

LEGAL NOTICE

To the Person in Charge of this Establishment

As the person responsible for the operation and management of this place of public accommodation, YOU are criminally and civilly liable for the activities that you allow or prohibit on these premises – regardless of whether you own this establishment or not.

YOU ARE HEREBY NOTIFIED THAT:

- (1) **It is UNLAWFUL for you or another employee to require someone to wear a mask.** Even if you are a licensed medical doctor who has examined the patron and you have determined that person to be physically fit enough to restrict their breathing while on your premises, the person still has the right to choose whether to wear a mask or not. Recommending that someone wear a mask, which is designated by the FDA as a “medical device” is the unlicensed practice of medicine, which is a violation of **California Business and Professions Code 2052.**
- (2) **It is UNLAWFUL for you or another employee to take someone’s temperature.** Gathering vital statistics is a **violation of the 4th Amendment**, which protects a person’s right to privacy. Violation of this protection will result in your actions being report to the U.S. Department of Justice, which is required by law to investigate Civil Rights Violations.
- (3) **It is UNLAWFUL for you to require proof of vaccination as a condition of entry to this establishment.** State and federal non-discrimination laws protect FREE AND EQUAL ACCESS regardless of my medical condition, which I do not need to disclose to you.
- (4) **It is UNLAWFUL for you or another employee to attempt to enforce local ordinances.** You are not a law enforcement officer and impersonating a law enforcement officer is a crime in this state under **California Penal Code 538(d) PC**: Impersonating a peace officer carries the penalty of one year in jail and a \$2,000 fine. You will be reported to authorities for this violation.
- (5) **It is UNLAWFUL for you or another employee to prohibit someone to enter this establishment, which is a place of public accommodation. U.S. Federal Civil Rights Law, Title II requires free and equal access to all services and facilities WITHOUT DISCRIMINATION.** Having someone else shop for them is not equal. Further, the non-discrimination laws in this State, under **California Civil Code 51** further prohibit you from preventing entry to the full enjoyment of this business establishment. Violation of these laws will result in you being served a NOTICE OF DISCRIMINATION, which can serve as the basis of a formal complaint against

you personally with the California Department of Justice and the U.S. Department of Justice, which is required by law to investigate civil rights violations.

- (6) **It is UNLAWFUL for you or another employee to block someone's entry to your establishment.** This is a place of public accommodation and as such, no person may be prevented entry when this establishment is open to the public. FALSE IMPRISONMENT is the "unlawful violation of the personal liberty of another." Attempting to prevent someone's entry to this establishment or to restrict, detain or confine their movement constitutes **FALSE IMPRISONMENT**, under **California Penal Code 236 PC**, which can be a felony and punishable up to three years in jail.
- (7) **Any claim of "store policy" or "no mask, no service" is NULL, VOID and UNLAWFUL** as no business may enforce policy that violates established law. This LEGAL NOTICE sets forth the previous five laws (and there may be more) which SUPERCEDE any claim to a "store policy". Any attempt to prohibit the "free and equal access to all services and facilities" of this business establishment will:
- a. Be reported to law enforcement as criminal charges of false imprisonment
 - b. Be reported to the U.S. Department of Justice as a violation of civil rights
 - c. Be reported to the LEGAL COUNSEL of this establishment
 - d. Be reported to the DISTRICT ATTORNEY of this jurisdiction for possible criminal charges.
- (8) **Neither you nor an employee may prevent the lawful entry of a patron – regardless of whether they are wearing a mask or not.** Attempting to prevent the entry of a patron to your business establishment, which is a place of public accommodation is a violation of an IMPLIED, IRREVOCABLE LICENSE that this business has granted to the public.
- (9) **Any attempt by you or an employee to summon law enforcement with a claim of "trespassing" will be reported as ASSAULT by you or your employee.** You or your employee can be charged with and convicted of assault in this state if no one is physically hurt by your behavior. There is **NO VALID CLAIM of TRESPASS** because:
- a. your business establishment is open to the public
 - b. this business has extended an irrevocable license to the public for entry
 - c. the patron has entered legally and has not interfered with the business
 - d. there has been no evidence of violation
- (10) **If you are wearing a mask while engaged in any of the above violations, this may aggravate your crime.** You or your employee can be charged with and convicted of assault in this state under code even if no one is physically hurt by your behavior.

YOU ARE HEREBY NOTIFIED of a potential CITIZEN'S ARREST for violations of the above laws, under California Penal Code 837 PC, which authorizes a private person to make a citizen's arrest in California.

**YOU ARE HEREBY NOTIFIED of a POTENTIAL
CITIZEN'S ARREST AUTHORIZED BY
CA PENAL CODE 837PC**

WHEREAS, under the authority of California Penal Code 837 PC, when someone commits a misdemeanor in a citizen's presence, or commits a felony and a citizen has a reasonable cause to believe the perpetrator committed it;

WHEREAS, California courts have recommended that private persons follow certain procedures when making these arrests:

1. The citizen should inform a person that he **intends to arrest him**;
2. The citizen should set for the **cause of the arrest**;
3. If possible, the citizen should indicate **the authority to make the arrest**;
4. If applicable, the citizen should inform the perpetrator that he has **called the police or sheriff**;
5. The citizen should try to **make an arrest as soon as possible**, as a delay may result in the citizen's loss of authority to make an arrest
6. The citizen making the arrest **can use reasonable force** but should consider the safety of all involved
7. The citizen should **consider the safety** of all involved
8. **The citizen should call 911**
9. The citizen should ask for the arrestee's cooperation

10. If needed, the citizen can keep the perpetrator out of harm's way in a secluded location. Initial here: _____

Referenced from <https://www.shouselaw.com/ca/defense/penal-code/837/>

THEREFORE, you and your employees have hereby been PUT ON NOTICE of potential civil and criminal violations of unlawfully preventing the lawful entry of any member of the public.

YOU ARE AT RISK FOR A CITIZEN'S ARREST, AS AUTHORIZED UNDER CA PENAL CODE 837, WITH LAW ENFORCEMENT BEING SUMMONED FOR YOUR VIOLATIONS OF THE ABOVE LAWS. INITIAL _____.

HOW TO MAKE A CITIZEN'S ARREST IN CALIFORNIA:

1. First, **CALL 911** to report a crime in progress.
2. Inform the perpetrator of the intended arrest, using the following language:
3. "You are hereby informed of my attention to place you under citizen's arrest."
4. "You have willfully and knowingly violated these laws: (read off the list of violations as applicable)"
5. "My authority to arrest you is granted by California Penal Code 837"
6. "I have called law enforcement to the scene"
7. "I am requesting your cooperation until law enforcement arrives".
8. "If you refuse to cooperate or attempt to flee the scene, I have the right to use reasonable force to detain you."

9. "The law allows for you to be kept out of harm's way in a secluded location until law enforcement arrives."

Referenced from <https://www.shouselaw.com/ca/defense/penal-code/837/>

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