let me just wrap this up, we have in setting aside all of the other things we talked about and I'm literally doing that for the benefit of this conversation, we have felony, criminal conspiracy, Sherman Act and Clayton Act against NIAID, HHS, the Bill and Melinda Gates Foundation, Moderna, Pfizer and ATI. Those, without question, and please understand, I'm not saying there aren't others, I'm saying those without question are in fact guilty of violating the antitrust laws of the United States. **Without that criminal act and without that criminal conspiracy, we would not have the current campaign of terror.**

Additional Resources:

Dr. David E. Martin can be contacted at DavidMartin.world

More evidence is provided in the Fauci/COVID-19 Dossier Prepared for Humanity by Dr. David Martin

Legal-discovery interview with Dr. Reiner Fuellmich

Dr. David Martin Just Ended COVID, Fauci, DOJ, Politicians in ONE INTERVIEW with Stew Peters