

CUNEO  
GILBERT &  
LADUCA,  
LLP

March 2, 2006

**VIA U.S. MAIL & FACSIMILE TRANSMISSION**

Food and Drug Administration  
Division of Freedom and Information  
5600 Fisherlane  
6/30 HFI- 35  
Rockville, Maryland 20857  
Fax: 301-443-1726

**Re: FOIA Request**

To the attention of FOIA requests:

Pursuant to the Freedom of Information Act, 5 U.S.C. 552 as amended, and the regulations promulgated pursuant thereto, we request you make available the following information:

1. all agency records generated or received by the Food and Drug Administration ("FDA") from January 1, 2003 to the current time referring or relating to the FDA's various investigations into Biomedical Tissue Services, Ltd.'s (BTS) recovering, processing and sending human tissue to tissue processors. Some of the tissue processors who received tissue from BTS are: LifeCell Corporation of Branchburg, New Jersey; Lost Mountain Tissue bank of Kennesaw, Georgia; Blood and Tissue Center of Central Texas in Austin, Texas; Tutogen Medical, Inc., of Alachua, Florida; and Regeneration Technologies, Inc., of Alachua, Florida ("Tissue Processors").
2. to the extent not covered by the previous request, all communications and records of communications to and from the FDA and BTS and all of the above mentioned Tissue Processors or other known Tissue Processors (or by their counsel);
3. all other presentations, testimonies, articles, news releases or other documents that may be related to the various investigations, from January 1, 2003 to the present;
4. also included in this request should be copies of any consumer complaints submitted to the FDA, in their original letter form, dealing with the above mentioned problems.

We request access to this information within the time limit set forth in the Freedom of Information Act, 5 U.S.C. 552 (a) (6) (A). We are willing to spend up to \$5,000.00 in search and copying fees. Please inform me in advance if the costs incurred will be greater than this amount.

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*Jonathan Cuneo is admitted to practice only in Washington, DC. ♦ Pamela Gilbert and Charles LaDuca are admitted to practice in New York and Washington, DC.*

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Please exercise your discretion to release the maximum amount of information releasable. As you know, the Freedom of Information Act requires you to release segregable portions of documents after exempt material is deleted. 5 U.S.C. 552 (b) . I am also aware of my right to an administrative appeal of any denial of my request under the Act.

Please contact me if you have any questions, or if I might assist you in your search for this information.

Sincerely,

A handwritten signature in black ink, appearing to read 'C. J. LaDuca', written in a cursive style.

Charles J. LaDuca