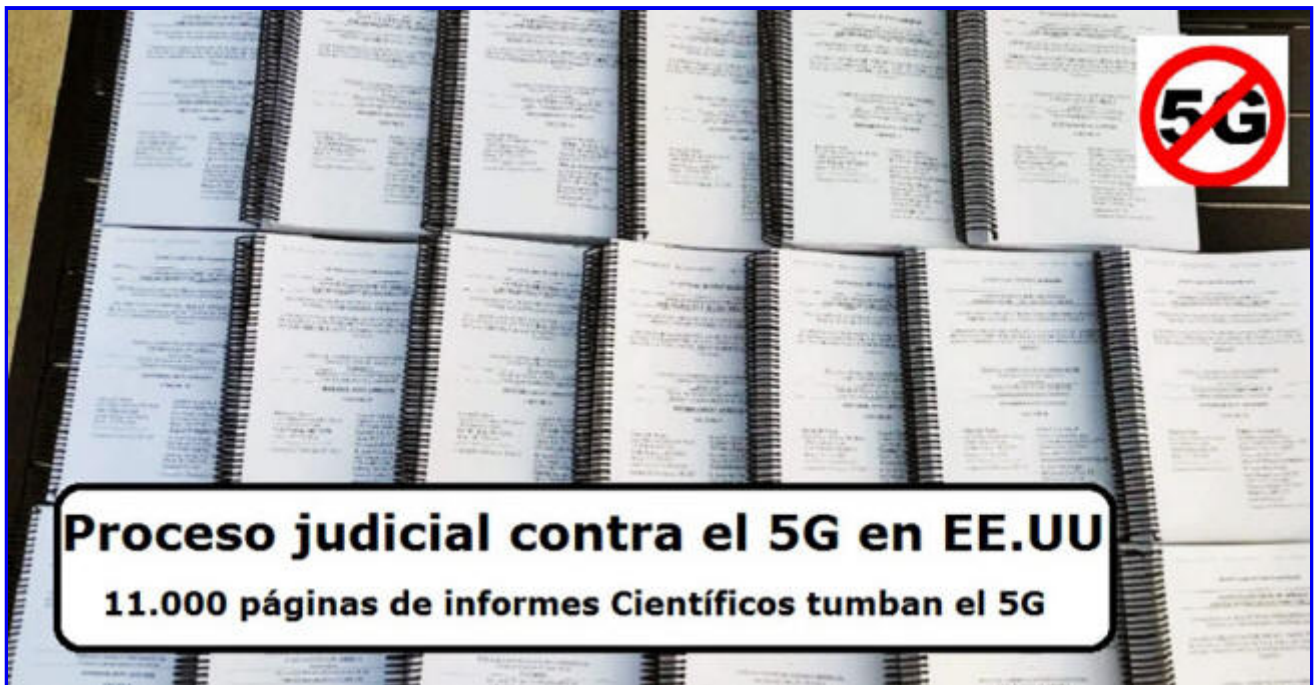


Historic _Lawsuit Against 5G Technology_ in the US

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For many years, certain media interested in the mobile phone industry have told the public that there is no evidence that wireless technology is harmful to health.

The claims of damage by [5G Technology](#) have been billed as "conspiracy theory".

Now, a landmark case is launched against the *Federal Communications Commission* (FCC) in the United States and which refutes these statements and affirms that the damages are well proven and that there is an epidemic of diseases.

Recently, the main *Environmental and Health Organizations* have submitted a total of 11,000 pages of scientific reports and evidence in support of their claims.

The case is being processed by the *Courts of Appeals of the State of Columbia* in the USA.

In December 2019, the FCC closed an investigation that began in 2013 in which the commission asked the public to submit comments to the investigation file on whether the FCC should revise its 1996 Healthcare guidelines for *radio frequency radiation*. (RF) emitted by wireless networks, devices and telecommunications infrastructure.

About 2,000 comments, an exceptionally huge number for that matter, were filed with the FCC.

These comments were submitted by Scientists and scientific organizations, such as *BioInitiative* and *EMF Scientist*, by physicians and medical organizations, by cities, such as Boston and Philadelphia, and by hundreds of people, including parents of children who were injured by this wireless technology.

The comments reference thousands of studies that show clear and profound evidence of harm.

However, the press release published by the FCC on December 4, 2019, concluded that there is no evidence that wireless technology causes harm to Health and it did not consider it necessary to review the guidelines already established.

The FCC's decision did not provide an analysis of the science, ignored disease evidence, and did not defend its decision with evidence and force.

Consequently, two lawsuits were filed against the FCC:

- one from *Environmental Health Trust* ([EHT](#)) and [Consumers for Safe Cell Phones](#)
- one from *Children's Health Defense* ([CHD](#)) and other petitioners, including Professor **David Carpenter** , co-editor of the *BioInitiative Report* , the most comprehensive review of the science by 29 leading scientists and public health experts

In the case of *Children's Health Defense* (CHD), doctors who see the disease in their clinics and parents of children who have become ill with radiation sickness also joined.

One of the petitioners is a mother whose son died of a [glioblastoma](#) , the same brain tumor that killed Beau Biden, the son of recent President [Joe Biden](#) .

The petitioners in the *Environmental Health Trust* (EHT) and CHD cases submitted joint briefs.

They argued that, considering the overwhelming evidence that was presented to the FCC file, and given that the FCC order lacked evidence of reasoned decision-making, the FCC violated the Administrative Procedures Act and that the commission's decision is capricious, arbitrary, abusive of discretion and not based on evidence.

The petitioners also argued that the FCC violated,

the *National Environmental Policy Act* (NEPA) because the Agency did not consider the environmental impacts of its decision and did not comply with the *Telecommunications Act* of 1996 (TCA) because it did not consider the impact of its decision on public health and safety.

The opening brief was presented by the petitioners on July 29, 2020.

The FCC submitted its brief on September 22, 2020; and the petitioners submitted their response brief on October 21, 2020.

The court ordered that in oral arguments scheduled for January 25, 2021, only one attorney will present the case for all petitioners. It allocated 10 minutes for the oral arguments of the petitioners and the FCC.

The EHT and CHD Organizations have agreed that Attorney Scott McCullough, former Texas Deputy Attorney General and an experienced Telecommunications and Administrative Law attorney, present the joint Petitioners' argument.

The three-judge panel of *the United States Court of Appeals* in the District of Columbia presiding over the case includes,

- The Honorable Karen Henderson
- Patricia millett
- Robert Wilkins

EHT is represented by attorney **Edward B. Myers** , who intervened in the successful case against the FCC with the *Natural Resources Defense Council* (NRDC) and various Native American tribes when the court upheld the relevance of NEPA to the proceedings of the FCC.

The NRDC filed an *amicus brief* in the case.

The *Building Biology Institute* and a telecommunications industry executive, **Joe Sandri** , also filed an *amicus brief*.

Sandri's brief included a statement from Dr. **Linda Birenbaum** , director of *the National Institute of Environmental and Health Services* (NIEHS) from 2009 to 2019, stating that the evidence for the carcinogenic effects of wireless technology has been established.

The evidence referenced in the case shows profound damaging effects and widespread disease from wireless technology. The evidence was recently presented and includes 11,000 pages of scientific and human material, yet it is only the tip of the iceberg.

The *Joint Appendix* contains 440 documents. The index alone is 54 pages long. Due to the large volume of tests, it had to be divided into 27 volumes.

The court has seven sets of the *Joint Appendix* and therefore 189 folders, each containing approximately 500 pages, were sent to the court. The printing and shipping costs for the joint Appendix amounted to more than \$ 15,000.

The *Joint Appendix* includes references to thousands of peer-reviewed scientific studies demonstrating DNA damage, reproductive damage, neurological effects such as ADHD, and radiation sickness, which appears to be the most widespread manifestation of damage from wireless devices.

Evidence shows effects on the brain, including,

- impaired blood flow and damage to the blood-brain barrier
- cognitive and memory problems and effects on sleep
- melatonin production
- mitochondrial damage

The causal mechanism of the damage was also established.

Oxidative stress, a damage mechanism that can lead to cancer, non-cancerous conditions, and DNA damage, was found in 203 of 225 studies.

Unlike industry claims, both the majority of studies and the weight of evidence leave no doubt that the harms are proven.

The *Joint Appendix* also includes,

- reports from leading expert scientists such as the BioInitiative Report
- opinions of medical associations such as the California Medical Association and the American Academy of Pediatrics
- Appeals from leading expert scientists
- Reports from US government agencies, the Board of Access, NIBS, the Department of the Interior, the US Navy, the military, the US Environmental Protection Agency, government studies,

... including the recent *National Toxicology Program* (NTP), a \$ 30 million study that found clear evidence of cancer and DNA damage, as well as recognition of the damage by government agencies and scientists in the States States that contradict the FCC's position.

In December 2020, the *National Academy of Sciences, Engineering and Medicine* (NAS) issued a report determining that the most likely cause of the symptoms suffered by US diplomats in Cuba and China is radio frequency (wireless) weapons.

The NAS was designated by the Department of State. The report references much of the same evidence presented in the case against the FCC.

The NAS invited Professor **Beatrice Golomb** , MD, Ph.D., to present to the committee.

Golomb's 2018 article was the first to show that pulsed RF is the most likely explanation for diplomats' symptoms.

He noted that diplomats probably suffer from the same condition that growing segments of the population experience due to wireless technology known as **radiation sickness** , or also 'microwave sickness' and electrosensitivity.

Hundreds of testimonies from people who have become ill such as diplomats and medical statements were filed in the FCC file.

The petitioners argued that the FCC guidelines denying illness are being used to deny lodging to the injured, in violation of the *Americans with Disabilities Act* .

"The *Environmental Health Trust* has worked for more than a decade to protect the public from radio frequency radiation, testified before Congress and published critical research on why children are more vulnerable," said Devra Davis Ph.D., MPH, President and founder of the Environmental Health Trust.

"The FCC has ignored our extensive submissions over the years that clearly document harm to Health.

As the legacies of lead, asbestos and tobacco teach us, for example, this issue deserves immediate attention from our federal government to protect the healthy future of our people and our children. "

"This is a landmark case and is of the utmost importance to Children's Health Defense, which works tirelessly to eliminate the epidemic of disease in children," said the organization's president, Robert F. Kennedy Jr.

"The American public has been poorly served by the FCC. The FCC guidelines are decades old and are based on scientific assumptions that have proven false.

Their failure and disregard for public health is evident in the growing and widespread conditions involving brain damage, learning disabilities, and a host of complex neurological syndromes. "

Kennedy added:

"The overwhelming experimental and human evidence that the FCC has ignored leaves no doubt that wireless technology is a major contributing factor to this epidemic.

The FCC has shown that its main interest is to protect the telecommunications industry and maximize its profits and its position in the market, as stated in its report, is simply indefensible. "

Oral arguments constitute the final stage of this case.

After the hearing, all that will be left is to wait for the court's decision, said **Dafna Tachover** , director of the Project.

"We have invested significant resources in this case and we have all worked very hard over the last 13 months. We believe we have a strong case.

Now it's up to the court. "

As **William Wilberforce** , who fought against slavery, said,

"You can choose to look the other way, but you can never say you didn't know again."

In Spain there is also a judicial process with similar characteristics, promoted by the Citizen Platform QAE which has already prepared the entire documentary process and is in the 'fundraising' phase.

If you want to collaborate and participate, do not hesitate to visit the following link; It will be a pleasure to have you on this important project.



The QAE Platform has analyzed and classified the 11,000 documents filed in the US Courts against [5G Technology](#) and makes them available to the public:

- [VOLUME 1](#)

Includes the FCC Resolution on the Notice of Consultation Order and the Notice of Consultation

- [VOLUME 2](#)
includes FCC; CTIA Comments and Response The Wireless Association & Mobile Manufacturers Forum ET Docket No. 13-84
- [VOLUME 3](#)
Research compilation; Summaries of more than 2,100 studies published between 1990 and 2017; Prof. Henry Lai (tab 7, part 2)
- [VOLUME 4](#)
includes the collection of research; Summaries of more than 2,100 studies published between 1990 and 2017; Prof. Henry Lai (tab 7, part 3)
- [VOLUME 5](#)
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