



DEPARTMENT OF HEALTH & HUMAN SERVICES

Food and Drug Administration  
Rockville MD 20857

JAN 28 2005

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Amanda Frost  
Scott L. Nelson  
Public Citizen Litigation Group  
1600 20th Street, N.W.  
Washington, D.C. 20009-1001

Re: Docket No. 2003P-0437/CP1

Dear Ms. Frost and Mr. Nelson:

This responds to your citizen petition dated September 22, 2003 (petition), which requested that the Commissioner of the Food and Drug Administration (FDA) refrain from convening the October 14, 2003 meeting of the General and Plastic Surgery Devices Panel of the Medical Devices Advisory Committee "until adequate public notice is given of the Panel's membership." In particular, the petition sought public disclosure of the identities of all members of the panel, including newly-appointed temporary voting members, in advance of the meeting. The petition acknowledged that, as of September 19, 2003, the identities of three members of the panel had already been publicly identified by FDA on the agency's Internet website.

On October 3, 2003, FDA posted on its public website the final panel roster for the October 14-15, 2003 meeting of the General and Plastic Surgery Devices Panel of the Medical Devices Advisory Committee. The roster identified all of the panel members, including the acting panel chairperson, voting members, consumer and industry representatives, and the temporary voting members.

In light of FDA's actions as described above, this petition will now be closed.

Sincerely,

William K. Hubbard  
Associate Commissioner for Policy and Planning

2003P-0437

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