

From: [Jere L Dick](#)
To: [John Clifford](#)
cc: [Catherine S Fulton](#)
Subject: 2 China Permits
Date: 03/11/2009 08:39 AM

It wouldn't hurt to run the question on the two China Permits past Tom Walsh one more time before the 3:30 meeting today. I have never really gotten an answer in the larger meetings to the challenge that they don't still meet the intent of the Delauro Amendment. The focus has always been on "source" and since the two are sourcing their product from the US they shrugged it off as not applicable.....

From: [John Clifford](#)
Sent By: [Catherine S Fulton](#)
To: [Jones, Ronald](#); [Quick, Bryce](#); [Bill Clay](#)
cc: Jere.L.Dick@aphis.usda.gov; [John Clifford](#); [Kevin A Shea](#); [Jane E Levy](#)
Subject: ACTION- call on permits
Date: 02/27/2009 08:53 AM
Importance: High

Ron-

Per your request, my staff has checked with CBP and we're all available at 9:30 am this morning. My COS checked with your assistant and was given the following call information-

number 1-866-871-1016
participant code: 7919076

The CBP participants will be Vernon Fouray, Patrina Evans, and Cathy from Dan Baldwin's office. Jere Dick and I also plan to be on the call.

▼ -----

This section is being referred to FSIS.

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From: [Sharon M Coursey](#)
To: [John Clifford](#); [James C Ivy](#)
cc: [Jere L Dick](#); [Jane E Levy](#); [Bill Clay](#)
Subject: any word on the FSIS TPs?
Date: 01/29/2009 04:47 PM

Hi John and James--I thought before I left today, I'd check in to see if there's been any further word from FSIS re the status the TPs and if there was anything I could send on up at this point to Cindy and Beth ?

Dr. Sharon Coursey
Chief of Staff
USDA-Animal and Plant Health Inspection Service
Washington, DC 20250
Phone 202-690-2288
sharon.m.coursey@aphis.usda.gov

From: [Sharon M Coursey](#)
To: [John Clifford](#); [James C Ivy](#)
cc: [Jere L Dick](#); [Jane E Levy](#); [Bill Clay](#)
Subject: any word on the FSIS TPs?
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From: [Jere L Dick](#)
To: [Andrea C McNally](#); [Bill Clay](#); [Cindy J Smith](#); [Jane E Levy](#); [Kevin A Shea](#); [Sharon M Coursey](#)
cc: [John Clifford](#); [Catherine S Fulton](#); [Sharon S Fisher](#); [Michael R Doerrer](#); [Larry M Granger](#)
Subject: As Requested: Summary of Imported Poultry Products From China
Date: 01/27/2009 03:22 PM

Hi Bill,

Here is a brief summary of the Chicken Bouillon issue we spoke about this afternoon.

- NCIE was recently contacted by Steve McDermott, Executive Associate, Office of Internal Affairs, FSIS regarding VS Permit #C-8555 issued for Granulated Chicken Bouillon from China. The shipment entered with a valid VS Permit and an export veterinary health certificate meeting APHIS regulations. All commercial VS permits for meat products have the following language: "
Importer is responsible for obtaining any required authorization from the USDA, Food Safety and Inspection Service (FSIS). FSIS may have specific public health requirements apart from USDA's animal health requirements. Importer to contact [(202) 720-6400]".
- FSIS refused entry of the shipment of chicken bouillon because it did not meet their import requirements outlined in FSIS regulation [9 CFR 381.15(a)(3)], that both FDA and FSIS amenable imported poultry products must be sourced from poultry slaughtered in the U.S. or in another country having an equivalent poultry slaughter inspection

- program (today those countries are Canada, Chile, France, and Israel).
- Prior to 2008, there were FSIS approved facilities in China for poultry meat. However, FSIS delisted all Chinese facilities sometime in 2008. Therefore, the Chinese facility at which the bouillon was produced no longer meets FSIS regulations. APHIS-VS does not have a record of notification of delisting.
 - Followup with FSIS indicates that in 2008, after Chinese facilities were delisted by FSIS, FSIS took action on several Chinese shipments by detaining product.
 - Until recently, the importer involved in this case has voluntarily destroyed product that FSIS deemed ineligible. But now, the law firm representing the shipper of the bouillon advised FSIS that their client has several thousand pounds on voluntary hold and would like to re-export the product back to China in lieu of destroying.
 - On Friday, January 16, 2009, FSIS met with Foley & Lardner law firm regarding this shipment. The client, (Kari-Out Co., New Jersey) had previously imported Chicken Base, Chicken Bouillon, and other chicken products from a company in Shanghai, China under a VS permit. This imported product had been amenable to FSIS and met both APHIS and FSIS requirements.
 - APHIS has no issue with the company re-exporting the product. Their ability to do so depends on FSIS.
 - Meanwhile, APHIS and FSIS are meeting to discuss this specific situation and discuss in general how we can work together to prevent future shipments of non eligible product from entering the U.S. The law firm provided FSIS with samples of their client's product as well as samples of similar poultry products being imported into the U.S.
 - FSIS did meet with APHIS in Riverdale over a year ago and presented the same issue, and an additional recommendation (In addition to the importer's responsibility to call FSIS) was tendered to incorporate a function in ePermits where the application would go to FSIS before APHIS could draft the final permit. This function would allow FSIS time to determine whether the product was amenable or not before APHIS issued the permit. However, FSIS never proceeded with the project because they could not determine how it was going to be funded. The FSIS DC Office is currently copied on the permit distribution.
 - VS issues permits based on animal health concerns, not human health concerns. However, we try very hard to work with our sister agencies FSIS and FDA when drafting permits by placing language on the permits to inform importers to contact the appropriate Agency(s).

- Based on the fact that this product does not meet FSIS requirements, they will take the lead on disposition.
- Dr. Karen James Preston, NCIE Director, will meet again with Steve McDermott to determine a way forward regarding the permit process.

We will not only be meeting with our FSIS counterparts, but we are also working to compile a list of valid APHIS import permits for poultry products from China that need to meet FSIS requirements; we will forward that list to them as soon as possible.

If you have any other questions, we'll be glad to discuss.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

From: [Jere L Dick](#)
To: [Andrea C McNally](#); [Bill Clay](#); [Cindy J Smith](#); [Jane E Levy](#); [Kevin A Shea](#); [Sharon M Coursey](#)
cc: [John Clifford](#); [Catherine S Fulton](#); [Sharon S Fisher](#); [Michael R Doerrer](#); [Larry M Granger](#)
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We will not only be meeting with our FSIS counterparts, but we are also working to compile a list of valid APHIS import permits for poultry products from China that need to meet FSIS requirements; we will forward that list to them as soon as possible.

If you have any other questions, we'll be glad to discuss.

Jere L. Dick, DVM
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Chief of Field Operations
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Facsimile: 202-690-4171

From: [Jose R Diez](#)
To: [John Clifford](#)
Subject: Assume you're not coming back to R'dale. Eom
Date: 02/26/2009 03:31 PM

From: [Karen A James-Preston](#)
To: [Jere L Dick](#); [John Clifford](#)
cc: [Christopher C Robinson](#)
Subject: Call me if this is still too much information for you..
Date: 02/17/2009 01:37 PM
Attachments: [FSIS product list 2 17 09.xls](#)

Included in the spreadsheet are all animal origin products (poultry (including eggs), beef, pork) which are imported as: extracts, bullion cubes, powders, bones, flavors, seasons, baked eggs mixed with/or included in rice, noodles, biscuits, dumplings, drinks, soups, stews, sauces and other types of food stuffs (fish cakes) or for further processing.

Karen A. James-Preston, DVM, MPA
Director, TTST, Animal Products
National Center for Import and Export
Veterinary Services, APHIS
(301) 734-8172 Desk
(301) 734-6354 Fax



FSIS product list 2 17 09.xls

From: [Michael J David](#)
To: [John Clifford](#); [Jere L Dick](#); Thomas.J.Myers@aphis.usda.gov
cc: [Michael R Doerrer](#); Catherine.S.Fulton@aphis.usda.gov; [Larry M Granger](#); [Karen A James-Preston](#)
Subject: CBP is knocking on the door ... morning and night
Date: 03/13/2009 02:55 PM

John and Jere,

PPQ (Dr. Bell) has been fending off calls from CBP wanting to know when they will be getting the WRITTEN instructions from NCIE on the disposition of product.. Also, be aware that we cannot ask CBP to tell us how many tons and what kind of material is being disposed of because they will not be able to determine that until they start the disposition ... which they cannot do without the written notice to them. PPQ is being graciously patient ... but it is clearly wearing them down ...

Everyone is frustrated beyond their limits ... particularly because every time there is some high level meeting, the word we get is that a decision will be made within the day ...

Michael

Michael David, MS, VMD, MPH
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National Center for Import and Export
International Animal Health Standards Team
Veterinary Services
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Riverdale, MD 20737

301-734-5324 (tel)
301-734-6402 (fax)
michael.j.david@aphis.usda.gov
usa.oie@aphis.usda.gov

From: [Paula J Lee](#)
To: [Maurine F Bell](#)
cc: [John Clifford](#); [VSDA Assistants](#)
Subject: CBP meeting @ 11:00 am today
Date: 02/17/2009 09:55 AM

Good morning Dr. Bell,

Just to update you, Dr. Clifford will be attending the 11:00 meeting in the Reagan Building. We were told that you were to meet in the lobby of the building and someone from the AC's office would be coming to escort you to the meeting. Sorry for all of the confusion this morning.

Paula J. Lee
Administrative Assistant
USDA/APHIS
Office of the Veterinary Services Deputy Administrator
Phone (202) 720-5193
Fax (202) 690-4171

----- This section is being referred to FAS. -----

From: [Michael R Doerrer](#)
To: [Catherine S Fulton](#); [John Clifford](#); [Jere L Dick](#)
cc: [Thomas J Myers](#); [Larry M Granger](#)
Subject: China briefing
Date: 02/02/2009 12:36 PM
Attachments: [China poultry briefing for KShea v2.doc](#)



China poultry briefing for KShea v2.doc

Michael Doerrer
Chief of Staff
National Animal Health Policy & Programs
USDA-APHIS-Veterinary Services
Telephone: 301-734-5034
Facsimile: 301-734-8818

From: [Ed C Curlett](#)
To: [John Clifford](#); [Jere L Dick](#); [Catherine S Fulton](#)
cc: [Bethany X Jones](#); [James C Ivy](#)
Subject: China permit situation
Date: 02/13/2009 03:48 PM

Hi John, Jere, and Catherine,
I've been tasked with developing a communications strategy around the china permit situation working with counterparts in FSIS and FAS. Was wondering if you can send me any relevent information on the situation as I am a little foggy on it. Thank you.

Ed
Ed C. Curlett
Director, Public Affairs
Legislative & Public Affairs
Animal and Plant Health Inspection Service
U.S. Department of Agriculture
(301) 734-3256 (phone)
(301) 734-5221 (fax)

From: [Jere L Dick](#)
To: [John Clifford](#)
cc: [Catherine S Fulton](#)
Subject: China Permits
Date: 02/03/2009 05:13 PM

Lots has evolved today on the China Permit issue and I have tried to keep up with it while doing all the Ames stuff. A briefing will be done by FSIS on the hill on Thursday, so I have asked Larry to come downtown tomorrow as there is a prebrief at 8 am in the morning, and help me birddog that issue. TJ is involved and they have had several calls today with IS, FSIS, etc. to work on it. A decision memo is due tomorrow too on the "egg" and "pet food product" portion for a policy decision. FSIS appears to be changing their policy worldwide so there may be permit issues globally to deal with soon.....

When it rains it pours.....

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From: [John K Greifer](#)
To: John.Clifford@aphis.usda.gov
cc: [Jere L Dick](#); Dan.J.Sheesley@aphis.usda.gov; Lynn.Alfalla@aphis.usda.gov
Subject: China Situation
Date: 02/02/2009 10:40 AM

John, I wanted to send you a quick note concerning the recent FSIS decision to suspend imports of Chinese-origin poultry products for human consumption (e.g. chicken bullion, peedan eggs, etc.) and share my view with respect to possible subsequent APHIS actions (e.g., potential suspensions of chicken sourced pet chews, etc for animal health reasons).

I strongly urge you not to suspend the issuance of APHIS permits for Chinese-origin poultry products that are currently imported for animal and pet consumption for the following reasons: 1) These products have been safely imported from China for more than ten years and 2) APHIS has no apparent science-based reason to suspend imports. With respect to the latter, USTR is already in the process of contacting USDA about the scientific basis of FSIS' decision. Our efforts to get China to take its international obligations (OIE and WTO) seriously get undermined when we take actions that are not science or risk based.

It would not be to APHIS' advantage to suspend or cancel additional import permits at this time, at least until there is an identified animal health risk at stake. We should wait and see how USTR (as well as the Chinese) officially react to the recent FSIS decision.

I share these thoughts in order to fulfill my own responsibilities of advising the Agency.

John G

This section is being referred to FAS.

From: [Michael R Doerr](#)
To: [Jane E Levy](#); [Andrea C McNally](#); [Sharon M Coursey](#); [Jere L Dick](#); [John Clifford](#);
[Ed C Curlett](#)
Subject: Daily meat import update, 2/13
Date: 02/13/2009 04:36 PM
Attachments: [Meat imports update 2-13-09.doc](#)

Here is today's meat imports update.

Michael Doerr
Chief of Staff
National Animal Health Policy & Programs
USDA-APHIS-Veterinary Services
Telephone: 301-734-5034
Facsimile: 301-734-8818



[Meat imports update 2-13-09.doc](#)

From: [Michael R Doerrer](#)
To: [Catherine S Fulton](#); [David F Zimmerman](#); [Paula J Lee](#); [Romona L Parker](#); [John Clifford](#)
Subject: doc for 2:30
Date: 02/26/2009 02:28 PM
Attachments: [APHIS-FSIS approval steps.doc](#)



APHIS-FSIS approval steps.doc

Michael Doerrer
Chief of Staff
National Animal Health Policy & Programs
USDA-APHIS-Veterinary Services
Telephone: 301-734-5034
Facsimile: 301-734-8818

From: [Ed C Curlett](#)
To: [APHIS OA](#)
cc: [Cindy home](#); [Bethany X Jones](#); [Cindy MRP](#); [Kevin.A.Shea@aphis.usda.gov](#); [James.C.Ivy@aphis.usda.gov](#); [Meghan.K.Klingel@aphis.usda.gov](#); [Jere.L.Dick@aphis.usda.gov](#); [John.Clifford@aphis.usda.gov](#); [Michael R Doerr](#); [Larry M Granger](#)
Subject: Draft comm plan, Q and A, and taking points
Date: 02/16/2009 01:11 PM
Attachments: [Communication Plan - Cancelled Import Permits95.doc](#)
[Q&A on Import Permit Action16.doc](#)
[Talkers on Permit Issue65.doc](#)
[Copy of APHIS Permits5.xls](#)

Hello all,

Please find a draft communications plan, a Q and A, and a talking points document attached. Talking points pasted as well. Carol Blake with FSIS has incorporated our Q/As and talking points into the documents. These documents are making their way through FSIS leadership for review. Carol plans to incorporate final comments from FSIS leadership tonight as she is going to be away from a computer this afternoon and evening. I will send along whatever I get. Also attached is a spreadsheet of potentially affected permits. Let me know if you have comments.

Ed

DRAFT 2/16/2009 11:40 AM

Cancellation of Import Permits from Non-equivalent Countries Talking Points

- The U.S. Department of Agriculture's (USDA) Food Safety and Inspection Service (FSIS) regulates domestic and imported meat, poultry, and egg products under statutory authority of the Federal Meat Inspection Act (FMIA), the Poultry Products Inspection Act (PPIA), and the Egg Products Inspection Act (EPIA). All products for human consumption made using meat, poultry or processed egg products that are not prepared under the U.S. inspection system or an equivalent foreign food regulatory system are not eligible to enter the United States, even if they were made with only a relatively small amount of meat, poultry, or egg ingredients. USDA's Animal and Plant Health Inspection Service (APHIS) regulates imports under statutory authority of the Animal Health Protection Act (AHPA) to ensure they do not pose a risk to U.S. animal health. Although some products containing meat or poultry may not pose a threat to animal health and would be eligible for an APHIS-issued permit, they remain ineligible for entry into the United States.
- In an effort to further ensure that all meat and poultry products comply with all U.S. import requirements, APHIS, in collaboration with FSIS, is cancelling a number of permits for imports containing meat, poultry, or egg products.
 - APHIS is taking this action following the recent discovery that a shipment from China of granulated chicken bouillon containing less than 2 percent poultry product entered the United States with a valid APHIS Veterinary Service (VS) import permit. This shipment was not prepared under the U.S. inspection system or an equivalent foreign food regulatory system and, therefore, was not eligible to enter the United States.
- APHIS is cancelling import permits for products containing any meat, poultry or egg products, regardless of amount, from countries that do not have U.S. equivalent slaughter and inspection procedures. APHIS VS will notify those permit holders whose permits have been cancelled.
- At this time, APHIS and FSIS are working together to determine which permits should be cancelled based on current FSIS regulations and in light of a pending Notice of Increased Enforcement that FSIS will publish in the Federal Register.
- APHIS and FSIS are working more closely to ensure regulations regarding the importation of products containing meat, poultry, or egg products are properly followed. APHIS and FSIS will begin to issue permits jointly to ensure requirements designed to protect both animal and human health are met.
- APHIS and FSIS are working closely with the Department of Homeland Security's (DHS) Customs and Border Protection

(CBP) to ensure products with cancelled permits do not enter the United States.

This section is being referred to FSIS.

This section is being referred to FSIS.

From: [Thomas J Myers](#)
To: [John Clifford](#); [Catherine S Fulton](#); [Jere L Dick](#)
cc: [Elizabeth M Brown](#); [Alisa D Robinson](#); [Michael R Doerrer](#); [Karen A James-Preston](#)
Subject: FSIS Meat imports daily update and Revised heparin document
Date: 02/09/2009 05:52 PM
Attachments: [Heparin 2-9-09 v2.doc](#)
[Meat imports update 2-9-09.doc](#)

Hi John/Catherine -

Below is the daily update - nothing to report really - Karen is just preparing for tomorrow's FSIS-APHIS meeting, which Jere will open.

The Heparin document has been revised. We prepared the original document quickly on Friday morning after collecting information by phone from FDA and FSIS (OA wanted something by 10:30). The revised version below is based on comments to Friday's document from FDA. The only critical change is the following: On the phone Friday, FDA told us that there may be some poultry-origin material in the Chinese heparin preparations. That turned out to not be true. Therefore, the DeLauro amendment has no impact on these imports.

TJ

Dr. T.J. Myers, Deputy Director for Science and Technology

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----- (b)(6) -----

▼ [Elizabeth M Brown/MD/APHIS/USDA](#)

**Elizabeth M Brown/MD/
APHIS/USDA**

To Thomas J Myers/MD/APHIS/USDA@USDA

cc Michael R Doerrler/MD/APHIS/USDA@USDA, Alisa D
Robinson/MD/APHIS/USDA@USDA

02/09/2009 04:05 PM

Subject Revised heparin doc and daily update

TJ,

Got your corrections on the heparin paper. Here's the revised version, plus
the daily update.



Heparin 2-9-09 v2.doc



Meat imports update 2-9-09.doc

From: [Thomas J Myers](#)
To: [Michael J David](#); [Karen A James-Preston](#); [Gary S Colgrove](#); [LeeAnn Thomas](#)
cc: [Jere L Dick](#); [John Clifford](#); [Catherine S Fulton](#); [Michael R Doerr](#)
Subject: FSIS meeting summary
Date: 03/10/2009 11:24 AM
Attachments: [APHIS-FSIS Meeting Summary 03-09-2009.doc](#)

Michael/Karen/Gary/LeeAnn -

Attached are the notes from our meeting yesterday with FSIS to discuss closer working relationships. Please note the action items that we will need to complete so we are ready for next month's meeting. Michael will be NAHPP's primary attendee for future meetings.

Thanks
TJ



[APHIS-FSIS Meeting Summary 03-09-2009.doc](#)

Dr. T.J. Myers, Deputy Director for Science and Technology

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From: [Jere L Dick](#)
To: [aphis oa](#); [Catherine S Fulton](#); [Jere L Dick](#); [John Clifford](#); [Jose R Diez](#); [Michael R Doerr](#); [Sharon S Fisher](#); [Thomas J Myers](#); [Dan J Sheesley](#); [John K Greifer](#)
cc: [Thomas J Myers](#); [Michael R Doerr](#); [Catherine S Fulton](#); [Sharon S Fisher](#); [Michael J David](#)
Subject: FSIS/APHIS Meeting Notes - April 13, 2009
Date: 04/15/2009 08:02 AM
Attachments: [APHIS-FSIS Meeting Summary 13Apr2009.doc](#)

All,

Attached is a copy of the meeting notes between FSIS and APHIS on April 13, 2009. Please let me know if you have any corrections or additions.

Thanks to Michael David for putting these together!



[APHIS-FSIS Meeting Summary 13Apr2009.doc](#)

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From: [Thomas J Myers](#)
To: [Jere L Dick](#)
cc: [Karen A James-Preston](#); [Christopher C Robinson](#); [Michael R Doerrer](#); [Elizabeth M Brown](#); [John Clifford](#); [Catherine S Fulton](#)
Subject: FSIS-APHIS meeting tomorrow
Date: 02/09/2009 05:35 PM

Jere -

It looks like the agenda for tomorrow is still somewhat in flux on the FSIS side. I think Karen has covered below the critical issues for us: understanding the scope of FSIS' enforcement actions; establishing a mechanism for reviewing and rescinding permits that do not meet FSIS requirements; and establishing a permitting and e-communication mechanism for the future.

Thanks again for being there to open the meeting and to reiterate the above.
TJ

Dr. T.J. Myers, Deputy Director for Science and Technology

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------(b)(6)-----

▼ [Karen A James-Preston/MD/APHIS/USDA](#)

**Karen A James-Preston/
MD/APHIS/USDA**

To Thomas J Myers/MD/APHIS/USDA@USDA, Michael
R Doerrer/MD/APHIS/USDA@USDA

02/09/2009 04:24 PM

cc Christopher C Robinson/MD/APHIS/USDA@USDA

Subject Fw: Heparin doc revised

TJ,

It appears that Steve is "...having a difficult time getting direction as to what the total Scope/Role of the Working Group. That said, he is still working on the Agenda based on my input below.

I vision the objective to the working group as a work in progress with FSIS and APHIS working together on issues (i.e., products) that both agencies regulate. addressing the issue of how best communications can improve between the two agencies and how data can be transferred/shared with respect to the importation of products regulated by both agencies.

As you know the immediate priority is for FSIS to identify the import permits issued by VS that need to be cancelled.

Below are topics that need to be discussed:

- Explain each agency's regulatory authority over products (meat, eggs, etc).
- FSIS needs to explain so that VS understands what regulatory authority FSIS has over human food stuffs (products) containing less than 2% meat product and containing greater than 2% product
- How does FSIS enforce their regulatory authority (abroad, at the ports, etc).
- Does FSIS want to issue their own permits for these food stuffs containing less than 2% meat. Would FSIS prefer the product to be imported with an FSIS certificate (containing all their requirements, including approved sourcing) and the FSIS certificate would also contain animal health certification statements for APHIS...just like the meat certificates.
- Develop a mechanism by which FSIS must give approval for the product prior to APHIS issuing the permit.
- Discuss FSIS having an MOU with CBP to perform inspections for FSIS at ports of arrival.
- Updating the MOU between APHIS and FSIS so each agency understands what is expected of them.

Karen A. James-Preston, DVM, MPA
Director, TTST, Animal Products
National Center for Import and Export
Veterinary Services, APHIS

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This section is being referred to FSIS.

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(b)(6)

(b)(6)

From: [Jere L Dick](#)
To: [John Clifford](#)
cc: [Catherine S Fulton](#)
Subject: Fw: Alert! Be prepared to cancel permits on Tuesday.
Date: 02/13/2009 05:47 PM

FYI

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 02/13/2009 05:45 PM -----

**Karen A James-Preston/
MD/APHIS/USDA**

02/13/2009 04:11 PM

To Tracye R Butler/MD/APHIS/USDA@USDA, Joyce W Bowling-Heyward/MD/APHIS/USDA@USDA, Christopher C Robinson/MD/APHIS/USDA@USDA, Thomas W Burlison/MD/APHIS/USDA@USDA, Pamela A Simpson/MD/APHIS/USDA@USDA, Reed T Rollo/MD/APHIS/USDA@USDA, Kristin L Schmitz/MD/APHIS/USDA@USDA, Shearon Smith/MD/APHIS/USDA@USDA, Lynette D Williams/MD/APHIS/USDA@USDA, Bob H Bokma/MD/APHIS/USDA@USDA, Bambi A Gutierrez/MD/APHIS/USDA@USDA, Magde Elshafie/MD/APHIS/USDA@USDA, Teresa M Martinez/MD/APHIS/USDA@USDA, Kristen R Rohde/MD/APHIS/USDA@USDA, Linda Kahn-Tobin/MD/APHIS/USDA@USDA, Raquel S Boyce/MD/APHIS/USDA@USDA, Karen F Minter/MD/APHIS/USDA@USDA, Valerie D Smith/MD/APHIS/USDA@USDA, Darla J Brown/MD/APHIS/USDA@USDA, Cathy J Chisley/MD/APHIS/USDA@USDA, Geoffrey C Pleasant/MD/APHIS/USDA@USDA, Simone J Dedrick/MD/APHIS/USDA@USDA, Chiquita W Fonville-Caruth/MD/APHIS/USDA@USDA, Mildred Bundy/MD/APHIS/USDA@USDA, Sakina D Watts/MD/APHIS/USDA@USDA, Chante N Tabron/MD/APHIS/USDA@USDA, Shanelle Ford/MD/APHIS/

USDA@USDA, Nicole Stephenson/MD/APHIS/
USDA@USDA, Nekeia Mackey/MD/APHIS/
USDA@USDA

cc Sherylyn R Roberson/MD/APHIS/USDA@USDA,
Freedra E Isaac/MD/APHIS/USDA@USDA, Michael
R Doerrerr/MD/APHIS/USDA@USDA, Gary S
Colgrove/MD/APHIS/USDA@USDA, Michael J
David/MD/APHIS/USDA@USDA, Thomas J Myers/
MD/APHIS/USDA@USDA, Larry M Granger/CO/
APHIS/USDA@USDA, Jere L Dick/MD/APHIS/
USDA@USDA, Waleid I Muhmed/MD/APHIS/
USDA@USDA

Subject Alert! Be prepared to cancel permits on Tuesday.



Staff:

Based on a decision from the Administrator regarding VS permits issued for products containing less than 2% meat (excluding petfood) it appears that a large number of these permits will need to be cancelled because they do not meet FSIS regulations.

Please be sure to come into the office on Tuesday, February 17, 2009, so that we can start the process of cancelling permits. Dr. Butler will be available for all Import Products staff personnel that do not know how to cancel a permit. It looks like there will be approx 300 permits that need to be cancelled and another 200 that will need to receive a letter requesting further information from the permittee. The permits will need to be divided between the individuals in the office on Tuesday. As we know, some cancellation notices will need to be faxed or mailed to the permittees, so those support staff employees (excluding the Export Products Staff due to the Trilateral meeting being held next week) who do not know how to access ePermits can still help by faxing and mailing permit cancellation notice.

I will provide more information on Tuesday,

PS. Freeda, I might need the assistance of some of your employees who are familiar with ePermits.

Sincerely,

Karen A. James-Preston, DVM, MPA
Director, TTST, Animal Products
National Center for Import and Export
Veterinary Services, APHIS
(301) 734-8172 Desk
(301) 734-6354 Fax

From: [Jere L Dick](#)
To: Ronald.jones@fsis.usda.gov; Ron.Hicks@fsis.usda.gov
cc: [John Clifford](#); [Catherine S Fulton](#); [Michael R Doerrer](#)
Subject: Fw: animal products from disease free regions for human consumption
Date: 02/23/2009 04:56 PM

Ron,

I confirmed after our discussion earlier today that we do not issue permits for countries of equivalent status.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 02/23/2009 04:52 PM -----

**Thomas J Myers/MD/
APHIS/USDA**

To Christopher C Robinson/MD/APHIS/USDA@USDA,
Jere L Dick/MD/APHIS/USDA@USDA

02/23/2009 04:45 PM

cc karen.a.james-preston@aphis.usda.gov

Subject Re: animal products from disease free regions for
human consumption

Thanks Chris.

Jere, here is confirmation of the information you provided verbally to FSIS earlier today - We have no permit requirements if the country/region has no diseases of concern. If FSIS recognizes the country as equivalent, then the meat/poultry/egg products would be allowed entry.

TJ

Dr. T.J. Myers, Deputy Director for Science and Technology

National Animal Health Policy and Programs
USDA, APHIS, Veterinary Services

4700 River Road; Unit 33
Riverdale, MD 20737

----- (b)(6) -----

▼ Christopher C Robinson/MD/APHIS/USDA

**Christopher C Robinson/
MD/APHIS/USDA**

To Thomas J Myers/MD/APHIS/USDA@USDA

cc karen.a.james-preston@aphis.usda.gov

02/23/2009 04:21 PM

Subject animal products from disease free regions for
human consumption

TJ

As we discussed we do not require import permits from regions we do not have any animal disease concerns with that are for human consumption.

Ex:

1. Poultry from Canada would not need an import from us and this would include eggs, egg products and poultry by-products for human consumption along with pork and beef (we worked out the beef issues with MRR)
2. This would also apply to regions such as Australia and New Zealand. All that would be needed is for the CBP officer to be able to identify that the product originated from those regions upon importation into the US. They would have to be imported directly from those regions (no 3rd party sourcing...i.e South Korea could not export meat or poultry with a certificate just saying the meat/poultry by product was sourced from Australia or NZ)
3. France is another example of a FSIS equivalent region for poultry where we have no poultry disease issues with as they are free of END and now H5N1.
4. However we recognize Spain as free of END and H5N1 so if on importation the CBP officer could see that the poultry material was a product of Spain, Spain is the region of origin, no permit is allowed.

Christopher Robinson, DVM
Assistant Director, Import Products
USDA, APHIS, VS, NCIE
4700 River Road Unit 40
Riverdale, MD 20737
Office 301-734-3277
Fax 301-734-8226
E-mail - Christopher.C.Robinson@aphis.usda.gov

This section is being referred to FSIS.

From: Steven McDermott----- (b)(6)-----
Sent: Saturday, February-----
To: Jones, Ronald; Hawkins, Stephen; Stanley, Mary; Derfler, Philip; McDermott, Steve
Subject: APHIS Permits - Cancellation Number // Language for APHIS

Ron,

As you requested, attached is the number of APHIS permits issued for products from ineligible (non-equivalent) countries. This is the spreadsheet that Todd prepared and sent out Friday morning, but with some minor number changes. Specifically, I reduced the number of cancel permits by 7 while increasing the number of permits that we need more information by 7. This change is specific to permits associated with product flavoring. Based on language in the draft FR notice, these permits should not be cancelled until we know for certain whether products flavored to resemble meat, poultry or eggs actually contain a meat, poultry or egg ingredient. No other

changes to the numbers were made. Thus, the current number of permits to be cancelled is 286.

Mary prepared the language (notice) for APHIS, of which Phil approved this afternoon. I made some minor changes to the notice based on my understanding as to the purpose of the notice (i.e., to be submitted by APHIS to those importers/permittees whereby FSIS needs additional information on 299 permits to determine whether they should be accepted or cancelled). The notice is attached for review. Some of the language in this notice will also be used in a document to be prepared and submitted by APHIS when they notify the importers/permittees of the cancelled 286 permits.

Windows Live™: E-mail. Chat. Share. Get more ways to connect. [See how it works.](#)

From: [Jere L Dick](#)
To: [John Clifford](#); [Catherine S Fulton](#)
cc: [Byron E Rippke](#)
Subject: Fw: APHIS Permits
Date: 03/31/2009 08:38 AM

Just FYI.....this is the only blip we have seen from customers for the Trace Amounts Permits.....

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 03/31/2009 08:36 AM -----

**Karen A James-
Preston/MD/APHIS/
USDA**

To -----(b)(6)-----
CC -----(b)(6)-----
-----s/MD/
APHIS/USDA@USDA, Michael J David/MD/APHIS/
USDA@USDA, Christopher C Robinson/MD/APHIS/
USDA@USDA, Tracye R Butler/MD/APHIS/USDA@USDA
Subject Fw: APHIS Permits

03/31/2009 08:33 AM

Dear----- (b)(6)-----

Thank you for your e-mail concerning the confusion in the trade community related to the differences between the US Department of Agriculture (USDA), Animal and Plant Health Inspection Service (APHIS) and the USDA, Food Safety and Inspection Service (FSIS) regarding the importation of food stuffs containing small amounts of meat, poultry and/or egg product ingredients for human consumption. Your email was forwarded to me for response and I appreciate this opportunity to alleviate the confusion.

As you are now aware, both APHIS and FSIS regulate the importation of meat, poultry and/or egg products. APHIS regulates the importation of these products for animal health concerns and FSIS regulates the importation of these products for public health concerns. While certain meat, poultry and/or egg products may be considered FSIS exempted products, they must still meet FSIS' approved sourcing requirements.

When APHIS issues an import permit "Veterinary Services (VS) Form 16-6", "UNITED STATES VETERINARY PERMIT FOR IMPORTATION AND TRANSPORTATION OF CONTROLLED MATERIALS AND ORGANISMS AND VECTORS", it is not an unconditional permit. The permit outlines conditions "restrictions and precautions" that the importer needs to meet in order to import the product. On the permit below the material description there is a bold heading that reads "Restrictions and Precautions for Transporting and Handling Materials and All Derivatives." The first restriction/precaution is the permittee's certification that the imported material will be used in accordance with all the restrictions and precautions specified on the permit. This is certified by the permittee's signature. We disagree that changing the title of the import permit may alleviate confusion. The permittee is responsible for meeting all restrictions and precautions contained on the permit.

Previously, APHIS issued import permits for meat, poultry and/or egg ingredients with a precaution that read: "*The importer is responsible for obtaining any required authorization from the USDA, FSIS. FSIS may have specific public health requirements apart from USDA animal health requirements. Importer to contact (202) 720-9904.*" Often times this precaution was printed on the second page of the import permit. Restrictions and precautions are placed in a specific order on import permits. The first precaution is the signature of the permittee; the second precaution is foreign government documents that must accompany each import and that the Department of Homeland Security, Customs and Border Protection port inspectors are required to inspect, then the rest of the precautions are listed. While no precaution is more important than another, the port inspectors have requested that what they need to inspect be placed first after the permittee's signature. With regard to using red ink, our ePermits system allows us to e-mail completed permits to importers and they print them out. Our system

does not generate the color used by permittees.

APHIS and FSIS agreed that the more conditional FSIS language should be placed on import permits. Therefore, APHIS currently (effective March 09) issues import permits for small amounts of meat, poultry and/or egg product ingredients with the precaution that reads, *“Importer is also responsible for obtaining any required authorization from the USDA, Food Safety and Inspection Service (FSIS). Meat, poultry, or egg product ingredients used in FSIS-exempted products must be prepared under USDA, FSIS inspection or under a foreign inspection system approved by FSIS. Contact FSIS via e-mail at: permits@fsis.usda.gov or by telephone at: (888) 287-7194 for information regarding approved foreign inspection systems and foreign establishments approved by FSIS to export to the United States. A list of countries eligible to export meat, poultry or egg products to the U.S. is published on the FSIS web site at the following address: http://www.fsis.usda.gov/PDF/Countries_Products_Eligible_for_Export.pdf”* This precaution is usually located on the top of page two of the APHIS import permit.

APHIS and FSIS both believe this language will assist importers of meat, poultry and/or egg products to meet both APHIS and FSIS import requirements. As you can see, it provides the importer with an FSIS contact telephone and e-mail address.

In addition, those importers who have had their permit renewal requests placed on hold, are having their permits issued with a 90 day “grace period” to come into compliance with FSIS regulations. Please be advised that after June 19, 2009, FSIS will evaluate all applications for FSIS exempted food products containing small amounts of meat, poultry and/or egg product ingredients to determine if the product meets FSIS requirements prior to APHIS issuance.

Once again, APHIS appreciates this opportunity to clear up confusion and we believe that our joint efforts with FSIS will accomplish this. If you have further questions or concerns, please feel free to contact me.

Sincerely,

Karen A. James-Preston, DVM, MPA
Director, TTST, Animal Products
National Center for Import and Export
Veterinary Services, APHIS
(301) 734-8172 Desk
(301) 734-6354 Fax

▼ Jere L Dick/MD/APHIS/USDA

From:------(b)(6)-----
Sent: -----
To:-----
Cc:-----.(b)(6)-----
Sub:-----

Dr. Jones:

We greatly appreciate the willingness of FSIS to conduct outreach for importers. It is something which me and Mr. Uptain have discussed on several occasions. In fact, I am planning on being in Los Angeles towards the end of April to participate in several seminars for importers, possibly including one on FSIS requirements. ----- , I am sending a copy of your inquiry and this response to-----.(b)(6)----- .(b)(6)----- in Los Angeles and who is a -----(b)(6)----- may be able to arrange a seminar with the Food Importers and/or the-----.(b)(6)----- By this response, I am asking -----.(b)(6)----- to contact you directly to arrange for FSIS particip-----

Notwithstanding the outreach effort which FSIS is making, it is still not a substitute for making the necessary changes to the APHIS permits which are the subject of my prior emails to you. FSIS simply cannot expect to reach out to and teach each and every current and future importer about its requirements. So, at any seminar which is conducted, hopefully FSIS will be able to successfully report that it and APHIS have made the necessary changes and corrections to the

----- This section is being referred to FSIS.

From: [Jere L Dick](#)
To: [Larry M Granger](#)
cc: [John Clifford](#); [Michael R Doerrer](#); [Linda B Smith](#); [Catherine S Fulton](#)
Subject: Fw: As Requested: Summary of Imported Poultry Products From China
Date: 01/29/2009 02:22 PM

Larry,

How close are you to having the information requested in #2 below?
Also, the excel spreadsheet I received for #1 takes 237 pages to print, so could you please have someone reformat and send back asap.

I am going to need all the information yet this afternoon. Hopefully, as a result of the 9 am meeting with FSIS this morning, we have collectively captured the information.

As a new/additional request, can someone work to check the CBP information system to see how many shipments of poultry product might have been seized, and destroyed, over the past year.

Thanks

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 01/29/2009 02:16 PM -----

**Jere L Dick/MD/APHIS/
USDA**

To Larry M Granger/CO/APHIS/USDA, Michael R
Doerrer/MD/APHIS/USDA

01/27/2009 04:48 PM

cc Sharon S Fisher/MD/APHIS/USDA@USDA,
Catherine S Fulton/MD/APHIS/USDA@USDA, John
Clifford/MD/APHIS/USDA@USDA, Thomas J Myers/
MD/APHIS/USDA@USDA

Subject Fw: As Requested: Summary of Imported Poultry
Products From China

As discussed,

I just came from a meeting with Administrator Almanza, FSIS, and Bill Clay, Acting Associate Administrator. Almanza has already gone to the Secretary about this and given him a heads-up, and we will need to scramble our troops to get the information I talked about with you prepared. The Secretary indicated that he was going to call DeLaurio and let her know about the shipment(s) at some point. I suspect she will not be understanding of how this could happen.

Please determine:

1. The number of Certificates (Import Permits) issued for importation of Poultry Products since the DeLaurio bill was passed disallowing poultry/ products importation from China (about September 2007 according to Almanza). We will need to have a list (and copy) of the Permit Numbers/ Companies/etc.
2. The number of shipments, total product, product type, import date, etc. related to those issued Certificates.

Obviously, we need to immediately stop issuing these permits. Obviously, this will take collaborative work with VRS and FSIS, and others.

I suggest you also meet immediately with FSIS (and FDA, if necessary) to identify a way to prevent this from happening again. I don't know why we would need to rely upon FSIS personal notification of NCIE for FSIS "listed plants" when they are on their website??.....but I may be missing something in that regard.

I would like to shoot for having all the information here by noon tomorrow. Thanks!

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 01/27/2009 04:33 PM -----

**Jere L Dick/MD/APHIS/
USDA**

To APHIS OA

01/27/2009 03:22 PM

cc John Clifford/MD/APHIS/USDA@USDA, Catherine
S Fulton/MD/APHIS/USDA@USDA, Sharon S
Fisher/MD/APHIS/USDA@USDA, Michael R
Doerr/MD/APHIS/USDA@USDA, Larry M
Granger/CO/APHIS/USDA@USDA

Subject As Requested: Summary of Imported Poultry
Products From China

Hi Bill,

Here is a brief summary of the Chicken Bouillon issue we spoke about this afternoon.

- NCIE was recently contacted by Steve McDermott, Executive Associate, Office of Internal Affairs, FSIS regarding VS Permit #C-8555 issued for Granulated Chicken Bouillon from China. The shipment entered with a valid VS Permit and an export veterinary health certificate meeting APHIS regulations. All commercial VS permits for meat products have the following language: "
Importer is responsible for obtaining any required authorization from the USDA, Food Safety and

Inspection Service (FSIS). FSIS may have specific public health requirements apart from USDA's animal health requirements. Importer to contact [(202) 720-6400]".

- FSIS refused entry of the shipment of chicken bouillon because it did not meet their import requirements outlined in FSIS regulation [9 CFR 381.15(a)(3)], that both FDA and FSIS amenable imported poultry products must be sourced from poultry slaughtered in the U.S. or in another country having an equivalent poultry slaughter inspection program (today those countries are Canada, Chile, France, and Israel).
- Prior to 2008, there were FSIS approved facilities in China for poultry meat. However, FSIS delisted all Chinese facilities sometime in 2008. Therefore, the Chinese facility at which the bouillon was produced no longer meets FSIS regulations. APHIS-VS does not have a record of notification of delisting.
- Followup with FSIS indicates that in 2008, after Chinese facilities were delisted by FSIS, FSIS took action on several Chinese shipments by detaining product.
- Until recently, the importer involved in this case has voluntarily destroyed product that FSIS deemed ineligible. But now, the law firm representing the shipper of the bouillon advised FSIS that their client has several thousand pounds on voluntary hold and would like to re-export the product back to China in lieu of destroying.
- On Friday, January 16, 2009, FSIS met with Foley & Lardner law firm regarding this shipment. The client, (Kari-Out Co., New Jersey) had previously imported Chicken Base, Chicken Bouillon, and other chicken products from a company in Shanghai, China under a VS permit. This imported product had been amenable to FSIS and met both APHIS and FSIS requirements.
- APHIS has no issue with the company re-exporting the product. Their ability to do so depends on FSIS.
- Meanwhile, APHIS and FSIS are meeting to discuss this specific situation and discuss in general how we can work together to prevent

future shipments of non eligible product from entering the U.S. The law firm provided FSIS with samples of their client's product as well as samples of similar poultry products being imported into the U.S.

- FSIS did meet with APHIS in Riverdale over a year ago and presented the same issue, and an additional recommendation (In addition to the importer's responsibility to call FSIS) was tendered to incorporate a function in ePermits where the application would go to FSIS before APHIS could draft the final permit. This function would allow FSIS time to determine whether the product was amenable or not before APHIS issued the permit. However, FSIS never proceeded with the project because they could not determine how it was going to be funded. The FSIS DC Office is currently copied on the permit distribution.
- VS issues permits based on animal health concerns, not human health concerns. However, we try very hard to work with our sister agencies FSIS and FDA when drafting permits by placing language on the permits to inform importers to contact the appropriate Agency(s).
- Based on the fact that this product does not meet FSIS requirements, they will take the lead on disposition.
- Dr. Karen James Preston, NCIE Director, will meet again with Steve McDermott to determine a way forward regarding the permit process.

We will not only be meeting with our FSIS counterparts, but we are also working to compile a list of valid APHIS import permits for poultry products from China that need to meet FSIS requirements; we will forward that list to them as soon as possible.

If you have any other questions, we'll be glad to discuss.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

From: [Paula Henstridge](#)
To: [Andrea McNally](#)
cc: [Dr. John Clifford](#)
Subject: Fw: Automated Commercial Environment (ACE) Report of FSIS Questionable Imports Using HTS Codes From Permit Holders
Date: 02/12/2009 12:18 PM
Attachments: [ACEAggAllOtherHTSwk11012008.xls](#)
[ACEAggAllSoupwk11012008.xls](#)

Sent from my BlackBerry Wireless Handheld

▼ [Maurine F Bell](#)

----- Original Message -----

From: Maurine F Bell

Sent: 02/12/2009 09:50 AM EST

To: William Thomas; Alan Green

Cc: Paula Henstridge

Subject: Fw: Automated Commercial Environment (ACE) Report of FSIS Questionable Imports Using HTS Codes From Permit Holders
Bill

Here are the statistical reports we promised yesterday. Remember CBP will also be running statistics as well.

Please see Cheryl's e-mail below.

" If you make one person smile today it has been worth living"

Maurine F. W. Bell

----- Forwarded by Maurine F Bell/MD/APHIS/USDA on 02/12/2009 09:44 AM -----

Cheryl L Berthoud To: Maurine F Bell/MD/APHIS/USDA@USDA, Karen A James-Preston/MD/APHIS/USDA@USDA
cc: Christopher C Robinson/MD/APHIS/USDA@USDA, Teresa
02/12/2009 09:35 AM M Martinez/MD/APHIS/USDA@USDA, Cornelia G Mueller/MD/APHIS/USDA@USDA
Subject: Automated Commercial Environment (ACE) Report of FSIS Questionable Imports Using HTS Codes From Permit Holders

Maurine and Karen,

Attached please find two spreadsheets that were developed by Cornelia

Mueller based on HTS codes the holders of the original 34 import permits (excluding the permit for feather pads) were using to import their products. We selected one week, November 1-8, 2008. These spreadsheets represent the aggregate total of **all** shipments that made entry using these codes, through **all** US ports and from **all** countries during that week. The lists are sorted by country in alphabetical order (column 5). The spreadsheets can be manipulated to sort only the Asian countries, etc.

The first, "ACEAggAllOtherHTSwk11012008", includes all of the HTS codes that do not specifically indicate soup but would need to be held and evaluated for compliance (9, 621,916 kg; in excess of \$19 million dollars in value, and totalling 1609 entries). Please be aware that not all of these may contain FSIS amenable or regulated materials and that some of these shipments may be consolidated in containers with non- amenable/ regulated commodities. The small amounts, less than \$2000 in value, are probably informal entries; most likely made through the small package couriers such as FedEx, DHL or UPS.

The second, "ACEAggAllSoupwk11012008", includes only the HTS codes that specifically are designated for soup, including that which is made from fish (sometimes importers/brokers "miscode" the commodity or the commodity may contain fish and other animal ingredients). Again, not all of these may contain FSIS amenable or regulated materials, but would have to be held and evaluated for compliance. They amount to 4,720,890 kg., almost \$8 million dollars in value, and total 491 entries.

Please be aware that these are only the codes that the 34 permit holders used, there are possibly other codes that are being used for products that FSIS has indicated are of interest. No HTS codes designated for egg products were included in these spreadsheets.

The impact on the logistics of movement through the ports and on the trade itself will be tremendous.

Thanks to Cornelia for pulling together this information through ACE!

Cheryl

Cheryl L. Berthoud, DVM
Senior Staff Veterinary Medical Officer
USDA/APHIS/PPQ Veterinary Regulatory Support

Riverdale, MD

(301) 734-7633 Phone

(301) 734-8538 FAX

E-Mail: Cheryl.L.Berthoud@aphis.usda.gov



ACEAggAllOtherHTSwk11012008.xls



ACEAggAllSoupwk11012008.xls

From: [John Clifford](#)
To: Jere.L.Dick@aphis.usda.gov
cc: [Michael R Doerrer](#)
Subject: Fw: Automated Commercial Environment (ACE) Report of FSIS Questionable Imports Using HTS Codes From Permit Holders
Date: 02/12/2009 01:08 PM
Attachments: [ACEAggAllOtherHTSwk11012008.xls](#)
[ACEAggAllSoupwk11012008.xls](#)

Jere this is for your info.

----- Forwarded by John Clifford/MD/APHIS/USDA on 02/12/2009 01:06 PM -----

**Paula Henstridge/MD/
APHIS/USDA**

To "Andrea McNally" <Andrea.C.McNally@aphis.usda.gov>

02/12/2009 12:08 PM

cc "Dr. John Clifford" <John.Clifford@aphis.usda.gov>

Subject Fw: Automated Commercial Environment (ACE) Report of FSIS Questionable Imports Using HTS Codes From Permit Holders

Sent from my BlackBerry Wireless Handheld

▼ [Maurine F Bell](#)

----- Original Message -----

From: Maurine F Bell

Sent: 02/12/2009 09:50 AM EST

To: William Thomas; Alan Green

Cc: Paula Henstridge

Subject: Fw: Automated Commercial Environment (ACE) Report of FSIS Questionable Imports Using HTS Codes From Permit Holders
Bill

Here are the statistical reports we promised yesterday. Remember CBP will also be running statistics as well.

Please see Cheryl's e-mail below.

" If you make one person smile today it has been worth living"

From: [John K Greifer](#)
To: [Rebecca A Bech](#); John.Clifford@aphis.usda.gov; [Jere L Dick](#)
cc: Russell.T.Caplen@aphis.usda.gov; Dan.J.Sheesley@aphis.usda.gov
Subject: Fw: Beijing meetings
Date: 02/10/2009 09:29 AM

FYI on a couple of meetings in Beijing on a couple of issues of interest.

JG

----- Forwarded by John K Greifer/MD/APHIS/USDA on 02/10/2009 09:28 AM -----

Russell T Caplen/MD/APHIS/USDA

To John K Greifer/MD/APHIS/USDA@USDA

02/10/2009 09:25 AM

cc

Subject Beijing meetings

I received informal word back from APHIS-Beijing that FAS-Beijing's meeting with AOSIQ earlier today (Beijing time) regarding the suspension of import permits "did not go well". APHIS-Beijing did not attend the meeting with AOSIQ, however, FAS-Beijing verbally informed Osvaldo that AOSIQ was requesting copies of a risk assessment and that the atmosphere was confrontational.

To date, I have not seen any e-mail correspondence from FAS-Beijing regarding their meeting with AOSIQ.

On another note, APHIS-Beijing reported that Paul Eggert's plant health meeting with AOSIQ went well and was not particularly confrontational. APHIS-Beijing will send a formal plant health meeting summary to headquarters by Thursday (at the latest).

Russ

----- Forwarded by Russell T Caplen/MD/APHIS/USDA on 02/10/2009 09:12 AM -----

This section is being referred to FSIS.

5

This section is being referred to FAS.

From: [John Clifford](#)
To: [Catherine Fulton](#)
cc: [Jere Dick](#); [Andrea M Morgan](#)
Subject: Fw: China concerns
Date: 07/28/2007 11:45 AM

Catherine,

We need to make sure that Jim is aware that we are taking action to get China to lift these unreasonable trade restrictions.

Sent from my BlackBerry Wireless Handheld

▼ [<JSUMNER@usapeec.org>](mailto:JSUMNER@usapeec.org)

----- Original Message -----

From: <JSUMNER@usapeec.org> [JSUMNER@usapeec.org]
Sent: 07/28/2007 11:29 AM EDT
To: Casey Bean-FASNJ.FSO@gw; John Clifford; Jianping Zhang-FASNJ.LES@gw; Gary Colgrove; Clay.Hamilton@fas.usda.gov@inter2@gw; Steve.Shnitzler@fas.usda.gov@inter2@gw; Thomas.W.Burleson@aphis.usda.gov@inter2@gw; Kristin.L.Schmitz@aphis.usda.gov@inter2@gw; Lynn.Alfalla@aphis.usda.gov@inter2@gw; Joyce.W.Bowling@aphis.usda.gov@inter2@gw; Karen Stuck-INTER2.FSISE2K3@gw; Rick Harries-INTER2.FSISE2K3@gw
Cc: Chuck Lambert-USDA.USDA@gw; Dick Raymond-USDA.USDA@gw; Bruce Knight-USDA.USDA@gw; Mark Keenum-USDA.USDA@gw; Michael Yost-FASNJ.@gw; Howard.Wetzel@fas.usda.gov@inter2@gw; ellen.terpstra@fas.usda.gov@inter2@gw; hkoffice@usapeec.com.hk@inter2@gw; shoffice@usapeec.org.cn@inter2@gw; bjoffice@usapeec.org.cn@inter2@gw; MLobstein@usapeec.org@inter2@gw; ttaylor@usapeec.org@inter2@gw; TMOORE@usapeec.org@inter2@gw; GTYLER@usapeec.org@inter2@gw
Subject: China concerns

Folks --

We're quite concerned over the unreasonable trade restrictions we've just learned that China has imposed as a result of the recent low path AI finding in Virginia. We hope that many of these can be successfully negotiated....

AQSIQ has informed USAPEEC that no product is allowed to transit

Virginia whether in sealed or unsealed containers... and that both raw and fully cooked product is included in the ban. This certainly does not sound reasonable and hopefully our government can make a strong case

for both these issues: product in sealed containers transiting Virginia (or any other states) cannot be contaminated and there's no justification for China to ban fully cooked product from LPAI areas. Based on that line of thinking, China would not be able to export any product to Japan...especially considering their numerous HPAI incidents.

Plus, we have a considerable volume of product currently enroute to China. One company alone has over 65 containers of product, mostly leg quarters. And their effective date of June 20 does not appear justifiable either.

Obviously our industry is also concerned that this can be precedent-setting for other possible LPAI outbreaks in the U.S. or -- God forbid -- an HPAI finding. And to have these findings in the middle of summer is particularly concerning. What's going to happen this fall and winter when AI is normally more active?

I hope that FAS, FSIS and APHIS can give this a high priority and negotiate a better recourse with China. There should be considerable leverage available. If they're trying to win our favor to allow Chinese poultry into the U.S., they're sure going about it in a very strange way. USAPEEC has an uphill battle to convince some in our industry to be more supportive of free trade principles, especially when dealing with China. Unreasonable actions such as this -- or delisting plants on the basis of a zero tolerance for Salmonella -- certainly doesn't help that effort!

These issues are tremendously important to our industry and we just hope that you can -- as usual -- give them the attention that they deserve.

Thanks all,

Jim

James H. Sumner, President
USA Poultry & Egg Export Council

Suite 100 - 2300 W. Park Place Blvd.
Stone Mountain, GA 30087
Phone 770 413-0006 Fax: 770 413-0007

From: [John Clifford](#)
To: [Michael R Doerrer](#)
Subject: Fw: China permit situation
Date: 02/13/2009 04:32 PM

▼ Ed C Curlett

----- Original Message -----

From: Ed C Curlett
Sent: 02/13/2009 03:48 PM EST
To: John Clifford; Jere Dick; Catherine Fulton
Cc: Bethany Jones; James Ivy
Subject: China permit situation

Hi John, Jere, and Catherine,

I've been tasked with developing a communications strategy around the china permit situation working with counterparts in FSIS and FAS. Was wondering if you can send me any relevent information on the situation as I am a little foggy on it. Thank you.

Ed

Ed C. Curlett
Director, Public Affairs
Legislative & Public Affairs
Animal and Plant Health Inspection Service
U.S. Department of Agriculture
(301) 734-3256 (phone)
(301) 734-5221 (fax)

From: [Jere L Dick](#)
To: [John Clifford](#)
cc: [Catherine S Fulton](#)
Subject: Fw: China permit situation
Date: 02/13/2009 05:25 PM

Just FYI.....I spent the last half hour trying to get Bethany and Ed C up to speed. They have my contact information for the weekend.

I already mapped out what needs to be done on Tuesday in Riverdale and will report there for a 9:00 am all hands meeting with NCIE. Michael Doerrer has agreed to lead the effort there after that since TJ is out and Larry is gone. I will cancel out of my SES Forum meeting and hope to be back downtown by the afternoon meetings.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 02/13/2009 05:22 PM -----

**John Clifford/MD/APHIS/
USDA**

02/13/2009 04:39 PM

To Bethany X Jones/MD/APHIS/USDA@USDA
cc Catherine S Fulton/MD/APHIS/USDA@USDA, Ed C
Curlett/MD/APHIS/USDA@USDA, James C Ivy/MD/
APHIS/USDA@USDA, Jere L Dick/MD/APHIS/
USDA@USDA, Michael R Doerrer/MD/APHIS/
USDA@USDA

Subject Re: China permit situation

I recommend Jere Dick and myself.

▼ [Bethany X Jones](#)

----- Original Message -----

From: Bethany X Jones

Sent: 02/13/2009 04:36 PM EST

To: John Clifford

Cc: Catherine Fulton; Ed Curlett; James Ivy; Jere Dick; Michael Doerr

Subject: Re: China permit situation

Since Cindy has asked for a strategy by Tuesday, which would include a release & either a Q&A or points, we will also need a VS contact that will be readily available over the weekend to work with. Let us know who that would be

Bethany Jones
Deputy Administrator
Legislative and Public Affairs
Room 1147, South Building
1400 Independence Avenue, SW
Washington, DC 20250-3407
(202) 720-9232 phone
(202) 720-3982 fax

▼ [John Clifford/MD/APHIS/USDA](#)

**John Clifford/MD/APHIS/
USDA**

To Ed C Curlett/MD/APHIS/USDA@USDA, Jere L Dick/
MD/APHIS/USDA@USDA, Catherine S Fulton/MD/
APHIS/USDA@USDA

02/13/2009 04:33 PM

cc Bethany X Jones/MD/APHIS/USDA@USDA, James
C Ivy/MD/APHIS/USDA@USDA

Subject Re: China permit situation

Ed,

I have asked Michael Doerr to send. Info

▼ [Ed C Curlett](#)

----- Original Message -----

From: Ed C Curlett

Sent: 02/13/2009 03:48 PM EST

To: John Clifford; Jere Dick; Catherine Fulton

Cc: Bethany Jones; James Ivy

Subject: China permit situation

Hi John, Jere, and Catherine,

I've been tasked with developing a communications strategy around the china permit situation working with counterparts in FSIS and FAS. Was wondering if you can send me any relevent information on the situation as I am a little foggy on it. Thank you.

Ed

Ed C. Curlett

Director, Public Affairs

Legislative & Public Affairs

Animal and Plant Health Inspection Service

U.S. Department of Agriculture

(301) 734-3256 (phone)

(301) 734-5221 (fax)

From: [Jere L Dick](#)
To: [John Clifford](#); [Catherine S Fulton](#)
Subject: Fw: Chinese Chicken
Date: 03/18/2009 04:44 PM

Just FYI.....Appears they are not going to have a prepared presentation.....

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 03/18/2009 04:41 PM -----

Abbey L Shaffer/MD/APHIS/USDA

03/18/2009 03:16 PM

To Jere L Dick/MD/APHIS/USDA@USDA

cc

Subject Fw: Chinese Chicken

Abbey L. Shaffer
Legislative Affairs Specialist
USDA APHIS Legislative and Public Affairs
1147 South Building
Washington, DC 20250
(202) 720-3474
Fax: (202) 720-3982

****This email and any files transmitted with it are intended solely for the use of the individual or entity to whom they are addressed. If you have received this message in error, please reply to the sender by reply email, and delete this message and any attachments. Thank you.****

----- Forwarded by Abbey L Shaffer/MD/APHIS/USDA on 03/18/2009 03:17 PM -----

This section is being referred to FSIS.

From: Abbey.L.Shaffer@aphis.usda.gov [mailto:Abbey.L.Shaffer@aphis.usda.gov]
Sent: Wednesday, March 18, 2009 3:08 PM
To: Gould, Christopher; Blake, Carol
Subject: Chinese Chicken

For Friday's briefing, if FSIS is developing talking points, could you share so I can make sure Jere Dick has a copy beforehand? Thanks!

Abbey L. Shaffer
Legislative Affairs Specialist
USDA APHIS Legislative and Public Affairs

1147 South Building
Washington, DC 20250
(202) 720-3474
Fax: (202) 720-3982

****This email and any files transmitted with it are intended solely for the use of the individual or entity to whom they are addressed. If you have received this message in error, please reply to the sender by reply email, and delete this message and any attachments. Thank you.****

From: [Michael R Doerr](#)
To: [John Clifford](#); [Jere L Dick](#)
Subject: Fw: Daily meat import update
Date: 02/12/2009 04:08 PM
Attachments: [Meat imports update 2-12-09.doc](#)

Michael Doerr
Chief of Staff
National Animal Health Policy & Programs
USDA-APHIS-Veterinary Services
Telephone: 301-734-5034
Facsimile: 301-734-8818

----- Forwarded by Michael R Doerr/MD/APHIS/USDA on 02/12/2009 04:08 PM -----

**Elizabeth M Brown/MD/
APHIS/USDA**

02/12/2009 04:06 PM

To Michael R Doerr/MD/APHIS/USDA@USDA,
Thomas J Myers/MD/APHIS/USDA@USDA, Karen
A James-Preston/MD/APHIS/USDA@USDA,
Michael J David/MD/APHIS/USDA@USDA

cc Alisa D Robinson/MD/APHIS/USDA@USDA,
Christopher C Robinson/MD/APHIS/USDA@USDA

Subject Daily meat import update

Here is today's update on the FSIS import situation.



[Meat imports update 2-12-09.doc](#)

This section is being referred to OSEC.

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This section is being referred to FSIS.

From: [Jere L Dick](#)
To: [John Clifford](#); [Kevin A Shea](#)
Subject: Fw: DeLauro Amendment Memo - Two Last Changes
Date: 03/09/2009 01:28 PM
Attachments: [Poultry 03 09 09.doc](#)

I believe the proposed changes make sense. Let me know if you have any heartburn. Thanks

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 03/09/2009 01:26 PM -----

This section is being referred to FAS.

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----- This section is being referred to FAS. -----

This section is being referred to FAS.

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This section is being referred to FDA.

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This section is being referred to FDA.

This section is being referred to FSIS.

This section is being referred to FDA.

This section is being referred to FSIS.

From: [James C Ivy](#)
To: [Sharon M Coursey](#); [John Clifford](#)
Subject: Fw: draft talking points
Date: 01/29/2009 06:54 PM
Attachments: [poultry from china talking points draft.doc](#)

Here are the current points from FSIS. I don't have Bill, Jane and Jere in my bberry addresses.

James

----- This section is being referred to FSIS.

This section is being referred to FSIS.

From: [John Clifford](#)
To: [Thomas J Myers](#)
cc: [Michael R Doerrer](#); Jere.L.Dick@aphis.usda.gov
Subject: Fw: Final FSIS PPT
Date: 02/23/2009 04:32 PM

TJ-

Catherine just faxed out the ppt that had been attached. I'd like staff to review the powerpoint and provide me with a summary and identify any nuances or concerns. Please contact the CBP contact below if staff needs assistance.

Thanks

----- Forwarded by John Clifford/MD/APHIS/USDA on 02/23/2009 04:26 PM -----

"BALDWIN, DAN (AC-OT)"
<daniel.baldwin@dhs.gov>

To <john.clifford@aphis.usda.gov>
cc "SAUCEDA, CATHY J" <cathy.sauceda@dhs.gov>

02/23/2009 02:01 PM

Subject FW: Final FSIS PPT

John,

Here is the slide deck I just referenced. If you would like to talk more on this, please feel free to contact Cathy Saucedo at (202) 863-6556 and she can help explain the information.

Thanks,

Dan Baldwin
(202) 863-6001

From: ZINER, MARK S
Sent: Monday, February 23, 2009 11:13 AM
To: SAUCEDA, CATHY J
Cc: YANDO, DONALD F; BALDWIN, DAN (AC-OT)

Subject: Final FSIS PPT

Please find attached a Final PPT with this morning's changes. I think I finally got APHIS correct.

Mark S. Ziner

Director, Trade Information Management

Office of International Trade

Tel: 202-863-6106

[attachment "Final_Feb 23_09_2 FSIS Permits.ppt" deleted by John Clifford/MD/APHIS/USDA]

This section is being referred to FAS.

From: [Thomas J Myers](#)
To: [Karen A James-Preston](#); [Michael J David](#); [Christopher C Robinson](#)
cc: [Larry M Granger](#); [Jere L Dick](#); [John Clifford](#); [Catherine S Fulton](#); [Bill Clay](#)
Subject: Fw: Framework for resumption of permitting
Date: 03/11/2009 07:13 PM

Hi All - below is a summary from today's meeting. As soon as Cindy Smith and Ron Hicks approve, we will be able to start issuing permits tomorrow.

Michael, can you forward this to Sheila Novak and Tom Walsh since I don't have their e-mail addresses? We need to have a quick readout from them as a follow-up to my e-mail earlier today. Per this afternoon's meeting, we are taking a slightly different approach with the Chinese permits and John wanted to be sure OGC had no problems with the approach.

Thanks,
TJ

Dr. T.J. Myers, Deputy Director for Science and Technology

National Animal Health Policy and Programs
USDA, APHIS, Veterinary Services
4700 River Road; Unit 33
Riverdale, MD 20737

----- (b)(6) -----

----- Forwarded by Thomas J Myers/MD/APHIS/USDA on 03/11/2009 06:57 PM -----

**Thomas J Myers/MD/
APHIS/USDA**

03/11/2009 06:24 PM

To "Derfler, Philip" <Philip.Derfler@fsis.usda.gov>
cc "Quick, Bryce" <Bryce.Quick@fsis.usda.gov>, "Blake, Carol" <Carol.Blake@fsis.usda.gov>, "Danford, Clark" <Clark.Danford@fsis.usda.gov>, Clay.Hamilton@fas.usda.gov, "Engeljohn, Daniel" <Daniel.Engeljohn@fsis.usda.gov>, "Wetzel, Howard" <Howard.Wetzel@fas.usda.gov>, "Roth, Jane" <Jane.Roth@fsis.usda.gov>, "Stanley, Mary" <Mary.Stanley@fsis.usda.gov>, "Hicks, Ron" <Ron.Hicks@fsis.usda.gov>, "Smith, William C." <William.Smith@fsis.usda.gov>, Christopher C Robinson/MD/APHIS/USDA@USDA, Bill Clay/MD/APHIS/USDA@USDA

Subject Re: Framework for resumption of permitting

Hi Phil -

Thanks for pulling this summary together so quickly. My edits are below in blue and in ~~strikeout~~. Please let me know if you agree with these changes before I ask Bill Clay to forward this to Cindy Smith.

TJ

Dr. T.J. Myers, Deputy Director for Science and Technology

National Animal Health Policy and Programs
USDA, APHIS, Veterinary Services
4700 River Road; Unit 33
Riverdale, MD 20737

Desk: 301-734-7677

----- (b)(6) -----

▼ -----

This section is being referred to FSIS.

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This section is being referred to FSIS.

From: [Michael J David](mailto:Michael.J.David@aphis.usda.gov)
To: SHEILA.NOVAK@usda.gov; Thomas.Walsh2@usda.gov
cc: Thomas.J.Myers@aphis.usda.gov; [Karen A James-Preston](mailto:Karen.A.James-Preston@aphis.usda.gov); [Michael R Doerr](mailto:Michael.R.Doerr@aphis.usda.gov); [Larry M Granger](mailto:Larry.M.Granger@aphis.usda.gov); Catherine.S.Fulton@aphis.usda.gov; [John Clifford](mailto:John.Clifford@aphis.usda.gov); [Christopher C Robinson](mailto:Christopher.C.Robinson@aphis.usda.gov)
Subject: Fw: Framework for resumption of permitting
Date: 03/11/2009 08:45 PM

Tom and Sheila,

Per TJ, I am forwarding the e-mail below which includes the conclusions/summary and next steps on the permit issue (plan is to start granting a 90 day extension on the permits) ... and also includes info on what to do with the 2 cancelled Chinese permits (and for which John Clifford was seeking your input to make sure we are OK with the approach).

Thanks,

Michael

Michael David, MS, VMD, MPH
Director
National Center for Import and Export
International Animal Health Standards Team
Veterinary Services
4700 River Rd Unit 33
Riverdale, MD 20737

301-734-5324 (tel)
301-734-6402 (fax)
michael.j.david@aphis.usda.gov
usa.oie@aphis.usda.gov

----- Forwarded by Michael J David/MD/APHIS/USDA on 03/11/2009 08:38 PM -----

**Thomas J Myers/MD/
APHIS/USDA**

03/11/2009 07:13 PM

To Karen A James-Preston/MD/APHIS/USDA@USDA,
Michael J David/MD/APHIS/USDA@USDA,
Christopher C Robinson/MD/APHIS/USDA@USDA

cc Larry M Granger/CO/APHIS/USDA@USDA, Jere L
Dick/MD/APHIS/USDA@USDA, John Clifford/MD/
APHIS/USDA@USDA, Catherine S Fulton/MD/APHIS/
USDA@USDA, Bill Clay/MD/APHIS/USDA@USDA

Subject Fw: Framework for resumption of permitting

Hi All - below is a summary from today's meeting. As soon as Cindy Smith and Ron Hicks approve, we will be able to start issuing permits tomorrow.

Michael, can you forward this to Sheila Novak and Tom Walsh since I don't have their e-mail addresses? We need to have a quick readout from them as a follow-up to my e-mail earlier today. Per this afternoon's meeting, we are taking a slightly different approach with the Chinese permits and John wanted to be sure OGC had no problems with the approach.

Thanks,
TJ

Dr. T.J. Myers, Deputy Director for Science and Technology

National Animal Health Policy and Programs
USDA, APHIS, Veterinary Services
4700 River Road; Unit 33
Riverdale, MD 20737

----- (b)(6) -----

----- Forwarded by Thomas J Myers/MD/APHIS/USDA on 03/11/2009 06:57 PM -----

Thomas J Myers/MD/
APHIS/USDA

03/11/2009 06:24 PM

To "Derfler, Philip" <Philip.Derfler@fsis.usda.gov>
cc "Quick, Bryce" <Bryce.Quick@fsis.usda.gov>, "Blake, Carol" <Carol.Blake@fsis.usda.gov>, "Danford, Clark" <Clark.Danford@fsis.usda.gov>, Clay.Hamilton@fas.usda.gov, "Engeljohn, Daniel" <Daniel.Engeljohn@fsis.usda.gov>, "Wetzel, Howard" <Howard.Wetzel@fas.usda.gov>, "Roth, Jane" <Jane.Roth@fsis.usda.gov>, "Stanley, Mary" <Mary.Stanley@fsis.usda.gov>, "Hicks, Ron" <Ron.Hicks@fsis.usda.gov>, "Smith, William C." <William.Smith@fsis.usda.gov>, Christopher C Robinson/MD/APHIS/USDA@USDA, Bill Clay/MD/APHIS/USDA@USDA

Subject Re: Framework for resumption of permitting

Hi Phil -

Thanks for pulling this summary together so quickly. My edits are below in blue and in ~~strikeout~~. Please let me know if you agree with these changes before I ask Bill Clay to forward this to Cindy Smith.

TJ

Dr. T.J. Myers, Deputy Director for Science and Technology

National Animal Health Policy and Programs
USDA, APHIS, Veterinary Services
4700 River Road; Unit 33
Riverdale, MD 20737

Desk: 301-734-7677

------(b)(6)-----



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This section is being referred to USTR.

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This section is being referred to USTR.

From: [Michael R Doerr](#)
To: [John Clifford](#)
Subject: Fw: FSIS permit excel spread sheet by country
Date: 02/11/2009 03:35 PM
Attachments: [FSIS permits by country 2 11 09.xls](#)

Michael Doerr
Chief of Staff
National Animal Health Policy & Programs
USDA-APHIS-Veterinary Services
Telephone: 301-734-5034
Facsimile: 301-734-8818

----- Forwarded by Michael R Doerr/MD/APHIS/USDA on 02/11/2009 03:36 PM -----

**Christopher C Robinson/
MD/APHIS/USDA**

02/11/2009 03:34 PM

To Michael R Doerr/MD/APHIS/USDA@USDA
cc Adam G Grow/MD/APHIS/USDA@USDA, Alisa D
Robinson/MD/APHIS/USDA@USDA, karen.a.
james-preston@aphis.usda.gov, Teresa M
Martinez/MD/APHIS/USDA@USDA

Subject Re: FSIS permit excel spread sheet by country

Michael

Sorry for not giving you the color key

Yellow means FSIS as no authority or does not regulate the product or it is from a FSIS approved country for that species.

Green means that it is an APHIS concern and not an FSIS issue at all.

Anything not highlighted are the permits that FSIS want us to cancel or that contain egg products that they need to rule on.

Christopher Robinson, DVM

Assistant Director, Import Products
USDA, APHIS, VS, NCIE
4700 River Road Unit 40
Riverdale, MD 20737
Office 301-734-3277
Fax 301-734-8226
E-mail - Christopher.C.Robinson@aphis.usda.gov
▼ Michael R Doerrerr/MD/APHIS/USDA

**Michael R Doerrerr/MD/
APHIS/USDA**

02/11/2009 03:25 PM

To Christopher C Robinson/MD/APHIS/USDA@USDA
cc Adam G Grow/MD/APHIS/USDA@USDA, Alisa D
Robinson/MD/APHIS/USDA@USDA, karen.a.james-
preston@aphis.usda.gov, Teresa M Martinez/MD/
APHIS/USDA@USDA

Subject Re: FSIS permit excel spread sheet by country

Some entries are green. What does the green mean?

Michael Doerrerr
Chief of Staff
National Animal Health Policy & Programs
USDA-APHIS-Veterinary Services
Telephone: 301-734-5034
Facsimile: 301-734-8818
▼ Christopher C Robinson/MD/APHIS/USDA

**Christopher C Robinson/
MD/APHIS/USDA**

02/11/2009 03:17 PM

To Michael R Doerrerr/MD/APHIS/USDA@USDA
cc karen.a.james-preston@aphis.usda.gov, Alisa D
Robinson/MD/APHIS/USDA@USDA, Adam G
Grow/MD/APHIS/USDA@USDA, Teresa M
Martinez/MD/APHIS/USDA@USDA

Subject FSIS permit excel spread sheet by country

Micheal

We have taken the list that we worked on with FSIS and sorted it by country for John.

Please note that any item that IS NOT highlighted is the permit that FSIS now says it wants to cancel. However, please be aware that this does not apply to any egg or materials containing eggs until we get clarification from FSIS.

Is this what you want?



FSIS permits by country 2 11 09.xls

Christopher Robinson, DVM
Assistant Director, Import Products
USDA, APHIS, VS, NCIE
4700 River Road Unit 40
Riverdale, MD 20737
Office 301-734-3277
Fax 301-734-8226
E-mail - Christopher.C.Robinson@aphis.usda.gov

From: [Michael R Doerrer](#)
To: [John Clifford](#)
Subject: Fw: FSIS permit excel spread sheet by country
Date: 02/11/2009 03:17 PM
Attachments: [FSIS permits by country 2 11 09.xls](#)

Michael Doerrer
Chief of Staff
National Animal Health Policy & Programs
USDA-APHIS-Veterinary Services
Telephone: 301-734-5034
Facsimile: 301-734-8818

----- Forwarded by Michael R Doerrer/MD/APHIS/USDA on 02/11/2009 03:17 PM -----

**Christopher C Robinson/
MD/APHIS/USDA**

02/11/2009 03:17 PM

To Michael R Doerrer/MD/APHIS/USDA@USDA

cc karen.a.james-preston@aphis.usda.gov, Alisa D
Robinson/MD/APHIS/USDA@USDA, Adam G
Grow/MD/APHIS/USDA@USDA, Teresa M
Martinez/MD/APHIS/USDA@USDA

Subject FSIS permit excel spread sheet by country

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FSIS permits by country 2 11 09.xls

Christopher Robinson, DVM
Assistant Director, Import Products
USDA, APHIS, VS, NCIE
4700 River Road Unit 40
Riverdale, MD 20737
Office 301-734-3277
Fax 301-734-8226
E-mail - Christopher.C.Robinson@aphis.usda.gov

From: [Paula Henstridge](#)
To: [Andrea McNally](#)
cc: [Dr. John Clifford](#)
Subject: Fw: FSIS permit excel spread sheets
Date: 02/12/2009 12:18 PM
Attachments: [FSIS permit products 2 11 09 tm-kjp sort.xls](#)
[FSIS permits masterlist original order-2 11-09.xls](#)
[FSIS permit products 2 11 09 tm-kjp sort.xls](#)
[FSIS permits masterlist original order-2 11-09.xls](#)

In case you need the data on impact on imports/inspections.

Second e-mail to follow.

Paula

Sent from my BlackBerry Wireless Handheld
▼ [Maurine F Bell](#)

----- Original Message -----

From: Maurine F Bell
Sent: 02/12/2009 08:10 AM EST
To: William Thomas; Alan Green
Cc: Paula Henstridge
Subject: Fw: FSIS permit excel spread sheets

Alan

Attached are the excel spread sheets of the permits that FSIS would like to cancel. We have pulled some statistics on Just the soup mix Htusa (TUSA) codes from CBP shipment data base and just in the soup we import over 14,million pounds A WEEK . CBP is correct in stating that to stop this type of trade is not procedurally possible at the ports. We have not got the personnel no facility space to inspect or sort just this amount of cargo which is only a fraction of the permits.

I will have more statistical data soon for discussions.



[FSIS permit products 2 11 09 tm-kjp sort.xls](#)



[FSIS permits masterlist original order-2 11-09.xls](#) Explanation for the color coding of the spread sheets is captures below.

Hope to speak with you today.

Maurine

" If you make one person smile today it has been worth living"

Maurine F. W. Bell D.V.M.
USDA, APHIS
PPQ, Director Veterinary Regulatory Support
4700 River Rd Unit #129
Riverdale, Maryland 20737
Office: 301-734-7633
Desk: 301-734-5292

----- (b)(6) -----

Fax: 301-734-8538
Email: Maurine.F.Bell@aphis.usda.gov

----- Forwarded by Maurine F Bell/MD/APHIS/USDA on 02/12/2009 07:55 AM -----

Karen A James-Preston To: Maurine F Bell/MD/APHIS/USDA@USDA, Cheryl L
Berthoud/MD/APHIS/USDA@USDA
CC:
02/12/2009 07:26 AM Subject: Fw: FSIS permit excel spread sheets

fyi

Karen A. James-Preston, DVM, MPA
Director, TTST, Animal Products
National Center for Import and Export
Veterinary Services, APHIS
(301) 734-8172 Desk
(301) 734-6354 Fax

----- Forwarded by Karen A James-Preston/MD/APHIS/USDA on 02/12/2009 07:17 AM -----

**Christopher C Robinson/MD/
APHIS/USDA**

To Thomas J Myers/MD/APHIS/USDA@USDA, Jere
L Dick/MD/APHIS/USDA@USDA

02/11/2009 04:50 PM

cc Michael R Doerrer/MD/APHIS/USDA@USDA,
Larry M Granger/CO/APHIS/USDA@USDA,
Adam G Grow/MD/APHIS/USDA@USDA

Subject Fw: FSIS permit excel spread sheets

My apologies.....I forgot to cc you guys

Chris.....

Christopher Robinson, DVM
Assistant Director, Import Products
USDA, APHIS, VS,NCIE
4700 River Road Unit 40
Riverdale, MD 20737
Office 301-734-3277
Fax 301-734-8226
E-mail - Christopher.C.Robinson@aphis.usda.gov

----- Forwarded by Christopher C Robinson/MD/APHIS/USDA on 02/11/2009 04:49 PM -----

**Christopher C Robinson/
MD/APHIS/USDA**

To Steve McDermott

02/11/2009 04:28 PM

cc karen.a.james-preston@aphis.usda.gov, Lynette D
Williams/MD/APHIS/USDA@USDA, Magde Elshafie/
MD/APHIS/USDA@USDA, Teresa M Martinez/MD/
APHIS/USDA@USDA, crobinsn@comcast.net

Subject FSIS permit excel spread sheets

Steve

Below are attached 2 excel spreadsheets.

One is in the same order that we discussed on Tuesday and one is where we put all of the permits that FSIS wanted to "keep in" are all at the top.

Both are color coded. Yellow are the permits that either FSIS doesn't regulate (quail eggs) or meets FSIS approval (beef) from Canada. Green stands for the permits that APHIS and/or FDA has authority over (pet food, pharmaceuticals etc.)

There is one permit that is in red. It is for egg powder from MX. For some reason our query did not capture that permit so it is being added to the master excel spreadsheet.



FSIS permit products 2 11 09 tm-kjp sort.xls



FSIS permits masterlist original order-2 11-09.xls

Christopher Robinson, DVM
Assistant Director, Import Products
USDA, APHIS, VS, NCIE
4700 River Road Unit 40
Riverdale, MD 20737
Office 301-734-3277
Fax 301-734-8226
E-mail - Christopher.C.Robinson@aphis.usda.gov

From: [Jere L Dick](#)
To: [John Clifford](#)
cc: [Catherine S Fulton](#)
Subject: Fw: FSIS-APHIS steps
Date: 02/27/2009 02:23 PM
Attachments: [Joint FSIS-APHIS notice to CPB on disposition of shipments-china Homeland Security2-27-09y.doc](#)

John,

This letter is what CBP is already doing via verbal notification. I have asked them not to send on a Friday afternoon, and to send after the final decision is made by the OSec on Monday....in case it needs to be tweaked.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 02/27/2009 02:20 PM -----

**Thomas J Myers/MD/APHIS/
USDA**

02/27/2009 01:45 PM

To Karen A James-Preston/MD/APHIS/USDA@USDA
cc Catherine S Fulton/MD/APHIS/USDA@USDA, Cheryl L Berthoud/MD/APHIS/USDA@USDA, Christopher C Robinson/MD/APHIS/USDA@USDA, Jere L Dick/MD/APHIS/USDA@USDA, John Clifford/MD/APHIS/USDA@USDA, Larry M Granger/CO/APHIS/USDA@USDA, Lynette D Williams/MD/APHIS/USDA@USDA, Maurine F Bell/MD/APHIS/USDA@USDA, Michael J David/MD/APHIS/USDA@USDA, Michael R Doerrer/MD/APHIS/USDA@USDA, Tracye R Butler/MD/APHIS/USDA@USDA

Subject Re: Fw: FSIS-APHIS steps

Hi Jere - Here's where we stand:

Attached below is the statement from APHIS to CBP regarding the disposition of products currently held or arriving at the ports under the cancelled permits. This has been cleared by FSIS and OGC, and we are ready to forward it to CBP for distribution. Maurine is ready to contact the first two importers from the 30 cancelled permits listed below to let them know that, because their material was appropriately sourced, their permits will be renewed/reinstated. As Karen states,

there is some lack of clarity about the final 7 permits listed below, but we will discuss with FSIS any need for them to contact these importers.

Since this issue changes by the hour (per your request to "stay tuned"), please let me know when you and OA want us to take the above actions.

Thanks
TJ



Joint FSIS-APHIS notice to CPB on disposition of shipments-china Homeland Security2-27-09y.doc

Dr. T.J. Myers, Deputy Director for Science and Technology

National Animal Health Policy and Programs
USDA, APHIS, Veterinary Services
4700 River Road; Unit 33
Riverdale, MD 20737

----- (b)(6) -----

▼ Karen A James-Preston/MD/APHIS/USDA

**Karen A James-Preston/MD/
APHIS/USDA**

02/27/2009 01:13 PM

To Jere L Dick/MD/APHIS/USDA@USDA
cc Catherine S Fulton/MD/APHIS/USDA@USDA, Christopher C Robinson/MD/APHIS/USDA@USDA, John Clifford/MD/APHIS/USDA@USDA, Larry M Granger/CO/APHIS/USDA@USDA, Michael J David/MD/APHIS/USDA@USDA, Michael R Doerrer/MD/APHIS/USDA@USDA, Thomas J Myers/MD/APHIS/USDA@USDA, Tracye R Butler/MD/APHIS/USDA@USDA, Maurine F Bell/MD/APHIS/USDA@USDA, Cheryl L Berthoud/MD/APHIS/USDA@USDA, Lynette D Williams/MD/APHIS/USDA@USDA, Christopher C Robinson/MD/APHIS/USDA@USDA

Subject Re: Fw: FSIS-APHIS steps

Jere,

FSIS provided us with the list of permits they wanted us to cancel. based on our conversation yesterday, NCIE reviewed the permits and identified:

- **2 permits sourced poultry products from the US. (C-3916 and C-8678).**

When APHIS receives an OK to reissue these 2 permits, they will be reissued. In the top right corner of each permit there will be the same permit number with the word "renewed" under it. There will also be a statement under Restrictions in the body of the permit indicating that this permit was reinstated.

- **21 permits indicated that the importer sourced poultry products from China, Singapore, Taiwan, and/or Japan**, all of these countries not eligible under FSIS requirements to export poultry meat to the US.
- **2 permit listed the US, Singapore, Malaysia an/or Taiwan as the poultry source. The importer would have to request an amendment to their permit to specify the source to be US only. When and if they do this, we will reissue the permit.**
- **5 permits did not provide a source** on any documents submitted to APHIS. The applicant stated only that the product was being shipped from China and indicated a time and temperature for processing. Most of our importers know if the product comes from the US there are no processing time or temperature requirements. Therefore, we could only assume that the products were sourced from a China. If FSIS wants to know the exact source for these products, they would have to contact the importers. They have all of the imports names and contact information. That said, when the word get around to the ports regarding US sourcing is OK, then we can expect that a few of the importers will contact us to amend their permits

Karen A. James-Preston, DVM, MPA
Director, TTST, Animal Products
National Center for Import and Export
Veterinary Services, APHIS
(301) 734-8172 Desk
(301) 734-6354 Fax

▼ Jere L Dick/MD/APHIS/USDA

Jere L Dick/MD/APHIS/USDA

02/27/2009 10:58 AM

To Karen A James-Preston/MD/APHIS/USDA@USDA
cc Christopher C Robinson/MD/APHIS/USDA@USDA, Michael J David/MD/APHIS/USDA@USDA, Michael R Doerrler/MD/APHIS/USDA@USDA, Thomas J Myers/MD/APHIS/USDA@USDA, Tracye R Butler/MD/APHIS/USDA@USDA, John Clifford/MD/APHIS/USDA@USDA, Catherine S Fulton/MD/APHIS/USDA@USDA, Larry M Granger/CO/APHIS/USDA@USDA

Subject Re: Fw: FSIS-APHIS steps

In anticipation of a final decision supportive of imports from China that are sourced in an approved manner, let's also be very certain that the other 27 permits truly **don't** meet FSIS source requirements. I would hate to have one of them provide some sort of documentation to CBP/FSIS to the contrary after we re-institute the other two.

Just got off another phone teleconference. It is likely we will not have a decision from the Secretary until Monday now.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

▼ Karen A James-Preston/MD/APHIS/USDA

**Karen A James-Preston/
MD/APHIS/USDA**

02/27/2009 09:21 AM

To Mary.Stanley@usda.gov, Steve.McDermott@usda.gov
cc Jere L Dick/MD/APHIS/USDA@USDA, Thomas J Myers/MD/APHIS/USDA@USDA, Christopher C Robinson/MD/APHIS/USDA@USDA, Tracye R Butler/MD/APHIS/USDA@USDA, Michael J David/MD/APHIS/USDA@USDA, Michael R Doerrler/MD/APHIS/USDA@USDA

Subject Fw: FSIS-APHIS steps

Mary,

I want to make sure FSIS and APHIS are on the same page regarding the interpretation of language in the "White Paper" (if you do not have a copy let me know) with respect to APHIS reissuing the Permits we cancelled for China when the poultry products were sourced in the US.

In the "White Paper" under **Current Action and Next Steps # 3.**

"FSIS has immediately begun

developing.....

FSIS will comply with the APA regarding

notice and comment

clarifying

requirements to

ensure that countries

shipping food products

must also

ensure

that these

ingredients are from

an approved source _____".

Because the US is an approved source, then the importation of products processed in China but sourced in the US are eligible for entry base on FSIS regulations.

If the above interpretation is correct APHIS has 2 US origin permits that were cancelled on January 30, 2009, that need to be reissued.

I will not reissue the permits until I hear back from you.

Sincerely,

Karen A. James-Preston, DVM, MPA
Director, TTST, Animal Products
National Center for Import and Export
Veterinary Services, APHIS
(301) 734-8172 Desk
(301) 734-6354 Fax

From: [Michael R Doerr](#)
To: Philip.Derfler@usda.gov
cc: [Jere L Dick](#); [John Clifford](#)
Subject: Fw: FW:
Date: 02/12/2009 09:29 AM
Attachments: [2009-0006, 2-10-09, yellow.doc](#)

Sir,

Drs. Clifford and Dick asked me to let you know that VS has no comments or suggested changes on the document below.

Michael Doerr
Chief of Staff
National Animal Health Policy & Programs
USDA-APHIS-Veterinary Services
Telephone: 301-734-5034
Facsimile: 301-734-8818

----- Forwarded by John Clifford/MD/APHIS/USDA on 02/11/2009 02:15 PM -----

This section is being referred to FSIS.

----- This section is being referred to FSIS -----

From: [Jere L Dick](#)
To: [Hallie Zimmers](#); [Jacob Hegeman](#)
cc: [John Clifford](#)
Subject: Fw: FYI: China Poultry Briefing
Date: 01/29/2009 09:16 AM
Attachments: [China poultry briefing.doc](#)

FYI, as discussed. CLOSE HOLD.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 01/28/2009 04:14 PM -----

**Jere L Dick/MD/APHIS/
USDA**

To APHIS OA

01/28/2009 02:05 PM

cc John Clifford/MD/APHIS/USDA@USDA, Michael R
Doerrer/MD/APHIS/USDA@USDA, Catherine S
Fulton/MD/APHIS/USDA@USDA, Larry M Granger/
CO/APHIS/USDA@USDA

Subject FYI: China Poultry Briefing

Kevin,

Bill and I started working on this yesterday. I understand he is out this afternoon. This is a summary of the situation.

I have a national conference call with the State Animal Health Officials scheduled from 3pm to 4 pm. Otherwise, I am available. I would like to find some time on your schedule to visit this afternoon, if possible.

Thanks,



China poultry briefing.doc

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

From: [Jere L Dick](#)
To: [Hallie Zimmers](#); [Jacob Hegeman](#)
cc: [John Clifford](#)
Subject: Fw: FYI: China Poultry Briefing
Date: 01/29/2009 09:16 AM
Attachments: [China poultry briefing.doc](#)

FYI, as discussed. CLOSE HOLD.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 01/28/2009 04:14 PM -----

**Jere L Dick/MD/APHIS/
USDA**

To APHIS OA

01/28/2009 02:05 PM

cc John Clifford/MD/APHIS/USDA@USDA, Michael R
Doerrer/MD/APHIS/USDA@USDA, Catherine S
Fulton/MD/APHIS/USDA@USDA, Larry M Granger/
CO/APHIS/USDA@USDA

Subject FYI: China Poultry Briefing

Kevin,

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I have a national conference call with the State Animal Health Officials scheduled from 3pm to 4 pm. Otherwise, I am available. I would like to find some time on your schedule to visit this afternoon, if possible.

Thanks,



China poultry briefing.doc

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

From: [Maurine F Bell](#)
To: [John Clifford](#)
Subject: Fw: FYI: Product Shipments currently on hold by CBP
Date: 02/23/2009 09:44 AM

John

Here is the e-mail I received from Jere on Friday.

Maurine

" If you make one person smile today it has been worth living"

Maurine F. W. Bell D.V.M.
USDA, APHIS
PPQ, Director Veterinary Regulatory Support
4700 River Rd Unit #129
Riverdale, Maryland 20737
Office: 301-734-7633
Desk: 301-734-5292

----- (b)(6) -----

Email: Maurine.F.Bell@aphis.usda.gov

----- Forwarded by Maurine F Bell/MD/APHIS/USDA on 02/23/2009 09:38 AM -----

Jere L Dick

To: Ron.Jones@fsis.usda.gov, Ron.Hicks@fsis.usda.gov
cc: Thomas J Myers/MD/APHIS/USDA@USDA, John Clifford/
MD/APHIS/USDA@USDA, Maurine F Bell/MD/APHIS/USDA@USDA,
02/20/2009 06:12 PM Christopher C Robinson/MD/APHIS/USDA@USDA, Catherine S
Fulton/MD/APHIS/USDA@USDA, Sharon S Fisher/MD/APHIS/
USDA@USDA, Kevin A Shea/MD/APHIS/USDA@USDA, Bill Clay/MD/
APHIS/USDA@USDA
Subject: FYI: Product Shipments currently on hold by CBP

Ron, FYI.

I have instructed our staff to contact CBP (through PPQ/VRS) and let them know that we recommend, for product that has arrived under cancelled permits, that it be re-exported to the original exporting country. It will be the responsibility of the shipper to decide if they chose to have the product re-exported, or destroyed.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

This section is being referred to FAS.

This section is being referred to OSEC.

This section is being referred to FSIS.

----- This section is being referred to OSEC. -----

----- This section is being referred to FSIS. -----

This section is being referred to FSIS.

From: [Jere L Dick](#)
To: [John Clifford](#)
Subject: Fw: IMPORTANT: Final memo
Date: 02/04/2009 12:39 PM

I fully intended to brief you on all the back and forth regarding chicken stuff from China, but felt you had enough on your plate right now. However, I follow directions well.....and I'm getting plenty of that from different directions :-)

So here you go.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 02/04/2009 12:36 PM -----

Sharon M Coursey/MD/APHIS/USDA

02/04/2009 12:34 PM

To Jere L Dick/MD/APHIS/USDA@USDA

cc

Subject Re: Fw: IMPORTANT: Final memo

Jere, you need to include JOhn C on these msgs.

Dr. Sharon Coursey
Chief of Staff
USDA-Animal and Plant Health Inspection Service
Washington, DC 20250
Phone 202-690-2288
sharon.m.coursey@aphis.usda.gov
▼ [Jere L Dick/MD/APHIS/USDA](#)

**Jere L Dick/MD/APHIS/
USDA**

02/04/2009 11:38 AM

To Bill Clay/MD/APHIS/USDA@USDA

cc Sharon M Coursey/MD/APHIS/USDA@USDA, Larry
M Granger/CO/APHIS/USDA@USDA, Thomas J
Myers/MD/APHIS/USDA@USDA, Catherine S Fulton/
MD/APHIS/USDA@USDA, Michael R Doerrerr/MD/
APHIS/USDA@USDA

Subject Fw: IMPORTANT: Final memo

Bill, just FYI. This is pretty consistent with the information I shared with Cindy verbally this morning. Larry Granger will be the POC in meetings with FSIS, etc. and I have asked him for regular updates.

The one point of real concern for me that is confirmed below is that they fully intend to expand this from poultry to other species. This could get very big, very fast.....and only poultry is covered in 9CFR 381.15. I have asked Larry to ground truth in his discussions.

Since this is preliminary information, I would keep it close hold.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 02/04/2009 11:30 AM -----

**Thomas J Myers/MD/
APHIS/USDA**

02/04/2009 10:50 AM

To Jere L Dick/MD/APHIS/USDA@USDA

cc Karen A James-Preston/MD/APHIS/USDA@USDA,
Michael R Doerrerr/MD/APHIS/USDA@USDA, Larry M
Granger/CO/APHIS/USDA@USDA, Jill B Rolland/MD/
APHIS/USDA@USDA

Subject RE: IMPORTANT: Final memo

Hi Jere -

Karen and staff have queried the system, but it will take time to pull the data you need regarding the number of permits that will be impacted by the FSIS decision to require all products that contain any amount of any type of meat to come from approved facilities. So here are just a few things we can say at this point:

1. As a quick and dirty response, here is a list of countries that the NCIE staff know will be affected, just based on their experience: Egypt, SE Asia. (S. Korea, Thailand, Japan, Taiwan, China, India, Hong Kong, Singapore, Cambodia, Burma, Indonesia, Philippines, Vietnam), Bermuda, Central America (Guatemala), South America (Brazil, Uruguay, Chile) Azerbaijan, Kazakhstan, Israel, and Lebanon .
2. We issued 13,000 permits last year. If we use the 10% rescinded permits that we saw with China, then we are talking about a potential for rescinding 1,300 permits. However, the NCIE staff feel it may prove to be many more than this, given what they know of the types of products coming from the above countries.
3. In conversations with CBP, they have taken the actions we have requested to refuse incoming products covered by the rescinded permits because APHIS has an MOU with and provides AOI funding to CBP. No such relationship exists between FSIS and CBP. Looking forward, we will need to change how we issue permits, since we do not have the authority to refuse entry of products that meet our animal health regulations. If FSIS is going to increase their regulatory oversight, they will need to establish an MOU with CBP and provide them with funds if we are going to jointly oversee imports.
4. As to your question about the FSIS regulations, NCIE staff are not familiar enough with the FSIS regs to know what authority FSIS is using to include beef, pork, etc products. But they made it clear on our phone call yesterday that this was their intent.
5. We have not spoken to FDA yet today, but plan to do so after they have had a chance to digest the information we sent them yesterday.

TJ

BTW, can you re-send the email below? The attachment is missing.

Dr. T.J. Myers, Deputy Director for Science and Technology

National Animal Health Policy and Programs
USDA, APHIS, Veterinary Services
4700 River Road; Unit 33
Riverdale, MD 20737

Desk: 301-734-7677

------(b)(6)-----

▼ Jere L Dick/MD/APHIS/USDA

**Jere L Dick/MD/APHIS/
USDA**

To "Smith, Cindy" <Cindy.Smith@osec.usda.gov>

cc Andrea.C.McNally@aphis.usda.gov, Bill.Clay@aphis.usda.gov, Catherine.S.Fulton@aphis.usda.gov, Jane.E.Levy@aphis.usda.gov, John.Clifford@aphis.usda.gov, Kevin.A.Shea@aphis.usda.gov, Sharon.M.Coursey@aphis.usda.gov, Larry M Granger/CO/APHIS/USDA@USDA, Thomas J Myers/MD/APHIS/USDA@USDA, Michael R Doerrer/MD/APHIS/USDA@USDA, Catherine S Fulton/MD/APHIS/USDA@USDA

02/04/2009 10:03 AM

Subject RE: IMPORTANT: Final memo

Thank you for the update Cindy. We will certainly continue to engage FSIS and meet with them again immediately, and include Bill Clay in those discussions.

Larry/TJ, Please note the change in deadline from when we spoke earlier this morning. We will need the permits organized by COB tomorrow. In order to be able to review them appropriately, please have them to Catherine by 3:00 pm.

Thanks

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services

**John K Greifer/MD/APHIS/
USDA**

02/04/2009 09:04 AM

To Sharon M Coursey/MD/APHIS/USDA@USDA, John.
Clifford@aphis.usda.gov, Jere L Dick/MD/APHIS/
USDA@USDA, Dan.J.Sheesley@aphis.usda.gov

cc Lynn.Alfalla@aphis.usda.gov

Subject Fw: Final memo

Here is the FAS memo that went forward to Secretary last night regarding
FSIS action on China, permits, etc.

John G

----- Forwarded by John K Greifer/MD/APHIS/USDA on 02/04/2009 09:03 AM -----

This section is being referred to FAS.-----

-----, -----, -----

This section is being referred to FAS.

From: [Jere L Dick](#)
To: ronald.jones@fsis.usda.gov
Subject: Fw: Importer information
Date: 04/10/2009 03:10 PM

Ron, Just wanted you to be aware that we will not be able to turn this around on such short notice. We should be able to turn it out by mid week sometime.

Thanks

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 04/10/2009 03:05 PM -----

**Michael J David/MD/APHIS/
USDA**

To Jerry.elliott@fsis.usda.gov

cc Karen A James-Preston/MD/APHIS/USDA,
Christopher C Robinson/MD/APHIS/USDA

04/10/2009 03:05 PM

Subject Importer information

Dear Dr. Elliott:

A few hours ago you sent the following note to Dr. Chris Robinson:

Good Morning

FSIS wants to conduct Meetings to Provide Outreach for the Enhanced Permit Process. To be able to do that we will need to contact the importers. We do not have a list of the importers or their contact

information other than to go through each of the paper permits that we receive from APHIS. Is it possible for someone in APHIS to run a report from your permit file database and extract the names and contact information for importers that you have granted Permits? I know this is short notice but Dr. Jones would like the info by Monday so our outreach group can contact the importers and conduct the outreach sessions.

Thanks for any information you can give me either yes or no.

Jerry L. Elliott DVM

Director - Import Insp. Division
USDA, FSIS, OIA, IID
1400 Independence Ave SW Rm 2143
Washington DC 20250

(202) 720-3781

Since several of our program personnel were granted leave for today (Good Friday) and Eastern Monday, and given the very short notice of the request, we will not be able to provide you with the information by Monday. However, we will make every effort to have some of this information gathered for you by the middle of next week. The information you will receive will be in the format of spread sheets generated by our system and from which you can then extract the importer names and contact information.

Sincerely,

Michael David, MS, VMD, MPH
Director
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From: [Jere L Dick](#)
To: [John Clifford](#)
cc: [Bill Clay](#); [Kevin A Shea](#); [Catherine S Fulton](#)
Subject: Fw: In the APHIS permit process, does APHIS issue permits for cake mixes and similar type products that likely have a small content of processed egg product?
Date: 02/27/2009 02:03 PM

John, FYI. Looks like we will now get the attention of FDA and start "chewing on the other half of the pie..." I am sure the pet food issues will also surface in addition to the human food product issues.

Jere L. Dick, DVM
Associate Deputy Administrator
Chief of Field Operations
USDA-APHIS-Veterinary Services
Washington DC, 20250
Telephone: 202-720-5193
Facsimile: 202-690-4171

----- Forwarded by Jere L Dick/MD/APHIS/USDA on 02/27/2009 01:59 PM -----

**Michael J David/MD/
APHIS/USDA**

02/27/2009 01:54 PM

To "Engeljohn, Daniel" <Daniel.Engeljohn@fsis.usda.gov>

cc Jere.L.Dick@aphis.usda.gov, Michael.R.Doerrer@aphis.usda.gov, Thomas.J.Myers@aphis.usda.gov

Subject RE: In the APHIS permit process, does APHIS issue permits for cake mixes and similar type products that likely have a small content of processed egg product?

Thanks for the quick reply. We'll touch base with her office and try to set a time next week to speak with her or her staff about the APHIS/Veterinary Services permitting process and answer any other questions FDA may have.

This section is being referred to FSIS.

From: [Jere L Dick](#)
To: [Catherine S Fulton](#)
cc: [John Clifford](#)
Subject: Fw: Invitation: Follow-up to the Secretary's China Mtg. (Feb 11 13:00 EST in 231-E)
Date: 02/10/2009 11:34 AM

Catherine,

Since I am out tomorrow, I suspect John will need to attend this meeting. Do you want me to respond to the invitation that I will attend with the understanding that it gets on his calendar?

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----- Forwarded by Jere L Dick/MD/APHIS/USDA on 02/10/2009 11:32 AM -----

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