U.S. FOOD & DRUG ADMINISTRATION

February 2, 2023

Kohl Harrington
Director
Pet Schooled
9663 Santa Monica Blvd. #1267
Beverly Hills, CA 90210

**Re: Docket Nos. FDA-2021-P-0894, FDA-2021-P-1181, FDA-2021-P-1183, FDA-2022-P-1841, and FDA-2022-P-1854**

Dear Mr. Harrington:

This letter responds to the following citizen petitions you submitted:

> FDA-2021-P-0894, filed August 8, 2021, requesting "All reports of adverse events and/or reactions dog [sic] and/or cats have had to dog and cat food and dog and cat treats from March 16, 2018-June 30, 2020;"
>
> FDA-2021-P-1181, filed November 1, 2021, "All reports of adverse events and/or reactions dog [sic] and/or cats have had to dog and cat food and dog and cat treats from May 1, 2021-June 30, 2021;"
>
> FDA-2021-P-1183, filed November 1, 2021, All reports of adverse events and/or reactions dog [sic] and/or cats have had to dog and cat food and dog and cat treats from February 1, 2021-April 30, 2021;"
>
> FDA-2022-P-1841, filed August 8, 2022, "All reports of adverse events and/or reactions dog [sic] and/or cats have had to dog and cat food and dog and cat treats for the month of July 2021;" and
>
> FDA-2022-P-1854, filed August 8, 2022, "All reports of adverse events and/or reactions dog [sic] and/or cats have had to dog and cat food and dog and cat treats for the month of August 2021."

In accordance with 21 CFR 10.30(e)(3) we are granting your petitions.

As grounds for the petitions, you claim the "information has been requested through FOIA '3 or more times' and FDA is now required to comply with 5 U.S.C. § 552(a)(2)(D) and publish these records on the FDA FOIA reading room." 5 U.S.C. § 552(a)(2)(D) states in part:

> Each agency … shall make available for public inspection in an electronic format … copies of all records … that have been released to any person under [FOIA]; and … that have been requested 3 or more times[.]

Although you did not provide the control numbers for the FOIA requests that you claim triggered this provision of the FOIA, we have been able to identify at least 3 FOIA requests for each petition and confirm that these records have been released under FOIA. Therefore, we intend to post the records to the CVM FOIA Electronic Reading Room. However, FDA is required to comply with the electronic and information technology requirements in the Rehabilitation Act of 1973 (Pub. L. 93-112), section 508 [29 U.S.C. § 794d(a)], when posting these records to our electronic reading room or elsewhere on our website. Section 508 requires us to ensure that individuals with disabilities have access to and use of these records.

We will post records to the CVM FOIA Electronic Reading Room at: https://www.fda.gov/about-fda/center-veterinary-medicine/cvm-foia-electronic-reading-room. The records will be in the "Safety & Health" section, under the heading "Adverse Event Reports Related to Animal Food – May 2010 – June 10, 2022." We will post these records on a rolling basis as they are made section 508-compliant.

Respectfully,

William T. Flynn -S

Digitally signed by William T. Flynn -S
Date: 2023.02.02 11:47:26 -05'00'

William T. Flynn, DVM, MS
Deputy Director for Science Policy
Center for Veterinary Medicine