

To: Name, Compliance Officer Hospital Name
From: Name
Re: On behalf of patient, Mr. Patient Name
Date: September 3, 2021

Mr. Name,

This is a request for the infection control policy and procedure of Hospital Name in its entirety, for both employees as well as patients, including return to work policies to be provided to Patient Name's POA; POA Name. Therein, please highlight the sections within this policy which specify the circumstances applying to continued isolation and seclusion of Patient Name, along with the documentation from his record that is consistent with the hospital's isolation policy of COVID19 patients.

The burden of proof is on Hospital Name to demonstrate that Patient Name is not safe to others due to 'replication-competent' virus and a high probability that he is capable of transmitting this to others. A large contact tracing study cited in the CDC guidance showed that no one exposed to a person six days after the patient became ill, subsequently contracted C19.

Additionally, it is a part of this request that Hospital Name provide the scientific evidence upon which any policy varying from the CDC guidance for the Duration of Isolation is based. Decisions to seclude a patient may not be made arbitrarily nor for the convenience of the staff.

The policy must be rendered by noon tomorrow with the specific written explanation of how the continued isolation and seclusion of Patient Name reflects the current written infection control policies of Hospital Name. If this information cannot be provided, Patient Name and his family will have no choice than to file a complaint with the Joint Commission for wrongful seclusion. In addition, we will pursue whatever other applicable legal action can be taken for a person who is being secluded against their will and prevented from worshipping with others, as is guaranteed to them under the Constitution. Liberty may not be interfered under the guise of protecting the public interest." *Meyer v. Nebraska*, 262 U.S. 390 (1923).

While Patient Name may have had an infectious disease going into Hospital Name, all the CDC guidance indicates that as a person with moderate COVID disease, he is no longer producing 'replication competent' virus.¹ Unless Hospital Name proves that he is a danger to others via 'replication competent virus', this serves as notification to cease and desist from secluding him under what appears to be the hospital conducting itself under the 'color of law'; extending isolation measures of a COVID patient long after the time period in which the CDC indicates is scientifically necessary. Furthermore, the CDC does not recommend repeat PCR testing, nor will Patient Name consent to being tested via the PCR test at this time. As Patient Name's Hospital

¹ <https://www.cdc.gov/coronavirus/2019-ncov/hcp/duration-isolation.html>

Name care team has been previously informed- Patient Name's first day of Covid symptoms were on Tuesday, August 10th, 2021.

Thank you for your prompt attention to this matter.

Sincerely,

Name