

Food and Drug Administration  
Center for Food Safety and Applied Nutrition  
Office of Special Nutritionals

ARMS#

12452



1 - AFFIDAVITS

**000001**

FFIDAVIT

SAMPLE NO.

INV 97-688-870

STATE OF

COUNTY OF

Before me, Randy Baxter, an employee of the Department of Health and Human Services, Food and Drug Administration, designated by the Secretary, under authority of the Act of January 31, 1925, 43 Statutes at Large 803; Reorganization Plan No. IV, Secs. 12-15, effective June 30, 1940; Reorganization Plan No. 1 of 1953, Secs. 1-9, effective April 11, 1953; and P.L. 96-88, Sec. 509, 93 Statutes at Large 965 (20 U.S.C. 3508), effective May 4, 1980; to administer or take oaths, affirmations, and affidavits, personally appeared \_\_\_\_\_ in the county and State aforesaid, who, being duly sworn, deposes and says:

I am \_\_\_\_\_ residing @ \_\_\_\_\_

On 7/22/97 Randy Baxter arrived @ my home to collect information REGARDING my use of Omnitrim Vitamin Herbal TEA. I started taking/using 2 packets of the product/day sometime in mid MAY 1997. I felt better AND SEEMED TO HAVE MORE ENERGY while drinking the tea, but I started feeling uncomfortable and ill on 6/18/97. I felt worse on 6/19/97 and decided to call my doctor. I WAS told to get to the hospital ASAP. During testing my Dr. discovered I had recently HAD two HEART attacks AND scheduled <sup>open</sup> ~~open~~ <sup>heart</sup> ~~heart~~ surgery <sup>was performed</sup> 6/24/97 (quaduple Bypass).

I purchased the product from \_\_\_\_\_ Omnitrim Independent Marketing Associate/Distributor,

FIRM'S NAME AND ADDRESS (Include ZIP Code)

Residence \_\_\_\_\_

Subscribed and sworn to before me at \_\_\_\_\_

this 22<sup>nd</sup> day of July, 1997.

Randy D. Baxter  
(Employee's Signature)

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Employee of the Department of Health and Human services designated under Act of January 31, 1925, Reorganization Plan IV effective June 30, 1940; Reorganization Plan No. 1 of 1953, effective April 11, 1953; and P.L. 96-88 effective May 4, 1980.

FFIDAVIT

SAMPLE NO.

INV 97-688-870

STATE OF

COUNTY OF

Before me, RANDY BAXTER, an employee of the Department of Health and Human Services, Food and Drug Administration, designated by the Secretary, under authority of the Act of January 31, 1925, 43 Statutes at Large 803; Reorganization Plan No. IV, Secs. 12-15, effective June 30, 1940; Reorganization Plan No. 1 of 1953, Secs. 1-9, effective April 11, 1953; and P.L. 96-88, Sec. 509, 93 Statutes at Large 965, (20 U.S.C. 3508), effective May 4, 1980; to administer or take oaths, affirmations, and affidavits, personally appeared \_\_\_\_\_ in the county and State aforesaid, who, being duly sworn, deposes and says:

from \_\_\_\_\_ <sup>SHE KNEW OF ANOTHER PERSON w/ HIGH BP & HE WAS HAVING GOOD RESULTS w/</sup> told me it was ok for ~~me to use this product with my HIGH BLOOD Pressure, even though labeling states you should not.~~ This product.

I provided the following materials to FDA/R. Baxter on this date:

- 4 x .4 oz pkts. of <sup>DB</sup> ~~Omni~~ Omnitrim EXTRA Vitamin Fortified HERBAL TEA, lot # V7142 64541 (unopened)
- Omnitrition International, Inc. distributor Rules AND REGULATIONS HANDBOOK (32 pages)
- Two Omnitrition BROCHURES WHICH identify the VARIOUS products AND their BENEFITS
- Full Color BOOKLET (32 pages) from Omnitrition Int., Inc. P.O.B. 111640 Carrollton, TX 75011-1640.
- \_\_\_\_\_ Omnitrition BUSINESS CARD
- SHIPPING CARTON w/ labeling from \_\_\_\_\_ (CONTAINED PRODUCT)

THIS information is true AND CORRECT TO THE BEST OF MY KNOWLEDGE.

AFFIDANT'S SIGNATURE AND TITLE

\_\_\_\_\_  
e)

Subscribed and sworn to before me at \_\_\_\_\_ (City and State) this 27<sup>ND</sup> day of July, 1997.

Randy D. Baxter  
(Employee's Signature)

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Employee of the Department of Health and Human services designated under Act of January 31, 1925, Reorganization Plan IV effective June 30, 1940; Reorganization Plan No. 1 of 1953, effective April 11, 1953; and P.L. 96-88 effective May 4, 1980.