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MATTER NO.

331-006

September 26, 2022

**VIA EMAIL AND REGULAR MAIL**

Peter R. Breggin, M.D.  
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Ithaca, NY 14850  
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Dr. Jane Ruby  
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**RE: Malone v. Breggin et al.**

Dear Dr. Breggin & Mrs. Breggin and Dr. Ruby:

I represent Dr. Robert W. Malone in connection with his claims against you for defamation, defamation by implication, insulting words and conspiracy.

Within the past year, as part of a concerted effort to defame Dr. Malone and promote the Breggin's book, *COVID-19 and the Global Predators: We are the Prey*, you have published a series of false statements and defamatory implications of or concerning Dr. Malone, including the following:

- “Malone IS Dangerous. I knew from day one, this man is in the middle of every horrific thing that has happened to humanity. He is an operative running interference to keep this thing going. **This is well worth your time to WATCH THE ENTIRE INTERVIEW of Dr. Peter Breggin.**”

- “Beware of Malone pushing this previously obscure and out of nowhere, Belgian psychoanalyst, Mattias Desmet. The two of them pushing this fraudulent ‘mass formation psychosis’. It’s really designed to criminalize the general public and perpetuate Ernest people in the health freedom movement as conspiracy theorists.”  
<https://t.me/DrJaneRuby/7164>
- “Robert Malone, campaigning around the world as a member of the health freedom movement, may be profoundly immersed in the Deep State of HHS, CDC, FDA, and Department of Defense. In the last five years, a period for which we have information, ending in 2017, Malone obtained and managed \$9.5 billion in government contracts. Now he is a member of the new NIH agency ACTIV which promotes the Great Reset by bringing together multiple powerful US agencies — from the NIH, FDA, CDC, and DoD with the Bill & Melinda Gates Foundation, and ultimately with a dozen of the top pharmaceutical companies, including Gilead, GlaxoSmithKline, Johnson & Johnson, Merck & Co., Inc., Moderna, Novartis, Novavax, Pfizer.”  
<https://t.me/DrJaneRuby/7165>
- “Breggin makes some key points: Malone was never part of any freedom or liberty movement prior to the covid scam. In fact he’s the opposite. He’s admitted to voting for Obama and Hillary. And his connections and associations are 100% CIA/DOD/intelligence community. That’s NOT the origins of the Health freedom movement. And now he’s positioning himself as the ‘leader of the health freedom movement’ And posing as some sort of conservative freedom movement guru? NOT”.  
<https://t.me/DrJaneRuby/7166>
- “The synonymous concepts of mass formation, mass hypnosis, and mass psychosis have an obvious damaging impact on the international health freedom movement and on the cause of liberty everywhere. These concepts take our eyes off the totalitarian global predators who are taking over and exploiting humanity. They restrain us from charging these predators with criminal conspiracy if we win the battle with them. The pernicious effects of the Desmet/Malone ideology came fully into light with the recent publication of Desmet’s The Psychology of Totalitarianism and Malone’s continuing efforts in support of mass psychosis.”  
<https://breggin.com/Threats-from-the-Desmet-Malone-Mass-Formations-and-Mass-Psychosis>  
<https://t.me/DrJaneRuby/7167>
- “Whether Desmet or Malone consciously intended it, their ideology has seriously harmful effects similar to a psyops — a psychological operation — aimed at paralyzing the health freedom movement and freedom movements worldwide.”

[https://breggin.com/article-detail/post\\_detail/The-Desmet-Malone-Ideology-of-Mass-Psychosis-Blames-the-Citizens-and-Not-the-Global-Predators](https://breggin.com/article-detail/post_detail/The-Desmet-Malone-Ideology-of-Mass-Psychosis-Blames-the-Citizens-and-Not-the-Global-Predators)

- “The Desmet/Malone concepts are a dangerous smokescreen that blinds us to the real threat against all of us — organized totalitarian globalists.”  
[https://breggin.com/article-detail/post\\_detail/Mass-Formation-and-Mass-Psychosis-A-False-and-Dangerous-Concept-that-Threatens-Our-Freedom](https://breggin.com/article-detail/post_detail/Mass-Formation-and-Mass-Psychosis-A-False-and-Dangerous-Concept-that-Threatens-Our-Freedom)
- Dr. Malone is orchestrating a “psyop against the people”.  
<https://rumble.com/v1j48gd-dr.-jane-ruby-show-mass-formation-psychosis-is-a-psyop-against-the-people.html>
- Dr. Malone is the “chief supporter” of Mattias Desmet, “a leading apologist for political mass murderers”.  
<https://www.americaoutloud.com/psychotherapist-mattias-desmet-failed-to-report-his-own-mass-murderer-patient/>
- “Desmet and Malone’s [mass formation psychosis] concept deflect, discourage and undermine attempts to place the blame directly on global predators who have been committing mass murder under the guise of COVID-19.”
- Dr. Malone was “in the middle of” the “suppression of hydroxychloroquine”. Dr. Malone is engaged in deliberate “fraud” to “blind us to the predators”. “He’s a protector of the predators’”.  
<https://rumble.com/v1jn8xy-doctor-robert-malone-.html>
- Dr. Malone has “really got a conspiracy going with Mathias Desmet”. Mass formation psychosis has “no scientific basis at all Clay. Zero.” Dr. Malone’s goal is “blinding us to who is really the problem – the problem is empire builders”. Dr. Malone’s goal is to protect the “elite”, “the people in power”. “It’s a very serious accusation”.  
<https://rumble.com/v1iiqxz-doctor-peter-breggin-dr.-breggin-asks-why-is-doctor-malone-a-partner-in-nih.html>
- Dr. Malone is part of the “Deep State” oppressors. Dr. Malone’s concept of mass formation psychosis is calculated to protect the “mass murderers of COVID-19.” Dr. Malone is a Hitler apologist and “excuser”: “Malone wake up to history”.  
<https://rumble.com/v1k50qf-dr.-breggin-dr.-malone-and-dr.-desmet-are-part-of-the-deep-state-and-trying.html>

(each a “Statement” and collectively the “Statements”).

The Statements are completely fabricated. The defamatory gist of the Statements is that Dr. Malone is “controlled opposition”,<sup>1</sup> *i.e.*, that he is part of the cabal of “totalitarian global predators” who are taking over and exploiting humanity, that he is engaged in psychological operations on the American people, that he is engaged in a disinformation campaign, and that he is covering up a conspiracy by global elites to wipe out humanity.

You enlisted third parties, including Clay Clark, to disseminate and promote the false Statements.

The Statements represent an egregious attack on Dr. Malone’s character, experience, standing in the medical community and the truth. The Statements are materially false and unjustifiable. The qualities you disparaged – Dr. Malone’s honesty, veracity, integrity, competence, judgment, morals and ethics as a licensed medical doctor – are peculiarly valuable to Dr. Malone and are absolutely necessary in the practice and profession of any medical doctor. You ascribe to Dr. Malone conduct, characteristics and conditions, including misinformation, disinformation, and dishonesty, that would adversely affect his fitness to be a medical professional and to conduct the business of a medical doctor. *Menkowitz v. Peerless Publications, Inc.*, 653 Pa. 573, 576, 211 A.3d 797 (2019) (jury awarded \$1,000,000 in compensatory damages, where article stated that plaintiff doctor’s “sudden absence from the hospital has spawned rampant rumors of professional misconduct regarding his treatment of an older female patient”); *Allstate Ins. Co. v. Dodson*, 2011 Ark. 19, 376 S.W.3d 414, 426, 434 (2011) (“this compensatory damage award of \$6 million does not shock the conscience of this court or demonstrate passion or prejudice on the part of the jury ... [W]hen balanced against the reprehensibility of the conduct and the ratio of punitive to compensatory damages of only 2.5:1, we fail to see a Due Process violation under the *Gore* standards in the jury’s award of \$15 million in punitive damages”); *Topper v. Midwest Div., Inc.*, 306 S.W.3d 117, 124 (Mo.App. 2010) (“the jury awarded Dr. Topper \$1,000,000 in actual damages and assessed \$250,000 in punitive damages”); *Bongiovi v. Sullivan*, 122 Nev. 556, 138 P.3d 433, (Nev. 2006) (jury verdict in favor of plaintiff surgeon for \$250,000 in compensatory damages and \$250,000 in punitive damages); *Lindeman v. Lesnick*, 268 Va. 532, 537, 604 S.E.2d 55 (2004) (\$350,000 in compensatory and \$75,000 in punitive damages awarded for defamation against doctor, including statements that the doctor “appear[s] to be ‘in the pocket’ of employers and Workman's Comp carriers”).

Dr. Malone demands that you retract the false and defamatory Statements, issue a written apology, and fairly and fully compensate him for the presumed and actual damages suffered, including loss of income, insult, pain, humiliation, embarrassment, mental suffering and injury to his reputation.

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<sup>1</sup> “Controlled opposition” is a person who pretends to oppose the establishment while covertly serving it.

**You are hereby on NOTICE that Dr. Malone contends that the Statements are false and defamatory.** *Nunes v. Lizza*, 12 F. 4<sup>th</sup> 890, 901 (8<sup>th</sup> Cir. 2021) (“Republication of a statement after the defendant has been notified that the plaintiff contends that it is false and defamatory may be treated as evidence of reckless disregard.” Restatement (Second) of Torts § 580A cmt. d (Am. L. Inst. 1977). Lizza tweeted the article in November 2019 after Nunes filed this lawsuit and denied the article’s implication. The pleaded facts are suggestive enough to render it plausible that Lizza, at that point, engaged in ‘the purposeful avoidance of the truth.’”). Demand is further made upon you to cease and desist from any further publication and/or republication of the false and defamatory Statements.

My client wishes to resolve this matter amicably and without litigation. If you refuse to take the above action within 30 days of the date of this letter, or if the retractions are insufficient, Dr. Malone intends to file a Complaint in the United States District Court for the Western District of Virginia to protect his rights and interests.

Call or email me if you wish to resolve this matter.

Yours very truly,

*/s/ Steven S. Biss*

Steven S. Biss

cc. Dr. Robert W. Malone