

## Fruitport High School Senior Scholars Class of 2021



**Megan Marie Capaldi**, daughter of Becky Capaldi and Joe Capaldi, will attend Michigan Technological University to pursue a career in mechanical engineering. Megan was active in F.I.R.S.T. Robotics and marching band.



**Rachel Elizabeth Cole**, daughter of Kristoffer and Rebekah Cole, will attend Michigan Technological University to pursue a career in mechanical engineering. Rachel was active in F.I.R.S.T. Robotics, marching band, and Student Council.



**Emily Renae Fairfield**, daughter of Jeff and Trisha Fairfield, will attend Michigan Technological University to pursue a career in mechanical engineering. Emily was active in F.I.R.S.T. Robotics, tennis, and Quiz Bowl.



**Nadia Fuller**, daughter of Kelly Fuller, will attend Muskegon Community College to pursue a career as a statistician. Nadia was active in cross country, Quiz Bowl, and track.



**Jillian Hawley**, daughter of Christine Sturgis and Robert Hawley, will attend Loyola University Chicago to pursue a career as a healthcare facility director. Jillian was active in tennis, National Honor Society, and Student Council.



**Alexis Holmes-Goodwin**, daughter of Ann Marie Holmes and Jon Goodwin, will attend Muskegon Community College to pursue a career in speech/language pathology. Alexis was active in band, and National Honor Society. She also held a part time job.



**Kristen Lord**, daughter of Dennis and Susan Lord, will attend Grand Valley State University to pursue a career in physical therapy. Kristen was active in National Honors Society, S.A.L.T., and softball.



**Andrew Pothoven**, son of Steve and Kris Pothoven, will attend Lake Superior State University to pursue a career in biology. Andrew was active in Boy Scouts, jazz band, and youth group.



**Jenna Lynn VanderVelde**, daughter of Chris and Tracy VanderVelde, will attend Grand Valley State University, to pursue a career as a pediatric physician. Jenna was active in National Honor Society, OsteoScholars, and softball.

**Bowen Funk, (not pictured)**, son of David and Jami Funk, will attend Muskegon Community College to pursue a career as a pharmacist. Bowen was active in Pass Assured, Pharmacy Science and Medical Math at HOSA.

## Mandating an Unlicensed Emergency Use Product is Unprecedented, Illegal, and Unethical

by Allison R. Lucas, Esq. - Licensed in MI

A mandate requiring an employee or student to receive the COVID-19 vaccine, an investigational, unlicensed product, is unprecedented, illegal, and unethical. The availability of an exemption does not cure the illegality and unethical nature of such a mandate.

**The FDA has not licensed the investigational EUA product.** The FDA is the governmental agency responsible for regulating vaccines and has not licensed any COVID-19 vaccine, but it authorizes the use of three investigational COVID-19 vaccines under an emergency use authorization ["EUA"]. An EUA requires a lower evidentiary standard than full FDA licensure. The clinical trials the FDA will rely upon to decide whether to license these vaccines as safe and effective are ongoing. Thus, it is currently unknown if these investigational, unlicensed vaccines will ever receive full FDA licensure.

**An employer or educational institution lacks the legal authority to mandate an unlicensed and investigational EUA product.** COVID-19 vaccine mandates are a direct violation of 21 U.S.C. § 360bbb-3, which requires that a person have the option to decline an EUA product.

**Federal law exclusively governs EUA products.** The doctrine of federal preemption invalidates and voids COVID-19 mandates. The FDA has determined that the terms and conditions of an EUA product preempt state or local law imposing different or additional requirements on the medical product for which the EUA was issued. COVID-19 mandates are inconsistent with and exceed the choice provision found in all COVID-19 federal materials.

**The FDA and CDC have determined that unlicensed EUA products are exempt from mandates.** The FDA, the governmental organization that regulates biologics and authorized the use of the investigational and unlicensed COVID-19 vaccines, has determined that EUA products cannot be mandated. Likewise, CDC has clearly stated that unlicensed EUA products cannot be mandated during its August 2020 Advisory Committee on Immunization Practices meeting.

**The long-term safety of the unlicensed and investigational EUA vaccines is unknown.** The FDA will rely upon the data collected from the clinical trials to ultimately decide whether to license COVID-19 vaccines as safe and effective. Therefore, data on the long-term safety and efficacy of the investigational, unlicensed EUA products do not exist.

**COVID-19 mandates violate constitutional rights.** COVID-19 mandates may violate the affected individual's right to due process and right to life and liberty under the 14th Amendment. Other rights may include an invasion of the zone of privacy and the right to bodily integrity. The body of existing case law involving vaccine mandates is not applicable because (1) these cases exclusively involve vaccines that have received full FDA licensure, and (2) unlike these cases, COVID-19 mandates require the injection of an unlicensed, investigational EUA product.

**Mandating an investigational, unlicensed EUA product is unethical.** For all the reasons previously stated, ethical and public policy rationales dictate that no employer or academic institution is permitted to mandate an unlicensed, investigational EUA product for any individual for any reason.

The federal law, EUA letters, authorized labeling, FDA, and CDC require elevated deference to meaningful choice in the context of the COVID-19 vaccines because the EUA products are unlicensed and investigational. This elevated "choice" requirement does not exist in the presence of a mandate.

## Thank you, President Trump

Submitted by Mariann Cooper  
(3/9/2020)



President Obama told us to expect high gas prices, which were reaching \$5 a gallon! Here we are now with low unemployment, good economy, strong military, protection at the border, defunding abortions around the globe, with many more benefits, and PRAYER in the Whitehouse!

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## Take a Fresh Look

from The Punching Bag Post

"If we take a fresh look at America, we might just discover that we are not a nation of racists after all, but rather the victims of racial baiting by politicians and the mainstream media. We should keep in mind that billions of times every day ... yes, billions ... black and white Americans smile and nod to each other as we pass on the streets. We serve each other in restaurants and stores. We work side-by-side in factories and offices. We do favors for each other. We come to each other's aid. We cheer alongside each other on both sides of every sports arena. We play on the same teams. We chat on social media. We die alongside each other in battle. We become lifelong friends. We adopt each other. We fall in love and marry each other. We laugh together at the same movies and we weep together at shared tragedies."

America is among the least racist and most tolerant nations on earth.