

Does the PREP Act provide immunity for doctors who inject without consent?

Elizabeth Hart <elizmhart@gmail.com>
To: Secretary@hhs.gov

Sat, Dec 6, 2025 at 9:30 AM

For the attention of:
Secretary Robert Kennedy
US Department of Health and Human Services

Dear Secretary Kennedy

Does the PREP Act provide immunity to a doctor or other practitioner who injects a person - including a child - without consent, an act that would ordinarily constitute battery?

Consider, for example, the Hogan case, where **a child was vaccinated with a COVID-19 vaccine without parental consent: Jeremiah Hogan, Siara Jean Harrington and their child (collectively Hogan) v Lincoln Medical Partners; MaineHealth, Inc.; and Andrew Russ, M.D. (collectively Lincoln Medical)**: <https://www.courts.maine.gov/courts/sjc/lawcourt/2025/25me022.pdf>

In its recent decision, the Court stated:

"The court interpreted the federal statute to provide immunity to each named defendant, with no applicable exceptions."

(My emphasis.)

I am not a lawyer, but as a member of the public I am seeking clarity on a very simple and very serious point:

Does the PREP Act - as currently interpreted by your Department and the US Government - provide immunity to a doctor or other practitioner who injects a person, including a child, without consent?

If the answer is **yes**, then unavoidable questions follow:

- **Was this the intention of the PREP Act?**
- **Was it designed to protect individuals who perform non-consensual medical procedures?**
- **Does the PREP Act now grant vaccinators *impunity* for injecting without consent?**

This goes to the most basic principle of freedom and bodily autonomy.

The public urgently requires clarification on whether the PREP Act was intended - or is now being interpreted - to shield practitioners even when consent is absent.

What sort of country enacts, or tolerates, a statutory framework that produces this consequence?

Please also note that my previous email to you, dated **27 February 2025**, remains unanswered. In that email, I asked you to advise **"to what extent the PREP Act provides immunity from criminal liability for administrators of medical countermeasures, that would arise where battery and clinical negligence occur due to a failure to obtain valid informed consent for medical countermeasures?"** (A copy of that email is attached.)

I request your urgent response on this matter.

Yours sincerely
Elizabeth Hart
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 [the-prep-act-requesting-clarification-re-criminal-liability-for-administrators-of-medical-countermeasures.pdf](#)
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