

## COMPLAINT

### THE COURT OF INSTRUCTION LOGROÑO APPROPRIATE TO SHIFT

Doña María del Carmen Jiménez Guereño and Zuriñe Jiménez Guereño with counsel of Don Manuel Sáez Ochoa, a lawyer practicing 1920 Bar Association of La Rioja with professional office in Santo Domingo de la Calzada Román Gimeno # 6 2 º B 26250 La Rioja 941342773-648117435 phone e-mail manuelsaez33@gmail.com appear in court and says

By virtue of this writing I come to submit a complaint based on the following

### FACTS

Doña Zuriñe Jiménez was vaccinated against human papillomavirus on the dates indicated on the card or immunization record. This vaccine consists of three doses getting the latest on 27 May 2009. Was vaccinated at school Villamediana Iregua. The vaccine is called Gardasil and has been marketed by Merck-Sanofi Pasteur laboratories. The marketing was carried out after authorization by the Ministry of Health once approved by the Spanish Agency of Medicines. Later, it was included in the immunization schedule of the autonomous communities, including La Rioja.

After the third dose, 27 May 2009, he began to feel ill. I was dizzy, I was very tired, suffered convulsions, etc., which led him to go to the emergency room of San Pedro Hospital on June 17 after suffering these symptoms for several days. This is clearly seen in the emergency part. Since then, emergency visits to San Pedro Hospital have been several and always with the same symptoms. We see it in the various reports of emergencies. In them, you will drift psychiatry where you are diagnosed with a possible conversion disorder, ie, that effects the sufferer is causing Zuriñe own. No doctor of Rioja health system is able to correctly diagnose what happens. Therefore, the mother of Zuriñe, Maria Del Carmen Jimenez seeks the services of a private specialist, Dr. Mark Mazzuca suggesting them to do a review of existing metals and minerals in your body. The test is conducted and the conclusion is that Zuriñe suffers a serious cell damage. Presents the report of Dr. Mazzuca, extremely high levels of oxidative stress, consistent with a stage 3 cell suffering. In the words of the doctor, it's like Zuriñe had from a cell view over sixty years. Keep saying that this doctor is not faking or Zuriñe many less but has a very serious illness. According to the report of Dr. Mazzuca, Zuriñe hard infield Ortostático Postural Syndrome polyneuropathy revealing a central character. It also presents a liver inflammation. It also presents a bladder inflammation that is observed to be operated for

appendicitis. This was established by the attending physicians at the Hospital San Millán-SanPedro.

Starting from the consideration that Zuriñe suffers a serious illness, the question now is who has caused the disease. And this part considers the cause of it is the Gardasil vaccine. This vaccine was designed to combat human papillomavirus. The human papilloma virus is a sexually transmitted disease. The virus, once in the body can develop and create cervical cancer in women. Well, this is intended as a vaccine against this virus solution thus preventing develop and cause cervical cancer. But far from being a solution for cervical cancer, it has become a problem for the severity of the side effects it produces. There is more to look for Zuriñe. The moment was vaccinated was a healthy, athletic and bright from the academic standpoint girl. He had not suffered any serious illness until then nor was there any indication that suffer. And after vaccination with Gardasil, has become a sick girl, who can not play sports and school performance has dropped.

The Gardasil vaccine has the following composition:

1 dose (0.5 ml) contains approximately:

L1 protein of Human Papillomavirus1 Type 20 62.3 micrograms

L1 protein of Human Papillomavirus1 112.3 Type 40 micrograms

L1 protein of Human Papillomavirus1 162.3 Type 40 micrograms

L1 protein of Human Papillomavirus1 182.3 Type 20 micrograms

1 = Human Papillomavirus HPV

2 L1 protein in the form of virus-like particles produced in yeast cells

(CANADE 3C-5 (Strain 1895)) by recombinant DNA technology.

Hydroxyphosphate 3 Adsorbed on amorphous aluminum sulphate adjuvant (225 micrograms Al).

For a full list of excipients see section 6.1.

Subsequently, data sheet product is said to contain no viral DNA, it can not infect cells, reproduce or cause disease. As we will see below this is far from reality.

The Doctor Sing Hang Lee, a pathologist from Milford Hospital in Connecticut, on behalf of Gardasil SaneVax analyzed samples from several countries, including Spain, which revealed that Gardasil contained viral DNA.

SaneVax is a private entity that aims to monitor the safety and effectiveness of vaccines.

We also see that the vaccine contains aluminum. However, the binding of aluminum with viral DNA has emerged a new chemical that may cause harmful effects to the health of the vaccinated. In order not to incur medical inaccuracies we refer to the provided documents that clearly explain the possible toxicity of the chemical in the vaccine and its effects. From reading can also deduce relations between the vaccine and the disease Zuriñe.

But also found HPV DNA Gardasil in post-mortem samples. This has happened in New Zealand and Canada. While no claim that there is a 100% security that this toxic element was the cause of death if it represents a plausible mechanism of action of producing the result of death. The effects and diseases box matches Zuriñe suffering and other girls around the world. Read them carefully documents the scientific and medical opinions that are given.

In summary, the binding of the viral DNA aluminum along with other components such as L-histidine can produce a significant adverse health effects. Reading the documents corroborates well and leaves very clearly the risk of serious health damage. If there is the serious risk based on studies of the doctors mentioned in the documents in a number of diseases occur as a result of the composition of the Gardasil vaccine after these diseases manifest in reality without the absence of another known cause, is clearly being caused by the vaccine. We can observe the coincidence of the effects suffered by girls dead in New Zealand and Canada with suffering Zuriñe, who also suffered organ inflammation and effects on the central nervous

system. The doctors Shaw Tomjenovic and clearly explained in the documents produced. But also, Postural Orthostatic Syndrome is one of the side effects reported to VAERS agency to be discussed later. In this agency the side effects are considered derived vaccines are reported.

We might think that if Zuriñe a chance. But it is not. There are many other girls in Spain and the rest of the world who have become ill since they were vaccinated with Gardasil. They all offer very similar pictures: Loss of mobility, seizures, dizziness, fatigue, etc, until you are diagnosed with serious illnesses. Therefore, it is no accident what is happening with Gardasil. First, because we have a temporal relationship between the supply of the vaccine and the effects we have described a few days pass between one and two weeks. In addition, affected had no prior disease were healthy girls, many good athletes. We insist, it is impossible coincidence that several girls around the world who have been vaccinated with Gardasil, suffer in the same periods of time, some very similar effects to the extreme gravity of reach death. We repeat, all repeat the pattern suffered dead girls in Canada and New Zealand.

If we combine this high number of victims with potential risks of Gardasil vaccine described in the documents submitted and diseases suffered by girls who have been vaccinated very similar patterns, it seems very difficult to think that there is no causal relationship between administration of the vaccine and the disease Zuriñe. Recall that Zuriñe suffers severe cell disease, oxidative stress linked to a demineralization of your body. To put it graphically is a 18 year old girl locked in a cell body of a person over sixty years. All components of the vaccine are producing the effects we have reported in Jiménez Zuriñe in that aluminum and other components of the vaccine are primarily toxic to the nervous system and the immune system. Aluminum appears joined genetically engineered HPV, namely HPV transgenic. As these fragments bound to aluminum adjuvant, it is much easier to pass to the cells causing cellular mutations that lead to cancer, or a wide variety of autoimmune disorders. This modified DNA can also affect the brain, by contaminating the blood and causing:

- Stroke
- Brain Damage
- Encephalitis
- Meningitis

- Death

Gardasil aluminum containing 225 milligrams per dose, 772 mg total for the three doses. Gardasil has aluminum salts as adjuvants recognized toxicity, to raise antibodies. Gardasil contains 225 mg / dose. Over 1,000 and 2,000 times respectively the Maximum Permissible limit recommended by WHO (0.2ug/ml).

But it's not conjecture established by this part but doctors and biologists around the world and recognize. Note doctors we have cited and all those who have signed a petition to remove this vaccine not considered as safe. We provide this manifesto.

In addition, some countries have already recognized the causal link between the vaccine and the effects it produces and not have to go far us. In France this has been recognized by a medical board of the province of Aquitaine. This Court held that the Doctor Marie-Ocean girl, now in a wheelchair, suffered from neuropathy centrality due to the effects of the vaccine. What a coincidence that Zuriñe also suffer.

In countries like Japan, has stopped supplying the vaccine and in the United States has created a compensation fund for victims of Gardasil assuming the high probability of adverse reactions to this vaccine establishing a system of strict liability based risk of an activity and not the fault of the producer agent damage. More than six million dollars have been paid in compensation by reason of this vaccine in the USA.

Also countries like India or Australia have suffered serious side effects in their children vaccinated with Gardasil.

Even a new medical study confirms dangers of Gardasil. The dangers have become realities.

As we can see, there are victims worldwide. All healthy before the shot and falling ill after vaccination. All with the same patterns and the same effects. All vaccinated with Gardasil, the most dangerous composition have discussed. And in all these dangers come true. Too much chance for the vaccine does not cause all these diseases.

As seen in the documents produced, the August 24, 2007, the government of Spain marketing of the vaccine against human papilloma virus and the regions proposed for inclusion in the immunization schedule.

A large group of health professionals in our country called for a moratorium on the introduction of the vaccine claiming to have serious doubts about its effectiveness and reported while its high cost. Signatures were collected and caution is called for, however, the Minister ignored his request. Even before we have referred to this moratorium.

Despite this and the many existing reports in other countries like Japan, Australia, Canada, USA and India and complaints reported to the VAERS agency, the Spanish authorities were not raised even the slightest doubt about the possible adverse effects of this vaccine and included in the immunization schedule of the autonomous communities. Nor have verified the accuracy of the safety tests conducted by Merck Laboratorios manipulations and falsehoods contained discussed below. That is, both laboratories and Rioja as Spanish authorities knew the harmful health effects of this vaccine yet proceeded authorized one and the other supplying the vaccine to patients not forget early age. Specifically Zuriñe had 13 years at the time of vaccination. With this attitude, of course showed an absolute feeling of indifference from the harmful results of this vaccine not matters a potentially causing damage despite opinions to the contrary. But it's even worse that despite the many complaints and warnings have not implemented a moratorium to ensure the safety of this vaccine suspending its application and still continue to provide very young girls certainly expressing utter contempt for health of the children.

Moreover, when the vaccine came on the market, studies documenting its safety were inadequate, that once denounced Diane Harper, vaccine research and review the decision of intensive vaccination for their "experimental" character. Now, when we begin to understand the problems of safety of the vaccine, even with the opacity of health agencies, we know that Spain has reported 737 adverse effects until January 10, 2012, some very serious and some of them in La Rioja .

We reemphasize, knowing all this as it is possible that the Spanish authorities have authorized the inclusion of gardasil vaccine in the vaccination schedule of Spanish adolescents given the health risks due to scientific views on one side and notifications of side effects another addition to doubts about its safety and efficacy. Of course, it is a well and clearly willful reckless attitude.

We talked about Dr. Harper. Dr. Diane Harper, lead researcher in the development of two vaccines against HPV, Gardasil and Cervarix, said the controversial drugs will do little to reduce cervical cancer rates and, even though it is being recommended for girls just nine years, there have been no efficacy trials in children under 15 years. The doctor also own grave doubts about the safety of these vaccines

Moreover, double-blind studies were performed to test Gardasil safety. It is relatively easy to achieve double-blind drug trials. This is achieved by the investigated drug and control (placebo or a certain drug) have identical appearance (color, flavor, etc.). A study coordinator randomly assigned patients to an experimental group or a control group and assigns identification numbers randomly. The same also encodes the drugs with consistent random numbers. Neither the patients nor the researchers know who supervise the result which patient is receiving which treatment until the study ends and codes are revealed. The double-blind studies of Gardasil, incredibly used as placebos: Aluminum salts, with doses of 225mg, 450mg, including Hepatitis B vaccines, in order to minimize expected adverse reactions. No doubt that this attitude pharmaceutical Merck wants to market its vaccine against all risks and has done everything in his power to show an image of the vaccine as safe. But his attitude has been supported by the Spanish authorities also with an absolute disregard for the health of the girls have decided to give the nod to the vaccine without appropriate safeguards. It is clear that Japan's position moves in the wrong place at the European and Spanish authorities to continue to maintain the safety of the vaccine despite many adverse from supply and scientific reviews about reactions. Since then, his respect for the girls who have received the vaccine is lacking both the time of supply of the vaccine despite knowing the adverse data and after it had still maintain their safety and their inclusion in the immunization schedule despite the voices of alarm. We report a study where the incorrectness of the studies were double-blind notes, made with Gardasil. If the two groups aluminum salts are used it will be difficult to know what the side effects because both groups have the same effect which apparently gives an assurance about the vaccine. But the test is not done well since the placebo should not have had aluminum salts.

But also, if we compare the risk-benefit balance is obvious. The risks as we have shown to be HPV TRANSGENIC and be linked to aluminum and other metals are huge to the point that many doctors and biologists have no doubt that the diseases they are suffering the girls from the supply of the vaccine are due to Gardasil. However, the benefits are minimal because the virus takes over 30 years to develop and called Pap test done every two years would be sufficient to detect the presence of viruses and proceed with removal. Eye have the virus does not mean you have cancer. While no virus infected cells and no disease takes over 30 years to develop. What is more, in 90% of cases the body itself through its immune system eliminates the human papillomavirus. Frankly, if we are talking about such small percentages and that there are prevention methods such as condoms, test pap smears, gynecological revisions, which practically would leave a residual percentage the existence of cervical cancer, there is no problem stop the vaccine and be studied in detail to test their effectiveness on the one hand

and on the other, and most importantly safety. Despite all this, it continues to administer and endangering the health of our teenagers.

With all these data, potential fraud elements appear clearly in the subjective part of the conduct of Merck and the Spanish national and regional health authorities. The Supreme Court said that:

More precisely, concurs possible fraud in criminal injuries when the subject, knowing the probability of production of other serious cause of that sought-nevertheless acts, assuming them-more physical damage. Thus, this Court has repeated in numerous precedents, combining the theory of probability with consent, whereas the eventual intent requires double condition that the agent knows or high probability or high and serious risk of being rendered producing the result that contains action and also settle, assume or accept that eventuality deciding run aggressive action (to name a few: SS.TS 10 February 1998, 14 May 1998, 21 June 1999 , 21 October 2002, 24 May 2004, 28 February 2005, 25 September 2006 and 11 November 2008).

The intent, according to the classical definition, means knowing and wanting the objective elements of the offense. In fact, the will to achieve the result is merely a manifestation of the most common form of fraud in which the author pursues the realization of an outcome, but does not preclude that can be taken by those equally fraudulent conduct in which the author wants to perform the typical action that leads to the production of results or which performs the typical action, represented the possibility of producing the result. These arguments about the fraud be found in Hall 2 Judgments of the Supreme Court as the number 172/2008 of 30 April, and the number 716/2009 of 2 July.

"But this does not preclude a normative concept of fraud based on the knowledge that the conduct is made specifically endangers the legally protected, so that in this second embodiment the fraud lies in the knowledge of the specific danger that behavior developed assumed for the legal right ... In the knowledge of risk is implicit knowledge of the result and of course the author's decision is linked to that result "(Judgment of the Supreme Court of December 1, 2004, among many others).

"... That work is estimated who willfully, knowing that generates a specific risk legally disapproved nonetheless continues to perform acts and conduct that subjects the victim to risks that the agent does not have the confidence to control and although no dog direct causation of the outcome, which must however understand that there is a high rate of probability of occurrence. "



Consistent with these precedents, the Supreme Court, especially from the Judgment dated April 23, 1992 (concerning the called "rapeseed oil" or "toxic syndrome" case), has been applied in many resolutions a rather normative criterion of possible fraud, in which the intellectual or cognitive premium on the volitional element, considering that the author works with malice when it became known legally disapproved real danger for the goods protected by the criminal law.

However, it is stated in the judgment of the Supreme Court No. 69/2010, of 30 January, "this does not mean to exclude conclusively on fraud volitional element or consent theory. Rather, it can be understood that the primacy is given the precedents in the intellectual element due to a procedural approach to the problem. So, having established that a subject has performed an action that generates a high specific danger to the interest with knowledge that it is likely to produce a harmful result, they go to elementary maxims of experience to infer that he is taking, accepting or complying with that result, or at least is indifferent to the outcome is likely to attract with their behavior. "

"So, rather than exclude or rule-volitional element continues judgment 69/2010 - the law postpones the shore or in the evidentiary foundation for removable obtained a mere inference of fact been executed with knowledge of the fact real danger generated by the action. And it is very difficult in court practice, once credited the remarkable real risk that generates action and knowledge by the author, not welcomed as proven the element of will or consent even with a light or significantly watered entity. A this volitional element would assign names assent, assumption agreement and acceptance, as the doctrine has been considered genuine alchemist dissection of the will, and that in fact linguistically expresses the degree of weakness or insecurity that emerges in these cases voluntativo element. "

In this same resolution states that "the maximum experience shows that anyone who knowingly performs an act constituting a serious risk is assuming the likely outcome. Could only be provided in exceptional circumstances allow individualized data probatoriamente cleave both elements. Allegations that practice are made in the sense that it was hoped that it did not come to produce a harmful result require accreditation of exceptional circumstances justifying that confidence, as this can not become a cause of exoneration dependent subjectivism advanced by the accused . Initially, the subject who knows ex ante that their behavior can cause a serious risk to the interest is not required to run therefore no longer subject to the risk levels outside legal interests in the specific case, shown as not controllable ".

Looking at the circumstances in which the vaccine was provided, we were notified that many adverse effects from the vaccine. That is, an accurate and specific knowledge of the risks that

had this vaccine for adolescent girls body had. However, despite this knowledge, it was decided to inject the vaccine without worrying at all about the possible side effects of it even though there are thousands of complaints on VAERS and reputed scientists had warned of the dangers of the vaccine.

But that knowledge of the hazard was also evidenced by patent data used for testing safety and falsehoods used in these tests. We believe that anyone with a bit of decency in the knowledge be circumstances applicable to market a drug that has a risk of producing such serious side effects. Digs deeper into the wound that although are still produced more adverse effects and that more girls are affected by the same pattern however no reaction against this vaccine in Spain and continues to manage. Concern for teenagers is nonexistent and the feeling of indifference to the results of this vaccine is glaring.

Nobody can fit doubt that at the time the vaccine is approved for our country, well knew all they had suffered adverse reactions girls worldwide and the opinions of doctors and biologists about the dangers of this vaccine . Nevertheless, we decided to include the vaccine in the immunization schedule time at which the adverse reactions that occurred in other countries began to produce in Spain, including obviously Zuriñe.

Therefore, if we see the attitude of the Merck pharmaceutical and Spanish and regional health authorities both before, during and after administration of the vaccine we realize that nothing they care about the risk to which you are submitting to whenever girls as mentioned vaccine efficacy is set higher than in question and that the benefit-ratio is obviously disproportionate damage. Prior to administration, have not been concerned to contrast the possible adverse effects of the vaccine and then and once taking place in Spain have treated with contempt victims leaving them in a state of absolute helplessness. There is not a single official inquiry about whether or not girls experience their illness from the vaccine even though they were healthy girls before that the verifications but still recommend to administration.

Nor have loved sufficiently investigate safety tests conducted by Merck despite the many irregularities reported by doctors and biologists both Spanish and other countries.

It seems impossible, as indeed revealed two doctors who participated in the preparation of the vaccine, the risks of it because they did not know the composition and modus operandi of its components revealed by other specialists. They knew the toxic nature of aluminum, the problems that can generate some of its components and had viral DNA. This last element was clearly dismissed as absent but after its existence was acknowledged. However, after vaccination Zuriñe always discarding your opponent. A possible exemption arguing that they

did not know at the time of processing the dangers of the vaccine is laughable as two specialists who participated in its development and recognize.

Frankly his attitude seems clearly malicious and constitute the offense of injury to Article 149.1 of the Criminal Code that says that cause another, by any means or process, the loss or worthlessness of an organ or principal member or a sense, impotence, sterility, severe deformity, or severe somatic or mental illness, shall be punished with imprisonment of six to 12 years.

The fact is real and harmful outcome. A Zuriñe was vaccinated and within days he was already ill. There are clear indications that the serious illness suffered Zuriñe and leaving him in a wheelchair for long periods of time has been produced by the gardasil vaccine based on scientific arguments presented above.

But there are also signs of all elements of subjective type occurred. Knowledge of adverse effects reported to VAERS agency about scientific reviews, lack of attention to victims, failure to investigate the side effects of the vaccine, falsification of safety studies, irregularities in the latter, etc., they certainly rise to reasonable suspicion that the risks were known by Merck and the Spanish national and regional health authorities that the vaccine could cause serious diseases. As a very minimum we can describe his attitude extremely unwise, especially considering the limited health benefits demonstrated by this vaccine. However, we believe that all the elements for the attendance of possible fraud are given.

In addition, we find a clear infringement of the right to informed consent. Look at the studio doing Judge Ignacio Sancho Gargallo and that brings.

We can conclude that it was aware that there was risk for vaccinated and yet it was not reported. The risks of this vaccine have been referred to above and we refer to them. No mother or father of vaccinated was informed of these risks, nor that there were alternatives to vaccination such as preventive measures through the Pap test. Neither was informed of the risks nor the alternatives so that parents could make a decision knowing all the benefits and risks of the vaccine. But still and all, it has been demonstrated that the efficacy of the vaccine is limited or negligible whereafter either the vaccinated or their parents reported. There can not be a flagrant violation of informed consent which makes us find a medical practice made based on a completely flawed consent and therefore nonexistent. As a result of this, it has become a serious risk to the vaccinated. Just seeing multiple medical opinions about the possible risks have to make us see that are existing risks and not mere assumptions. What's

more, is that these risks have become reality for many girls around the world, including Zuriñe Jimenez. E we insist that not informed thereof.

No one can believe that these risks were not known by the manufacturer of the vaccine and not by the Spanish health authorities and Rioja. Both the development and authorization of medicines involved health professionals whose skills make us assume they know all the intricacies of the composition and modus operandi of these vaccines. However, they have not bothered to make the necessary safety studies, independent and additional to verify the effectiveness and safety of the vaccine. We have a statement that vaccines no viral DNA when there is a presence of aluminum in very high doses of whose risks were not reported, L-histidine from which neither has informed regarding the risks, etc. . Besides has withheld information on alternatives and efficacy of this vaccine.

We can say without any fear that the whole process of obtaining consent is clearly flawed and that was clearly aware of the risks associated with this vaccine and yet not warned thereof by laboratories or needed was to check them by the national health authorities and riojanas standing in a very dangerous after the vaccinated has led to some catastrophic results for your health situation. From this point of view, we believe that the injuries were caused by these dangerous techniques for operation of the laboratories and by omission of the health authorities. And all this based on the arguments already set out above.

Can not accommodate sufficiently informed that the risks, benefits and alternatives because it is not. Without that information the consent is nonexistent and therefore unjustified injuries. It is therefore to be attributed to willful contempt and health performance of the victims.

In conclusion, the Sanofi-Pasteur, the Spanish health authorities and laboratories riojanas were aware of the risk involved the vaccine, possible alternatives to it and its low efficiency and yet the provided. Clearly the risk is inherent in the vaccine given their composition and modus operandi of possible components and not reported it to the affected. That risk has become reality because there have Zuriñe disease and thousands of girls around the world without having been able to establish another cause of the same it is known. All began to suffer the disease from the vaccine and had no prior health problems. Therefore, they must answer for the consequences of their actions and the risk of serious side effects was inherent in the vaccine and not reported it. And finally these dangers have become brutal realities.

For these reasons,

I request that this complaint be admitted along with attached documents and that a resolution is agreed that admission to handling the application and the opening of criminal procedure says.

In Logroño to June 19, 2014