

# PREP Act declarations apply to active or *potential* emergencies

Legal Authorities > PREP Act

## Public Readiness and Emergency Preparedness (PREP) Act

### Other Current PREP Act Declarations

Smallpox, Mpox, and Other Orthopox	+
Marburgvirus and Marburg Disease	+
Ebola	+
Nerve Agents and Insecticides	+
Zika Virus	+
Pandemic Influenza	+
<b>Anthrax</b>	+
Acute Radiation Syndrome	+
Botulinum Toxin	+

# What is RSV?

- RSV stands for **Respiratory Syncytial Virus**
- "In adults and older, healthy children, respiratory syncytial virus (RSV) symptoms are mild and mimic the **common cold**." *Mayo Clinic*
- By age two, 97% of babies have been infected with RSV
- Most people recover in 1-2 weeks
- We don't know how common it is, since it only causes a cold in the vast majority of people.
- Occasionally babies get a severe infection, especially in their first six months



## Some babies require hospitalization for RSV

- But fluids and oxygen are usually all that they need
- 26 babies die yearly *with* RSV in the US, according to the CDC; 17 *from* RSV
- Twelve years of death certificate data were reviewed by CDC, which is considered the best information we have
- Once babies recover, there are almost never any persisting problems

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**RESEARCH ARTICLE**

Health Science Reports

Open Access

WILEY

# Respiratory syncytial virus-associated deaths in the United States according to death certificate data, 2005 to 2016

Mila M. Prill  | Gayle E. Langley | Amber Winn | Susan I. Gerber

Division of Viral Diseases, Respiratory Viruses Branch, Centers for Disease Control and Prevention, Atlanta, Georgia, USA

## Abstract

**Background and Aims:** In the United States, respiratory infections due to respiratory

CDC found a  
total of  
1001 RSV-  
associated  
deaths  
during 12  
years  
(2005-2016)

- Among all ages, 468 (46.8%) had an RSV-associated code listed as the primary underlying CoD
- 468 people over a 12 year span had RSV listed as the underlying cause of death
- 314 of the **RSV-associated deaths** were under one year old, or an average of **26 babies per year**.
- **17 babies/year under age 1** had RSV listed as the **underlying cause of death**.

<https://www.ncbi.nlm.nih.gov/pmc/articles/PMC8562311/pdf/HSR2-4-e428.pdf>



RESEARCH ARTICLE

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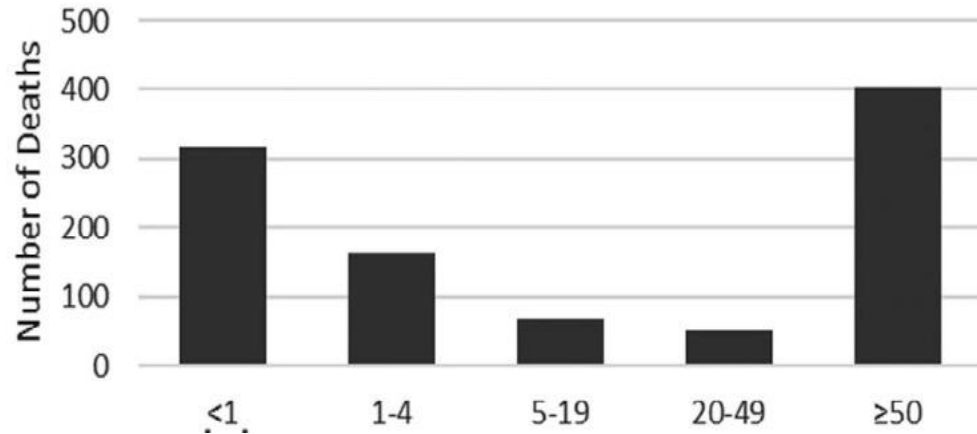
Division of Viral Diseases, Respiratory Viruses Branch, Centers for Disease Control and Prevention, Atlanta, Georgia, USA

## Abstract

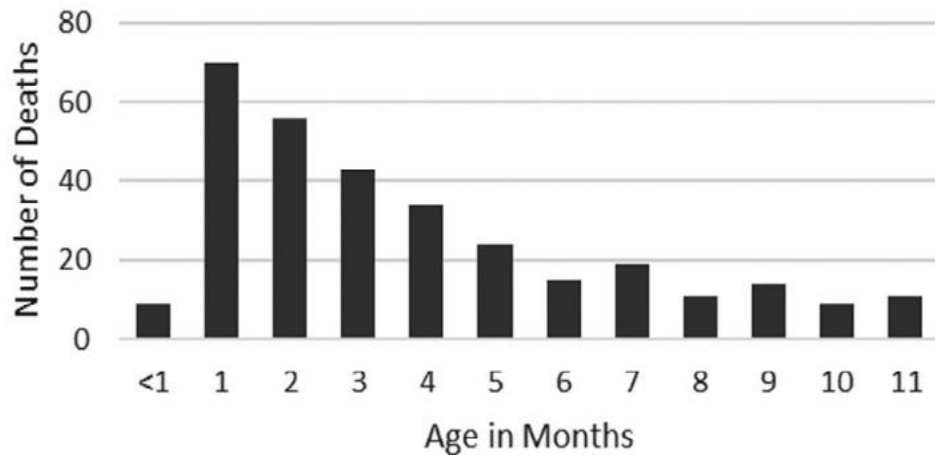
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## Among All Ages



## Among Infants Aged <12 Months



# Suddenly a multitude of RSV products have sprouted

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An *old* monoclonal antibody given monthly to high risk, chronically ill babies ([palivizumab](#) by [Medimmune](#))

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A new monoclonal antibody to be given to **all** babies up to 8 months of age *on the first day of life* ([nirsevimab=Beyfortus](#) by [Sanofi](#))

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A vaccine for pregnant women intended to protect their newborns is pending FDA approval (the expert advisors approved it in May, then did FDA get cold feet?) [Pfizer](#)

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Two vaccines for elders to protect (briefly) against RSV- licensed in May ([Arexvy](#) by [GSK](#) and [Abrysvo](#) by [Pfizer](#))

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Another vaccine for elders awaiting licensure for RSV ([mRNA 1345](#) by [Moderna](#))

<https://www.globaldata.com/media/pharma/preventative-measures-set-battle-rsv-market-domination-says-globaldata/>

24 Jul, 2023

# Preventative measures set to battle for RSV market domination, says GlobalData

Posted in [Pharma](#)

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May 2023 saw the world's first approval of two respiratory syncytial virus (RSV) vaccines, Arexvy by [GSK](#) and Abrysvo by [Pfizer](#). However, these vaccines not the only prophylactic treatments hoping to stake a claim in the market ahead of the RSV season in September, with Moderna's mRNA-1345 and AstraZeneca's Beyfortus also on the horizon. Driven by these recent developments in preventative measures, sales of RSV drugs are estimated to surpass \$9 billion by 2029, a growth of over \$8 billion from 2023, according to [GlobalData](#), a leading data and analytics company.

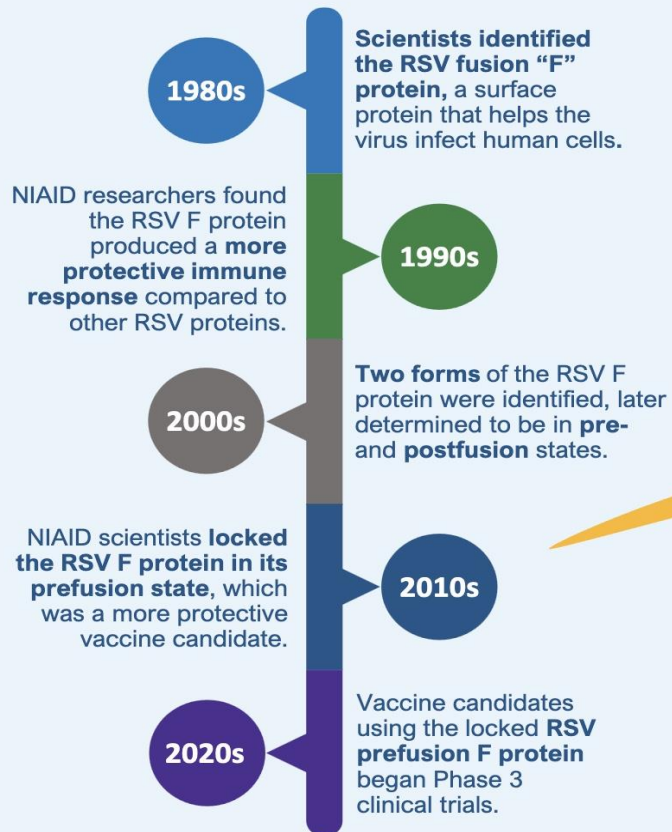


# NIAID RESEARCH JOURNEYS: safe and effective RSV protein vaccines

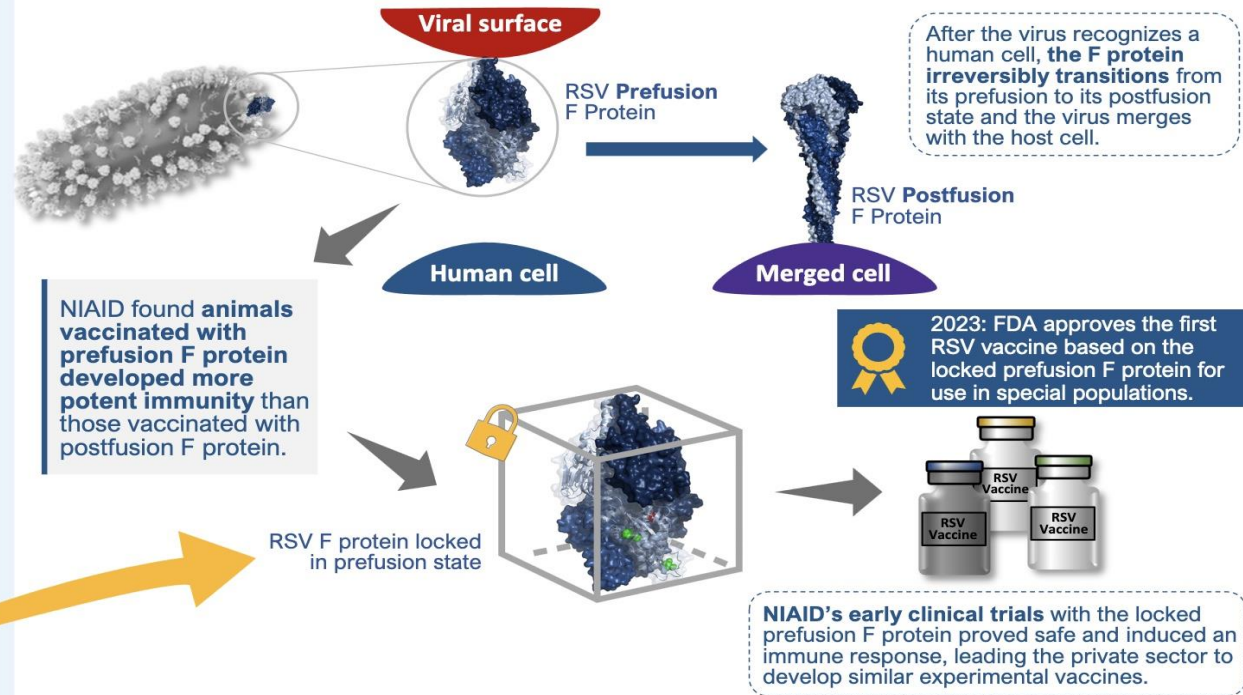
Respiratory syncytial virus (RSV) is a common respiratory virus that usually causes mild, cold-like symptoms. However, RSV can cause serious illness or death in premature or very young infants and people over age 65, highlighting a critical need for vaccines in these populations.

## JOURNEY TO A BETTER VACCINE

After NIH scientists identified RSV as a human pathogen in 1957, researchers tested multiple vaccines that proved unsuccessful, leading scientists to explore RSV surface proteins as a vaccine target for pregnant people (to protect the newborn) and the elderly.



## 2010s: NIAID SCIENTIFIC BREAKTHROUGH STABILIZED PREFUSION F PROTEIN



The locked (stabilized) prefusion F protein became a primary target for RSV vaccine development for pregnant people (to protect the newborn) and the elderly. Critical work is still needed to develop vaccines for those most affected by RSV, including infants and young children.

**Did you know?**

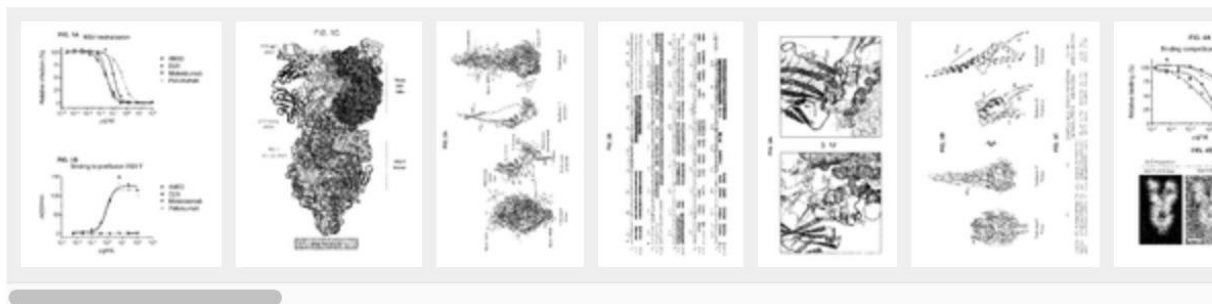
The stabilized prefusion protein technology was applied in **the rapid development of COVID-19 vaccines in the U.S.** and vaccines for other viruses.

## Prefusion rsv f proteins and their use

### Abstract

Disclosed are immunogens including a recombinant RSV F protein stabilized in a prefusion conformation. Also disclosed are nucleic acids encoding the immunogens and methods of producing the immunogens. Methods for generating an immune response in a subject are also disclosed. In some embodiments, the method is a method for treating or preventing a RSV infection in a subject by administering a therapeutically effective amount of the immunogen to the subject.

### Images (20)



### Classifications

- **C07K14/005** Peptides having more than 20 amino acids; Gastrins; Somatostatins; Melanotropins; Derivatives thereof from viruses

[View 7 more classifications](#)

US20170298101A1

United States

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**Inventor:** Peter Kwong, **Barney Graham**, Jason McLellan, Man Chen, Baoshan Zhang, Tongqing Zhou

**Current Assignee:** US Department of Health and Human Services

### Worldwide applications

2014 · [US](#) 2017 · [US](#)

**Application US15/633,578 events** ⓘ

- Priority claimed from US201361780910P
- 2017-06-26 • Application filed by US Department of Health and Human Services
- 2017-06-26 • Priority to US15/633,578
- 2017-09-06 • Assigned to THE UNITED STATES OF AMERICA, AS REPRESENTED BY THE SECRETARY, DEPARTMENT OF HEALTH AND HUMAN SERVICES ⓘ



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# Substitutions-modified Prefusion RSV F Proteins and their Use: Collaboration and Licensing Opportunity

Researchers at the Vaccine Research Center (VRC) of the National Institute of Allergy and Infectious Diseases have overcome technical obstacles to produce a homogeneous, soluble RSV F glycoprotein vaccine which is stabilized in the prefusion conformation and has improved stability and immunogenicity compared to the native protein. Additionally, several modifications were introduced to remove the requirement for furin during production, resulting in an increase in expression levels of the immunogen.

Produced by

nature research  
custom media





William B. Plowman/NBC/Getty Images

February 13, 2023

## **Horowitz: As FDA prepares to roll out RSV, flu shots, Fauci concedes they're not ready for prime time**

**Daniel Horowitz**

<https://www.conservativereview.com/horowitz-as-fda-prepares-to-roll-out-rsv-flu-shots-fauci-concedes-theyre-not-ready-for-prime-time-2659409502.html>



# Rethinking next-generation vaccines for coronaviruses, influenzaviruses, and other respiratory viruses

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<https://doi.org/10.1016/j.chom.2022.11.016>

"**Past unsuccessful attempts** to elicit solid protection against mucosal respiratory viruses and to control the deadly outbreaks and pandemics they cause **have been a scientific and public health failure** that must be urgently addressed. We are excited and invigorated that many investigators and collaborative groups are **rethinking, from the ground up, all of our past assumptions and approaches to preventing important respiratory viral diseases** and working to find bold new paths forward."

CELL Host and Microbe, **January 11, 2023**

<https://www.cell.com/action/showPdf?pii=S1931-3128%2822%2900572-8>

# CDC Recommends a Powerful New Tool to Protect Infants from the Leading Cause of Hospitalization

New immunization is the first approved and recommended in the U.S. to prevent severe RSV disease in all infants

[Print](#)

## Press Release

For Immediate Release: Thursday, August 3, 2023

Contact: [Media Relations](#)

(404) 639-3286

# Jabbing pregnant women

- 15-20% more preterm deliveries and low birth weight babies in vaxxed moms (Pfizer vax)
- This results in more fetal deaths and other medical problems
- There was no risk-benefit analysis performed or presented to FDA
- GSK had a very similar vaccine—it too caused preterm deliveries—and GSK shut its vaccine studies down and did not apply for a license, despite initially claiming:

*"Extensive vaccine testing, including preclinical studies and phase I and II trials conducted on non-pregnant and pregnant women, demonstrated a favorable safety profile and robust immunogenicity."*

<https://www.ncbi.nlm.nih.gov/books/NBK594261/>

- But FDA did not pull the trigger and issue a license as expected in May, possibly because its interaction with nirsevimab had not been elucidated



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## The monoclonal antibody for newborns (nirsevimab or Beyfortus)

- The only contraindication is a prior anaphylactic reaction to a vaccine component—a sick joke for a newborn
- Only side effects identified are rashes and anaphylaxis, indicating very poor safety assessment
- No monoclonal has ever been given *en masse* to babies or even adults and adverse effects remain a mystery
- Resistant strains already exist and will grow
- The cost is \$400-\$500 per infant



# How does Pharma Funding Correlate with the Likelihood of a Drug being Approved?

Table 1 | How the regulators compare

	Australia TGA	Europe EMA	UK MHRA	Japan PMDA	USA FDA	Canada HC
Budgets and fees						
Proportion of budget derived from industry <sup>o</sup>	96%	89%	86%	85%	65%	50.5%
Total annual budget <sup>†</sup>	AU\$170m (£95m)	€386m (£331m)	£159m	¥29.1bn (£175m)	US\$6.1bn (£5bn)	C\$2.7bn (£1.7bn)
Transparency, COIs, and data						
Proportion of covid-19 vaccine committee members that declared financial COIs	50%	3%	32%	75%	<10%	0%
Declared COIs available as public information	No	Yes	Yes	Yes	Yes	No
Regulator routinely receives patient level datasets*	No	No	No	Yes	Yes	No
Drug approvals						
Proportion of decisions to approve new medicines (v not approve)	94%	88%	98.5%	Not disclosed	69% <sup>^</sup> 29% <sup>#</sup>	83%
Proportion of new drugs approved through expedited pathways in 2020	20%	50%	36% <sup>†</sup>	26%	68%	16%

# Maybe it's just a coincidence...

<https://www.bioworld.com/articles/700196-us-fda-approvals-up-20-year-over-year-average-14-a-month-in-2023>

Biopharma regulatory actions and approvals July 2023

## **US FDA approvals up 20% year-over-year, average 14 a month in 2023**

By Amanda Lanier Aug. 18, 2023

# The Vaccine injury Compensation Program (VICP)

- Established by the 1986 Childhood Vaccine Injury Act
- Vaccines were established by the Supreme Court as "unavoidably unsafe"
- A 75 cent excise tax is charged to every vaccine in the program and placed in a fund to compensate those injured by covered vaccines
- Manufacturer liability is waived
- A "vaccine court" with 9 special masters adjudicate cases
- Since 1998, 10,000 claimants have received 5 billion dollars in compensation (average \$500,000 each)

<https://www.hrsa.gov/sites/default/files/hrsa/vicp/vicp-stats-08-01-23.pdf>



## The new vaccine *gold rush*: pregnancy added to the VICP

- As a consequence of the **21st Century Cures Act of 2016**, all vaccines recommended by **CDC for pregnant women** have had **all manufacturer liability waived** and are placed in the National Vaccine Injury Compensation Program.
- **This improves profitability**
- **Could it lead to mandates?**





"Warp Speed was not an anomaly. It is a new framework that requires bold new leadership to reset the Great Reset on Bodily Autonomy and Informed Consent." -- Daniel Horowitz

<https://www.conservativereview.com/horowitz-cdc-committee-shockingly-approves-yet-another-rsv-shot-that-had-more-fatalities-in-trial-group-than-placebo-2663084345.html>

Meryl Nass, M.D.

August 20, 2023