



February 24, 2023

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

Re: Docket No. FDA-2022-P-2984

Dear Mr. Harrington:

This letter responds to your Citizen Petition (FDA-2022-P-2984) filed with the Food and Drug Administration (FDA) on November 22, 2022. We are dismissing your petition in accordance with 21 CFR 10.30(e)(3) because changes in circumstances since the date on which your petition was submitted have rendered the petition moot. We explain further below.

The petition requests “FDA-CVM to comply with FOIA law and post publicly on the FDA FOIA reading room all documents requested through various FOIA requests pertaining to *AFIA Salmonella Webcast April 22, 2010 (Xin Li).ppt*.” As grounds for the petition, 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[.]

We were able to identify at least 3 FOIA requests for “*AFIA Salmonella Webcast April 22, 2010 (Xin Li).ppt*,” and confirm that this record has been released under FOIA. Therefore, as required by 5 U.S.C. § 552(a)(2)(D), we have posted the records to the CVM FOIA Electronic Reading Room.

The records can be found on the CVM FOIA Electronic Reading Room at:

<https://www.fda.gov/about-fda/center-veterinary-medicine/cvm-foia-electronic-reading-room>.

The records are in the “Safety & Health” section, under the heading “AFIA Salmonella Webcast PowerPoint – April 2010.”

Respectfully,

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