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### **In the military appeal proceedings**

**of Mr. ... - AZ. ...**

**and of Mr. ... - AZ. ...**

I transmit to you enclosed the full text of the decision of the Military Service Court South of 29.9.2022 to AZ. S 5 BLc 11/22.

This remarkable decision states in particular (quote): "A soldier as a citizen in uniform and thus a bearer of fundamental rights (cf. § 6 sentence 1 SG) must, in the case of an existing duty of care on the part of the employer (§ 31 SG) and superiors (§ 10 para. 3 SG), in principle not enter into an "experimental field" with an outcome that is not reasonably calculable for him, if this does not actually, i.e. demonstrably, protect superior common goods." (Boldface added by signatory)

It goes on to say (quote):

"It is astonishing that superiors, who are first and foremost obligated to care for subordinate soldiers (cf. § 10 para. 3 SG), are recklessly willing to put their health at risk by issuing corresponding orders, without apparently having once closely examined the grounds of illegality (§ 10 para. 4 SG) and non-binding nature (in particular § 11 SG9 of orders). Even if at present the Covid-19 vaccination is listed in the catalog of obligatory vaccinations, they have to independently examine the aforementioned grounds when issuing an implementation order. They are not relieved of this responsibility. In the conscientious exercise of their duties, insofar as there is no complete ignorance of the facts and, in the meantime, also of scientific studies, they should take note of the objectively imposing danger aspects of this vaccination and its lack of effectiveness and then classify them in the relevant legal categories of unreasonableness and disproportionality.

To deliberately evade this own legal responsibility with reference to alleged bindings (such as the vaccination catalog) represented a remarkable irresponsibility for a soldier in matters crucial to the life and health of subordinate soldiers. Any avoidable damage to health that a soldier suffers as a result of a disproportionate or unreasonable vaccination order is "on the account" of such "comfortable" superiors in this respect - apparently fearing a confrontation with their superiors and disadvantages for their career - with which they will have to live in the future. Here, too, "civil courage" is required in the military field and not "blind" following." (end quote)

Let it be freely known: Even we lawyers could not have put this more nicely in a nutshell.

The representatives of the respondent, who despite all the facts that they had to take note of in the course of these proceedings, still stood behind this Covid 19 "vaccination" obligation until the very end and who have now only kept silent for weeks, should have these judicial sentences framed and placed on their desks and preferably engraved above the entrance to their official building, so that they are reminded again and again of its content, until the day when this unspeakable Covid-19 "vaccination" requirement is lifted in the Bundeswehr and when they are finally held comprehensively accountable under disciplinary, criminal and also civil liability law for their blatant failure in this context.

"Demonstrable" - and already proven here - is only that these experimental Covid-19 injections are not merely ineffective and useless, but even increase the risk of severe courses and are associated with considerable dangers to the life and health of all soldiers.

The 3rd Chamber of the Armed Forces Service Court has obviously come to terms with the latest findings and facts and acknowledges what has long been impossible to deny and could already not be denied on 7/7/2022.

Schmitz

Attorney