

**NOTICE OF INTENT TO VISIT YOUR ESTABLISHMENT
WITHOUT THE USE OF A MASK – BASED ON THE COUNTY HEALTH ORDER**

Dear Business Management Representative for _____.

Notice to Agent is Notice to Principal; Notice to Principal is Notice to Agent

I am a frequent visitor of your establishment and want to continue our business relationship. I am sorry to see all you have been ordered to do by county and city officials in order to operate under the COVID-19 rules. These orders and how you apply them to me need to be based on constitutionally protected rights of shoppers and your employees, as well as on factual information as to the spread of COVID-19.

BE ADVISED THAT I WILL NOT BE WEARING A FACE COVERING/MASK OF ANY SORT WHILE AT YOUR ESTABLISHMENT FOR THE FOLLOWING REASONS:

1. I do not have COVID-19 and I do not have any symptoms associated with such a flu-like disease. I will practice reasonable distance from other customers and will follow common sanitary practices.

2. I have a medical condition that precludes me from wearing a mask, as it affects my health. The county order is following the California Department of Public Health (CDPH) recent guidelines. In such guidelines it orders all operating businesses to request that customers wear face coverings (hereafter masks). **Likewise, the order EXEMPTS INDIVIDUALS LIKE ME FROM WEARING A MASK**, listing multiple categories of persons **THAT ARE NOT REQUIRED TO WEAR MASKS WHILE SHOPPING**. Your organization's policies must conform to the order and **ALLOW ME TO ENTER THE ESTABLISHMENT WITHOUT A MASK**.

3. The County Order **DOES NOT REQUIRE OR AUTHORITZE BUSINESSES TO REQUEST MEDICAL DOCUMENTATION FROM CLIENTS THAT INVOKE THEIR RIGHT NOT TO WEAR A MASK**.¹ Medical information is private and is protected by multiple federal and state laws and regulations. Even for law enforcement personnel to request such medical information from a person not wearing a mask would require a court ordered subpoena. Your establishment does not have a right to require my medical information, **NOR TO REFUSE ME SERVICES AVAILABLE TO ALL OTHER CUSTOMERS**.

4. The use of a mask, except in limited circumstances where I may have flu-like symptoms, is contrary to my religious practices and rights. God gave us oxygen to breath in order to live. The use of facial coverings reduced the oxygen level being inhaled and forces the wearer to re-inhale carbon dioxide so that it creates a dangerous hazardous atmosphere for the person using the mask, which might result in headaches, increased airway resistance, suffocation, hypoxia, incapacitation, injury, acute illness and the risk of death, as noted in OSHA regulations. See a recent letter to the San Diego County Health Officer for proof of this.²

5. **NOTICE OF LIABILITY**. While I would like to continue a cordial relationship with your establishment and staff, **refusal to allow me into your store without wearing a mask or coercing me to wear a mask will be considered a violation of my legal rights**, including as noted in California Civil Code 51 (b), which reads,

*All persons within the jurisdiction of this state are free and equal, and no matter what their sex, race, color, **religion**, ancestry, national origin, disability, **medical condition**, genetic information, marital status, sexual orientation, citizenship, primary language, or immigration status **are entitled to the full and equal accommodations, advantages, facilities, privileges, or services in all business establishments of every kind whatsoever.***

Other violations include rights covered by the American Disabilities Act, US CODE Title 18, Section §242, Deprivation of rights under color of law. See also 42 USC 2000a. **Your establishment has no legal responsibility or liability, nor will it get a fine for allowing me to be in your premises without a mask when I have expressed my legal right and intent not to do so**. I take full responsibility for not wearing a mask and hold you harmless for following the County Order regarding exemptions to individuals as to wearing a mask when in public.

RESPECTFULLY: _____ **PHONE:** _____ **DATE:** _____

¹ See CDPH's "Guidance for the use of face coverings," at <https://tinyurl.com/CDPH-COVID-Facial-Coverings>.

² See Ricardo Beas' letter to San Diego County Health Officer Wilma Wooten, et al, regarding the proven dangers of using masks, as well as proof that even the WHO now admits that asymptomatic persons do not spread COVID-19, at <https://tinyurl.com/RBeas-Letter-COVID-19-Masks>.