

A Partnership Including
Professional Corporations
600 Thirteenth Street, N.W.
Washington, D.C. 20005-3096
202-756-8000
Facsimile 202-756-8087
www.mwe.com

Boston
Chicago
London
Los Angeles
Miami
Moscow
New York
Orange County
Silicon Valley
Vilnius
Washington, D.C.

Gregory A. Krauss
Attorney at Law
gkrauss@mwe.com
202-756-8263

MCDERMOTT, WILL & EMERY

May 17, 2004

Dockets Management Branch (HFA-305)
Food and Drug Administration
5630 Fishers Lane (Room 1061)
Rockville, Maryland 20852

Re: Enrofloxacin for Poultry: Withdraw of Approval of
New Animal Drug Application
NADA 140-828; FDA Docket 00N-1571
Bayer Corporation's Exceptions to Initial Decision

Dear Sir/Madam:

Enclosed for filing please find an original and one copy of a Certificate of Service to be placed with Respondent Bayer Corporation's and Participant Animal Health Institute's Exceptions to the Initial Decision that was filed today with the Docket.

Please do not hesitate to call if you have any questions.

Sincerely,



Gregory A. Krauss

GAK:jeh
Enclosure

cc: Nadine Steinberg, Esquire (w/enclosure)
Kent McClure, Esquire (w/enclosure)

2000N-1571

SUP 9

CERTIFICATE OF SERVICE

I hereby certify that an original and one copy of Respondent Bayer Corporation's and Non-Party Participant Animal Health Institute's Exceptions to the Initial Decision was hand-delivered this 17th day of May, 2004 to:

Dockets Management Branch (HFA-305)
Food and Drug Administration
5630 Fishers Lane (Room 1061)
Rockville, MD 20852

Nadine Steinberg
Counsel for the Center for
Veterinary Medicine
5600 Fishers Lane (GCF-1)
Rockville, MD 20857

Kent D. McClure
Animal Health Institute
1325 G Street, N.W, Suite 700
Washington, D.C. 20005



Gregory A. Krauss
Counsel for Bayer