



United States
Department of
Agriculture

Marketing and
Regulatory
Programs

Animal and
Plant Health
Inspection
Service

Legislative and
Public Affairs

Freedom of
Information

4700 River Road
Unit 50
Riverdale, MD
20737-1232

October 18, 2010

Jeffrey Brown
People for the Ethical Treatment of Animals
2898 Rowena Avenue, #103
Los Angeles, California 90039

Dear Mr. Brown:

This is in response to your March 29, 2010, Freedom of Information Act (FOIA) for the Lot Release Protocols for the testing of the following products made by Lohmann Animal Health International:

- 12G5.10 Bursal Disease – Newcastle Disease Vaccine (Killed Virus)
- 1705.11 Newcastle Disease Vaccine (VG/GA Strain, Live Virus)
- 1711.10 Newcastle Disease Vaccine (Type B1 Type, B1 Strain, Live Virus)
- 1775.10 Newcastle Disease Vaccine (Mass Type, Killed Virus)
- 17P5.10 Newcastle Paramyxovirus Vaccine (Type 3, Killed Virus)

Your request was received on April 21, 2010, and assigned case number FOIA 10-406. On June 6, 2010, we received an amendment to your request. You requested that we replace Product Code 12G5.10 for 12G5.43, replace the strain in 1705.11 to the (La Sota Strain, Live Virus) instead of (VG/GA Strain, Live Virus), and that the name of 1775.10 be changed to Newcastle-Bronchitis Vaccine (Mass Type, Killed Virus) instead of Newcastle Paramyxovirus Vaccine.

Agency employees conducted a thorough search of their files and enclosed is a CD-ROM containing 23 pages of responsive records for the following Lot Release Protocols:

- 12G5.43 Bursal Disease – Newcastle Disease Vaccine (Killed Virus)
- 1705.11 Newcastle Disease Vaccine ((La Sota Strain, Live Virus)
- 1711.10 Newcastle Disease Vaccine (Type B1 Type, B1 Strain, Live Virus)
- 1775.10 Newcastle-Bronchitis Vaccine (Mass Type, Killed Virus)
- 17P5.10 Newcastle Paramyxovirus Vaccine (Type 3, Killed Virus)

However, information has been withheld under FOIA Exemption 4, 5 U.S.C. § 552(b)(4). This exemption protects confidential business information from disclosure when its release would cause substantial harm to the competitive position of an individual, a partnership or corporation from whom the information was obtained. In addition, information has been withheld under FOIA Exemption 6, 5 U.S.C. § 552(b)(6). This exemption protects information from disclosure when its release would cause a clearly unwarranted invasion of personal privacy.



Safeguarding American Agriculture

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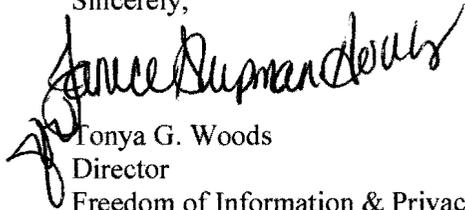
You may appeal our partial denial determination of information. If you choose to appeal, your appeal must be in writing and received within 45 days of the date of this letter. Send your appeal to:

Administrator
Animal and Plant Health Inspection Service
Ag Box 3401
Washington, D.C. 20250-3401

If you choose to appeal, please refer to FOIA 10-405 in your appeal letter and add the words "FOIA Appeal" to the front of the envelope. To assist the Administrator in reviewing your appeal, provide specific reasons why you believe modification of the determination is warranted.

Because the cost to process your request is less than \$25.00, the cost has been waived. Should you have questions, please contact Lyndia Taylor of this staff at (301) 734-0597.

Sincerely,


Tonya G. Woods
Director
Freedom of Information & Privacy Act
Legislative and Public Affairs

Enclosure