

June 24, 2025

VIA EMAIL

The Honorable Robert F. Kennedy Jr., Secretary
U.S. Department of Health & Human Services
Hubert H. Humphrey Building
200 Independence Avenue, S.W.
Washington, D.C. 20201
Rfk54@hhs.gov

Re: *Limited Repeal of Covid-19 PREP Act Declaration*

Dear Secretary Kennedy:

The PREP Act authorizes the Secretary of Health and Human Services to terminate any portion of a declaration under the Public Readiness and Emergency Preparedness (“**PREP**”) Act.

SARS-CoV-2 is plainly no longer an emergency and, for years now, health authorities have declared Covid-19 vaccines safe and effective. Hence, there is no necessity or statutory footing for continued PREP Act immunity for COVID-19 vaccines. *See* 85 Fed. Reg. 15198, Mar. 17, 2020; 42 U.S.C. § 247d-6d(b)(1), (3)-(4).¹

Please find attached a narrow and limited draft repeal only as to Covid-19 vaccines.

Very truly yours,



Aaron Siri, Esq.
Elizabeth A. Brehm, Esq.

¹ *See also* 42 U.S.C. § 247d-6d(b)(7) (“No court of the United States, or of any State, shall have subject matter jurisdiction to review, whether by mandamus or otherwise, any action by the Secretary under this subsection.”). Moreover, no company should be able to profit from a product for which it has no economic interest in assuring that product’s safety. This request is made on behalf of ICAN.