



CRIMINALLY FALSE

David.Crowe@rethinkingaids.com

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MORE DETAILS

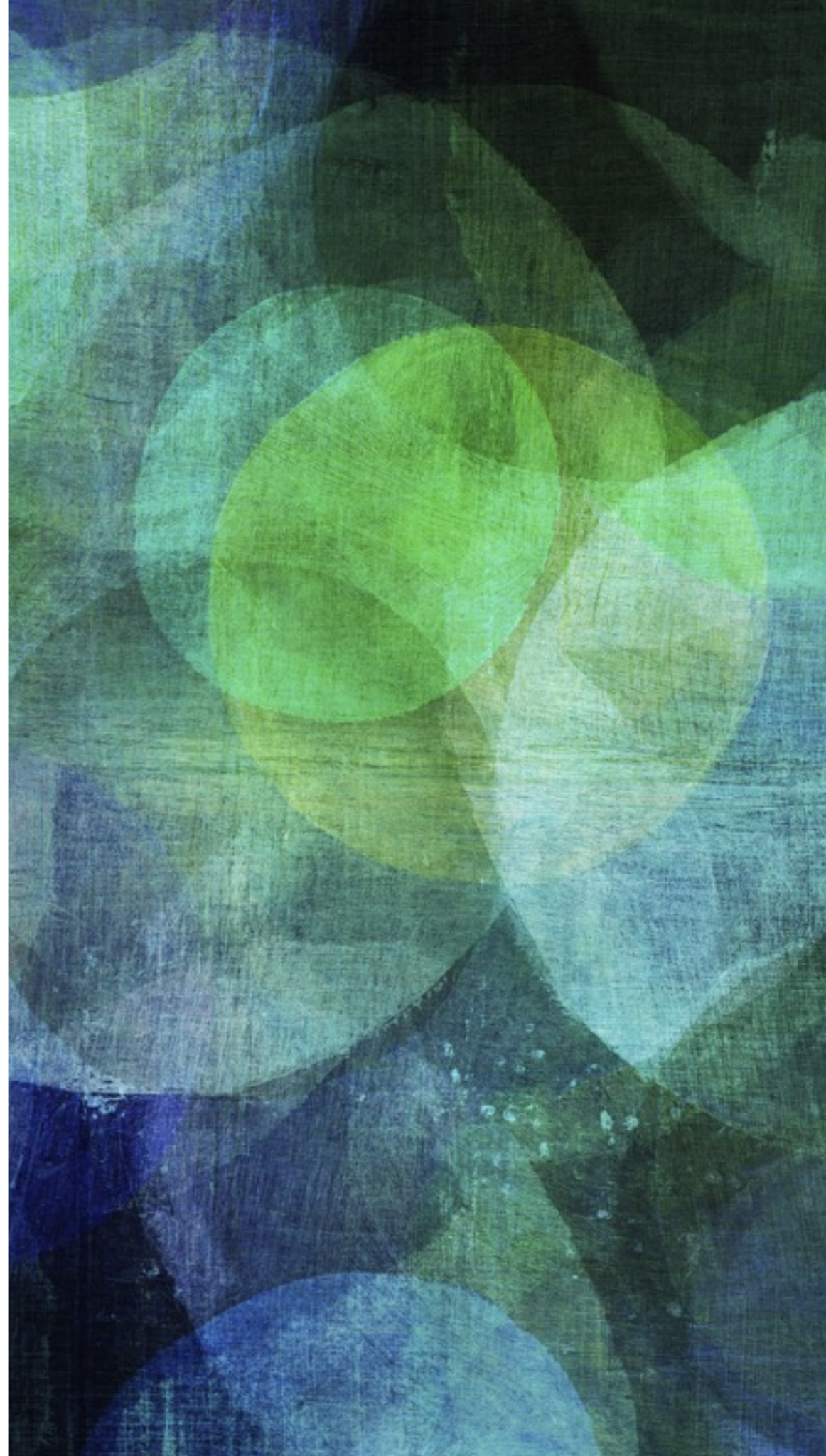
- This presentation is a short and informal version of a paper submitted to this conference.
- I would be happy to email the paper to you, or give it to you on a USB memory stick.



AIDS AND MORALITY

- You get it from sex
- Official risk groups
 - Gay men
 - IV drug users
 - Africans
- Moral judgements are applied, overtly or implicitly.

CRIMINALIZATION OF THE (IM)MORALITY OF AIDS



CANADA'S CHAIN OF LOGIC

Consensual sex

Unprotected sex without disclosure

Non-consensual

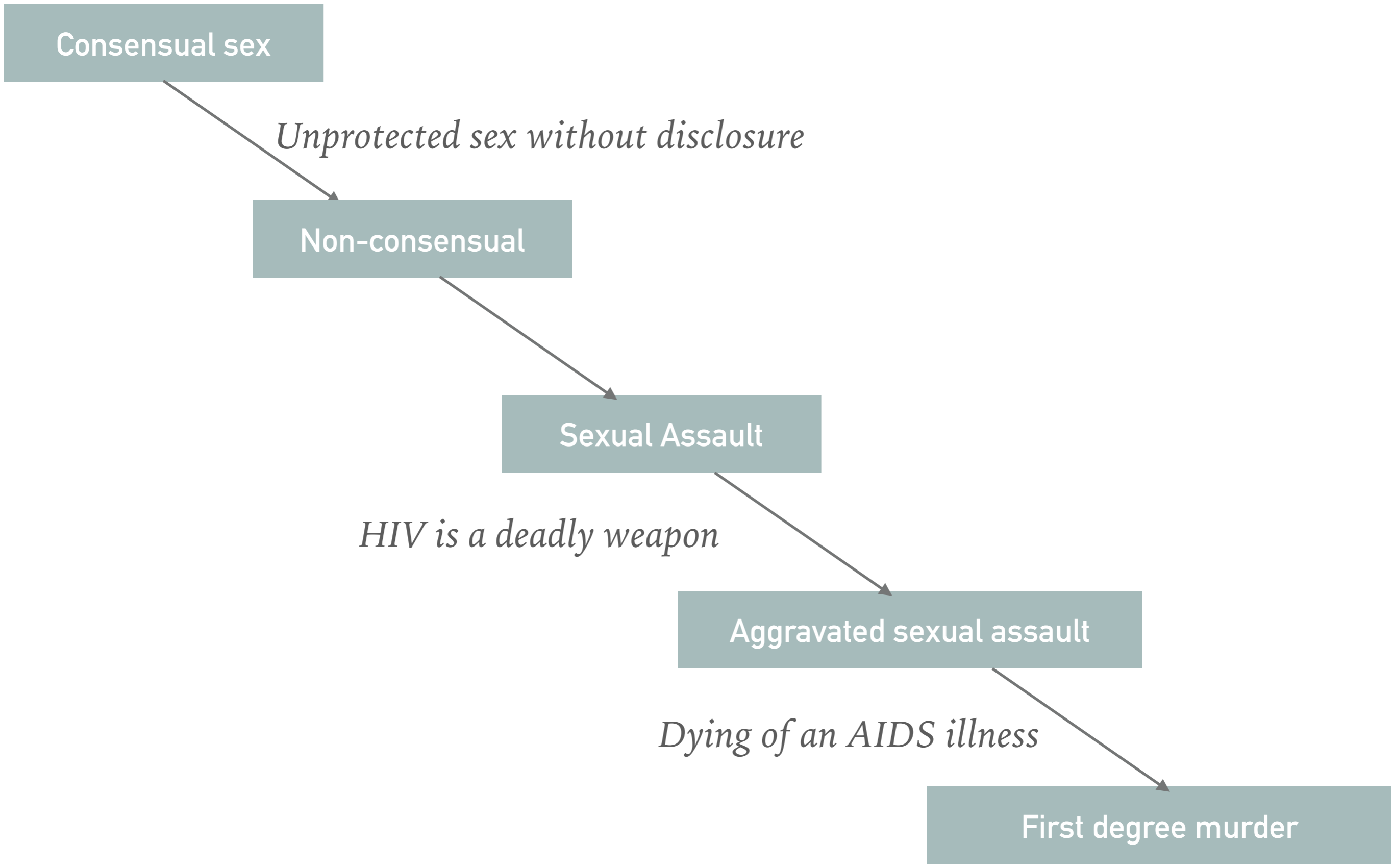
Sexual Assault

HIV is a deadly weapon

Aggravated sexual assault

Dying of an AIDS illness

First degree murder



CANADA'S LEGAL PRECEDENTS

Cuerrier, 1998

No disclosure

+

No condom

=

Aggravated sexual
assault

Mabior, 2012

No disclosure

+

No condom

or

=

Aggravated sexual
assault

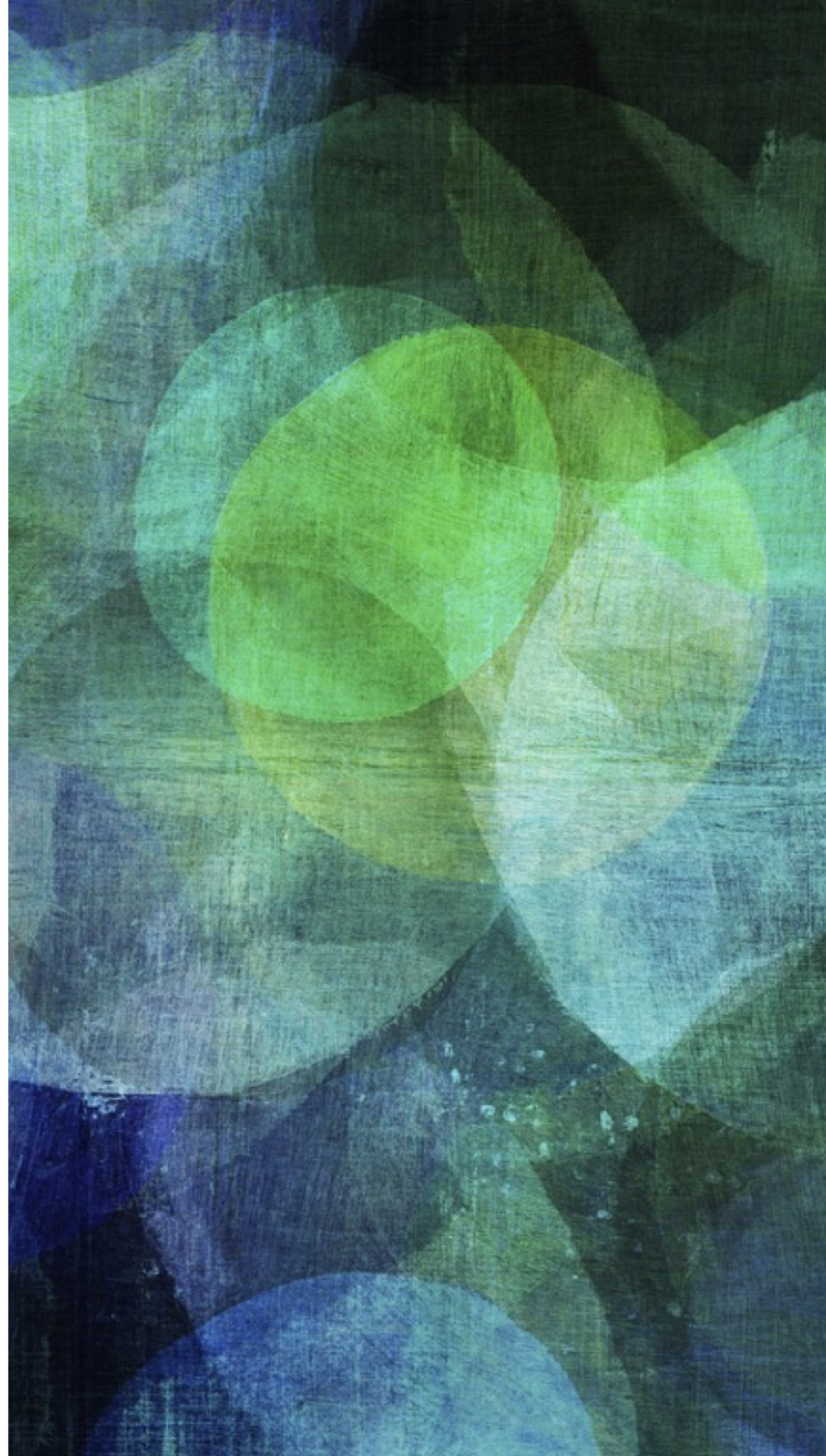
D.C., 2012

Detectable 'viral
load'

MURDER IN THE FIRST DEGREE

- A death due to a sexual assault is automatic first degree murder in Canada.
- A death *classified as AIDS*, after sex with an HIV-positive person, is assumed due to HIV.
- Johnson Aziga had sex with 11 women without disclosure. 7 tested HIV+. 2 had deaths classified as “AIDS”.
- Sentenced to life (25 years before first chance at parole).
- Later, classified as “Dangerous Offender” (no chance of parole, ever).

IS HIV A CRIMINAL OFFENCE?





IMAGINE

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- You must reveal your HIV status before you have sex with someone.
- But first sexual encounters are often spontaneous.
- What if you do disclose but your potential sex partner is repulsed and tells family, friends, colleagues?
- Would *you* have the courage?
- What if you have a bad breakup and your partner lies about disclosure and condoms?

WOMAN RUNS OVER BOYFRIEND



12 YEARS HIV+

.....

Woman's 12-year HIV nightmare finally ends

2 Jun 2017 at 08:48 11,500 viewed 0 comments

WRITER: JON FERNQUEST

ORIGINAL SOURCE/WRITER: PENCHAN CHAROENSUTHIPAN

Level switch:  **Advanced**

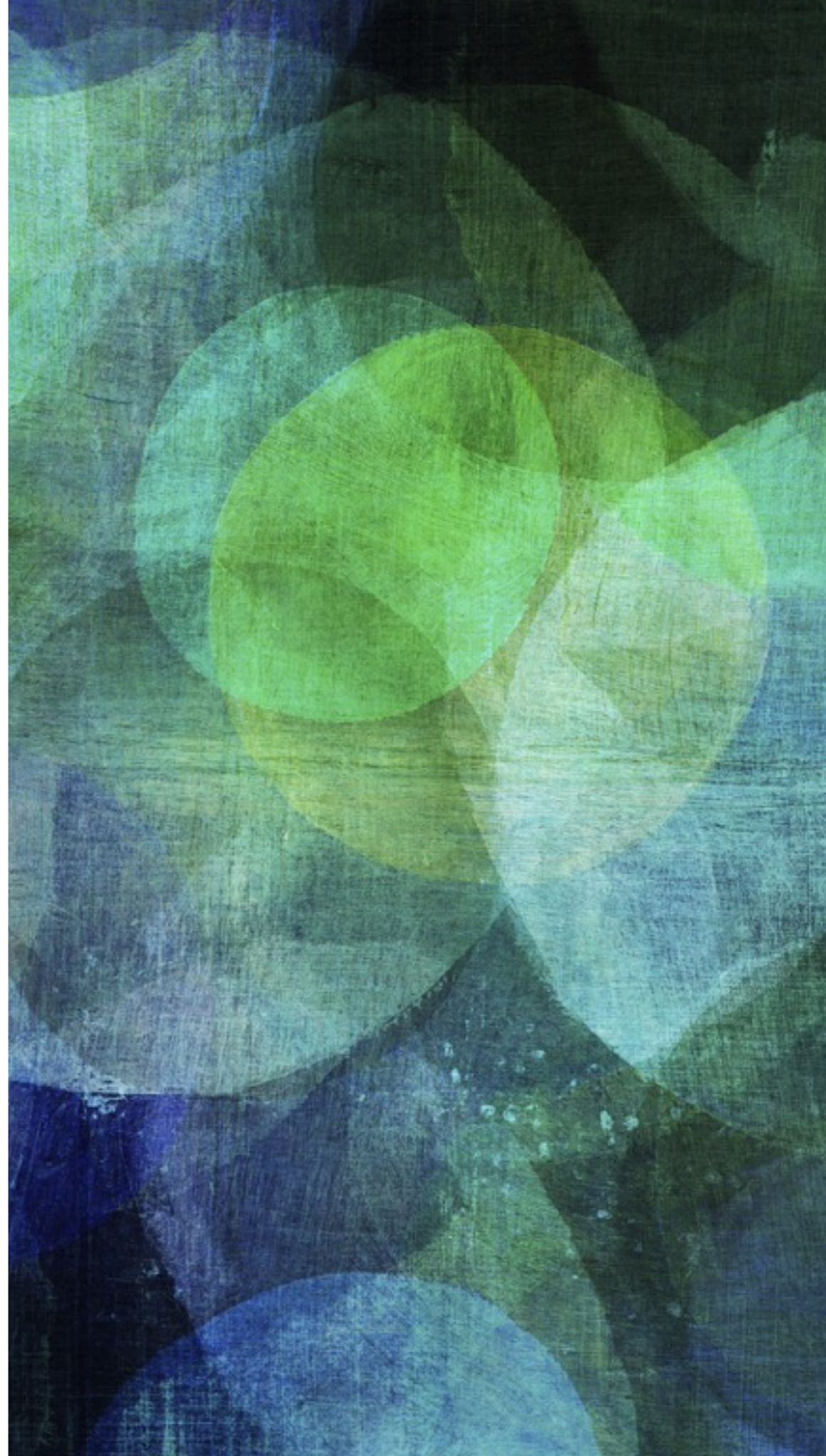
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A tearful but happy Suthida Saengsumat speaks to the press after learning the HIV test result at the Thai Red Cross Aids Research Centre in Bangkok on Thursday. (Photo by Penchan Charoensuthipan)

- Shunned by neighbours and schoolmates at age 8 after HIV diagnosis.
- Dropped out of school and abandoned dream of becoming a doctor.
- Nightmare ended at 20 when testing HIV-negative.
- She had two children. Was that aggravated sexual assault?
- If she continued to test positive, so would her nightmare.

HIV EXCEPTIONALISM





HIV IS SPECIAL

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- Believed to be sexually transmitted and always fatal.
- Other diseases are rarely charged and punishments are rarely so severe.
- But what about influenza, believed to kill 30,000 Americans a year?
- Or HPV, sexually transmitted and believed to cause cervical cancer?

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By Angus Stickler

Today programme

For most people, the idea of being judged insane and held in a 1950s asylum is the stuff of nightmares. But to be locked up when you are sane would be regarded as an appalling injustice.

And yet a BBC investigation has revealed that nearly 50 women were locked in an isolation ward in a mental asylum in Surrey - not because they had a mental illness - but because they carried typhoid and were deemed a public health risk.

They were held at Long Grove Hospital - a mental asylum in Surrey - which started admitting carriers of typhoid as early as 1907 and continued through the 1940s and 1950s. Once admitted, those women never left.

One former nurse says that many of those women - admitted sane - deteriorated mentally, driven mad by the conditions they lived in. Others remained in full possession of their senses, despite enduring conditions such as solitary isolation.

It was 1992 when Long Grove finally closed.

Forgotten women

Medical archives - although sketchy - are held at the Surrey History Centre in Woking and historians working there discovered two tattered volumes in the derelict ruins of the old Long Grove building.

Those records tell some of the story of the women who were held in the asylum; as do the nurses who cared for them.

Jeannie Kennett started working at Long Grove in 1955.

"They are somebody's loved ones or somebody's mother or sister...everybody had forgotten about them," she says of her patients.



Long Grove was closed in 1992 and the three remaining carriers relocated



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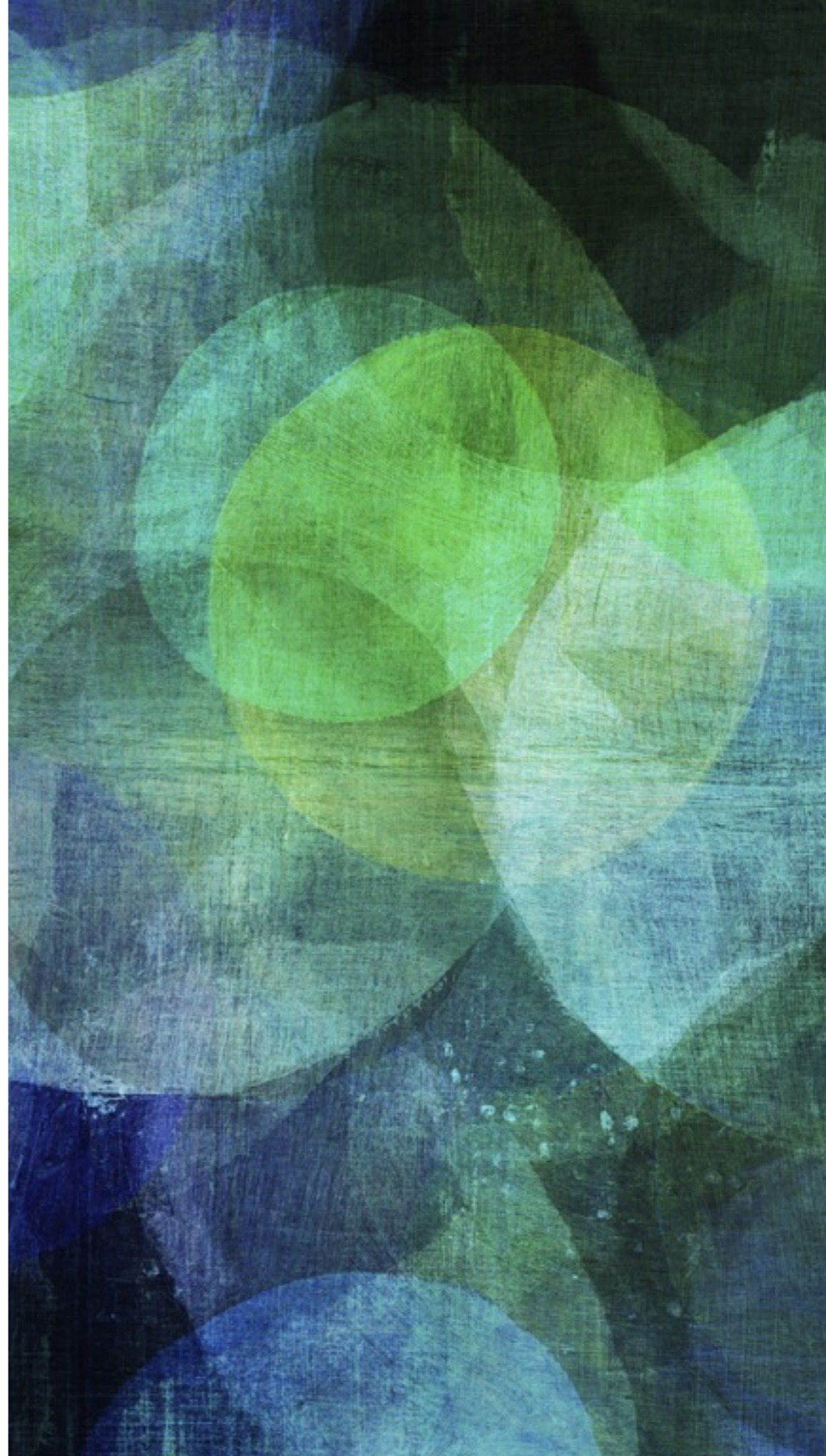
► Typhoid fever

TYPHOID FEAR

- Nearly 50 women locked up for life in the first half of the 20th century in the UK.
- Crime? Typhoid carriers.
- Punishment? Isolation ward of a mental institution. With no chance of parole.
- Some outlived the institution, and survived to the 1990s.
- Absurd! Outdated! Bad science!

HIV SCIENCE IS SETTLED

Or is it?



SUPREME COURT OF CANADA STATEMENTS (CUERRIER, 1998)

- “the accused...was aware of the **contagious and life-threatening** nature of the disease”
- “The venereal disease of HIV and the AIDS it causes are the **cause of terrible suffering and death.**”
- “The failure to disclose HIV-positive status can lead to a **devastating illness with fatal consequences.**”
- “the respondent **endangered the lives of the complainants** by exposing them to the risk of HIV infection through unprotected sexual intercourse.”
- “The **possible consequence** of engaging in unprotected intercourse with an HIV-positive partner **is death**”
- “the Crown needs to prove that [sex] had the effect of exposing the person consenting to a **significant risk of serious bodily harm. The risk of contracting AIDS as a result of engaging in unprotected intercourse meets that test.**”

But no references, just dogmatic statements.



THE DOGMA OF HIV

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- Postulates
 - Detected by tests...
 - is sexually transmitted...
 - causes immune deficiency...
 - leads to AIDS and death...
 - progression slowed by ARVs...
 - is HIV.
- If one of these postulates is wrong, the chain of logic is broken.
- What if all are wrong?

HIV DETECTED BY TESTS

- Diagnosis usually by antibody tests (ELISA, Western Blot).
- But antibodies show past exposure not current infection.
- Antibodies must be proven by HIV purification...
- but HIV has never been purified.
- False positives reported many times.
- Viral load (PCR) tests have the same problem...validation by purification awaits the first purification.
- The inventor of PCR (Kary Mullis) won a Chemistry Nobel in 1993...and has been highly critical of the HIV=AIDS dogma.

HIV IS SEXUALLY TRANSMITTED

- Padian (1997) studied HIV+/HIV- couples for 10 years and concluded: “We followed 175 HIV-discordant couples over time...The longest duration of follow-up was 12 visits (6 years). We observed no seroconversions after entry into the study”. Still the best study. Unrepeatable, because it now would be considered unethical (and the HIV+ partners subject to long jail terms).
- Pettifor (2005) found that 23.3% of young black South African women were HIV+ versus 6.4% of young black men. Measures of promiscuity in the same study showed that men were, as always, more promiscuous. How can this be?

HIV CAUSES IMMUNE DEFICIENCY

- CD4+ T cell counts are routinely used to measure the amount of damage HIV has caused to the immune system (<500 is bad).
- Healthy people with low (or zero) CD4 counts exist (e.g. Bird, 1996). CD4 counts ignored in HIV-negative people.
- Godfather of AIDS, Robert Gallo, wrote that he could only find footprints of HIV in 1/10,000 immune cells (Harper, 1986). The immune system continually replenishes itself.
- There still is no accepted model to explain **how** HIV kills CD4 cells.
- If we don't know **how**, we don't **whether** HIV kills immune cells.

HIV LEADS TO AIDS AND DEATH

- HIV infection is believed to lead to AIDS in about 10 years, and death shortly after.
- Long Term Non-Progressors (LTNP) and Elite Controllers are people who:
 - Have been HIV+ for a long time (e.g. over 10 years).
 - Never taken AIDS drugs.
 - Remained in good health.
 - Have 'good' numbers (high CD4, low viral load)
- These terms were invented by mainstream AIDS researchers.
- Nobody knows how many there are.
- Are they this way because they are special, or because they haven't taken AIDS medications?

PROGRESSION SLOWED BY ARVS

- AIDS drugs are not approved because they improve health.
- AZT, the first AIDS drug approved (1987) is a nucleoside analog – interferes with DNA synthesis.
- AZT can cause AIDS: “It was often difficult to distinguish adverse events possibly associated with administration of RETROVIR® (AZT™) from underlying signs of HIV disease or intercurrent illnesses” (GlaxoSmithKline, 2005)
- All AIDS drug combinations contain at least one nucleoside analog.
- Combinations are steadily getting less toxic, but are not tested against a placebo.

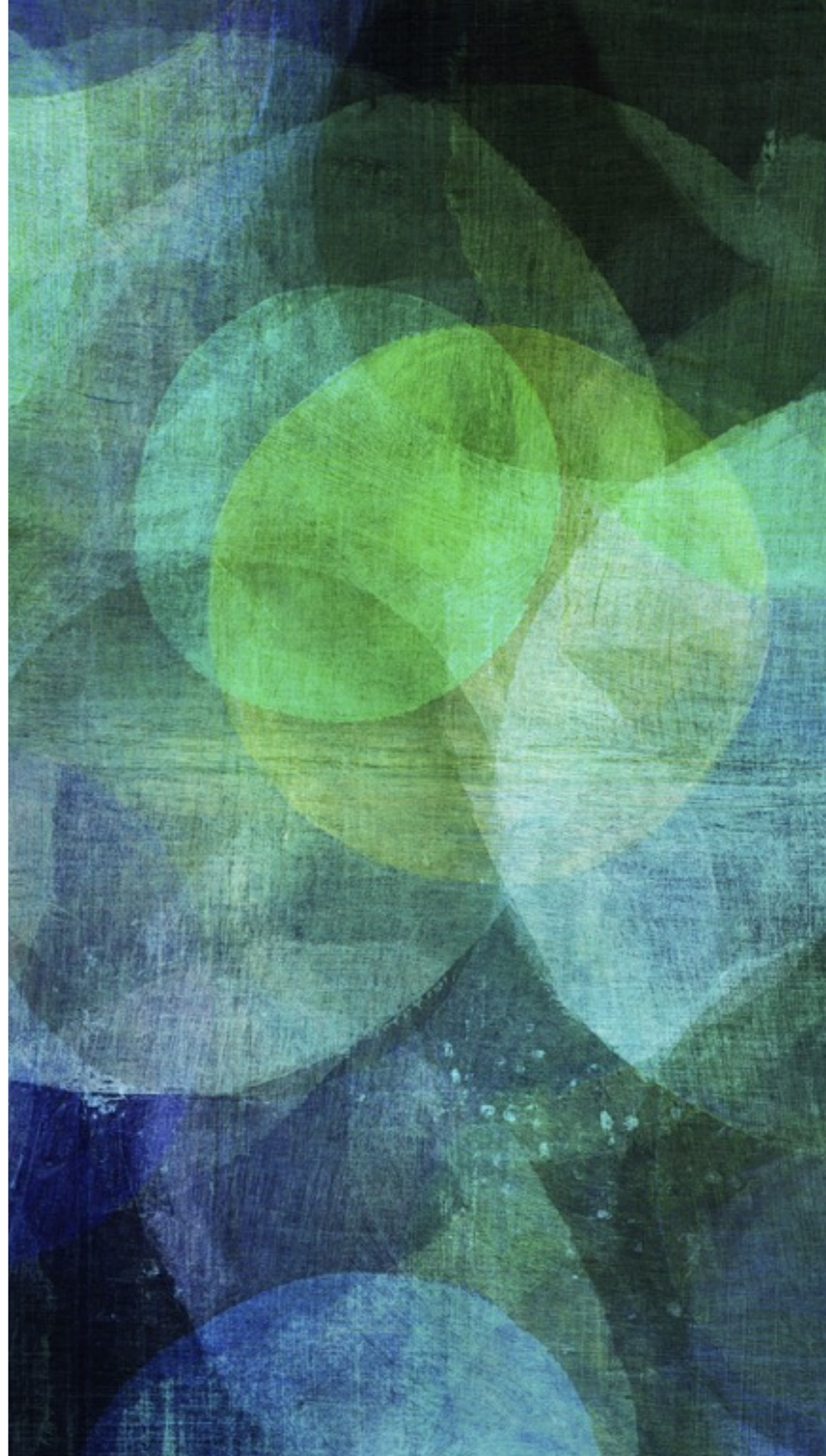
DEATHS FROM AIDS OR SIDE EFFECTS

- Death from “AIDS” after sex with an HIV-positive person result in first degree murder charges in Canada.
- In the case of Johnson Aziga I was informed by his lawyer that his alleged victims died of a side effect of the drugs that are NOT listed as an AIDS illness, but ARE acknowledged as a side effect of AZT.

HIV IS. IS IT? DOES IT EXIST?

- Koch's (logical) postulates require that a pathogen is purified from a diseased organism, injected into another organism, produce a similar disease, and can be re-purified.
- First step, purification, has never been accomplished.
- For over 10 years scientists 'purified' HIV but never put the material under a microscope. When the first results were published, in 1997, scientists had to admit this wasn't pure material (Gluschankof, 1997; Bess, 1997).
- If HIV has not been purified after 33 years, why do we believe that it exists?

LAW AND SCIENCE





INNOCENT UNTIL PROVEN GUILTY

.....

- If HIV tests are not accurate
OR HIV is not sexually
transmitted OR HIV does not
cause immune suppression
OR HIV does not cause AIDS
OR HIV does not exist...
- how can we convict people of
aggravated sexual assault or
murder?
- Why don't HIV+ people get
the benefit of the doubt?



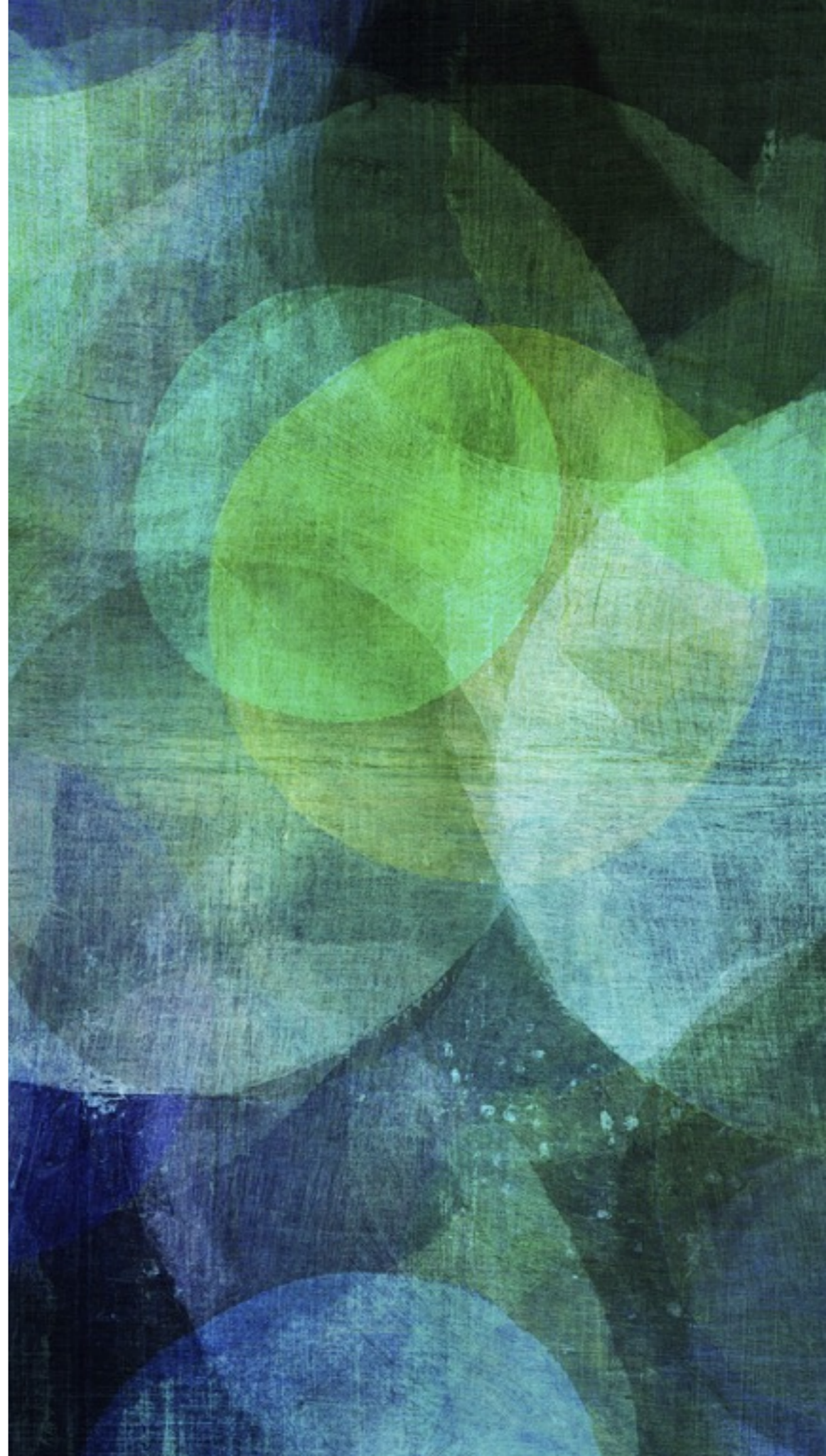
HIV AND MORALITY

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- Subconscious assumptions about the morality of HIV+ people help the legal system jump past the science to a conviction.
- HIV-positive people are innocent until the science is proven.
- The law's faith in science is misplaced.

THANK YOU

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David.Crowe@rethinkingaids.com



FURTHER READING

- See circulated paper for detailed references.
- HIV tests: <http://www.rethinkingaids.com/index.php/research-tools/tests>
- HIV and immune deficiency: <http://www.rethinkingaids.com/index.php/research-tools/tests/cd4>
- HIV transmission: <http://www.rethinkingaids.com/index.php/research-tools/transmission>
- HIV leads to AIDS: <http://www.rethinkingaids.com/index.php/research-tools/progression>
- HIV existence: <http://www.theperthgroup.com/HIV/HIVABTestsFinal.pdf>