



Written by [R. Cort Kirkwood](#) on November 9, 2021

Biden Admin: Businesses Should Ignore Court Stay on Vax Mandate, Proceed With Forcing Job on Employees

The Biden Regime is telling businesses to defy a court-ordered pause on the federal China Virus vaccine mandate for healthcare workers and businesses with more than 100 employees.

Speaking at a news conference yesterday, White House Deputy Press Secretary Karine Jean-Pierre said businesses should not wait to implement the directives from the Center for Medicare and Medicaid Services and Occupational Safety and Health Administration.

Last week, the U.S. Circuit Court of Appeals paused the orders because they raise serious constitutional questions.



AP Images
Karine Jean-Pierre

White House tells businesses to proceed with vaccine mandate despite court-ordered pause
<https://t.co/3pXnAS6LYV>

— CNBC (@CNBC) [November 8, 2021](#)

Dual Orders

The trouble for American business and industry, most notably the health industry, began last week when the [two federal agencies](#) published [their diktats](#).

The orders “mean two-thirds of all workers are now covered by vaccination rules,” the [White House said](#), and this will “drive even more progress and result in millions of Americans getting vaccinated, protecting workers, preventing hospitalization, saving lives, and strengthening the economy.”

The rules might have the opposite effect if workers quit jobs rather than get the job, but forgetting that not-insignificant fact, the Cliff Notes version of the rules is this:

[OSHA will require] employers with 100 or more employees to ensure each of their workers is fully vaccinated or tests for COVID-19 on at least a weekly basis. The OSHA rule will also require that these employers provide paid-time for employees to get vaccinated, and ensure all unvaccinated workers wear a face mask in the workplace. OSHA has a strong 50-year record of requiring employers to take common sense actions to prevent workers from getting sick or injured on the job. This rule will cover 84 million employees.

[CMS will require] that health care workers at facilities participating in Medicare and Medicaid are fully vaccinated. The rule applies to more than 17 million workers at approximately 76,000 health care facilities, including hospitals and long-term care facilities.



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It's a double dose of madness given the adverse reactions the vaccines are causing. Not surprisingly, a coalition of businesses and interest groups, including the American Family Association, sought an emergency stay from the court.

"Because the petitions give cause to believe there are grave statutory and constitutional issues with the Mandate, the Mandate is hereby STAYED pending further action by this court," the [5th Circuit ruled](#).

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Go Ahead Anyway

Remarkably though, Biden's press flack said forge ahead, an order the leftist media would denounce as a threat to "democracy" if it came from President Trump. Indeed, it would have called the original mandate authoritarian. Many leftists and Democrats said they would refuse any vaccine rushed into production.

Last year, Democrats told Americans not to trust the vaccine.

Now they want those that haven't taken it to be FIRED. pic.twitter.com/xsPzWXDhVo

— RNC Research (@RNCResearch) [November 4, 2021](#)

"The administration clearly has the authority to protect workers," [Jean-Pierre said](#), "and as [Department of Justice] said, they will be defending these lawsuits."

Then came the appeal for totalitarian federal authority:

But I also want to step back for a second because there is precedence here. You know, the Department of Labor has a responsibility to keep workers safe and the legal authority to do so. The Secretary determines — the Secretary of Department of Labor determines workers at risk or what is called "grave danger."

And if you look around and if we really, you know, zero in, this past year, more than 750,000 people have died of COVID. You have more — about thirt- — approximately 1,300 people a day who are also — who continue to die a day, as I said, from COVID. If that's not a "grave danger," I don't know what else is. Right?

Yet it isn't just Jabbin' Joe at work here. Congress passed the laws that gave OSHA regulatory control over every major business in America, Jean-Pierre correctly observed.

But should a business owner who "sees the headlines ... prepare their employees now to get vaccinated, or should they wait while this law is — plays out?"

Replied Jean-Pierre:

[W]e say: Do not wait to take actions that will keep your workplace safe. It is important and critical to do, and waiting to get more people vaccinated will lead to more outbreaks and sickness.

So, this is about keeping people in a workplace safe. And so — and what we're seeing is more businesses and school closures and most lost jobs in — keep us — keep us stuck in a pandemic that we're trying to end. Like we do not want that to happen. We're trying to get



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past this pandemic, and we know the way to do that is to get people vaccinated.

So, people should not wait. They should continue to go — move forward and make sure that they're getting their workplace vaccinated.

Maybe not. Suppose a business forces the jab on employees, two of whom die from an adverse reaction. Then the U.S. Supreme Court, where this will be settled, rules that CMS and OSHA had no authority to mandate vaccines. Is that business exposed to a wrongful-death lawsuit?

Through Friday, the Centers for Disease Control's Vaccine Adverse Events Reporting System had recorded 8,282 post-jab deaths, along with the following other problems:

- 9,726 life-threatening events
- 9,580 permanent disabilities
- 38,818 hospitalizations
- 79,615 Emergency Room visits
- 121,100 Doctor visits

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H/T: [CNBC](#)





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