



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

HFA-305

Food and Drug Administration  
Rockville MD 20857

ADMINISTRATIVE

1982 APR 28 AM 10:19

APR 23 1982

Wayne H. Matelski, Esquire  
Hamel, Park, McCabe & Saunders  
888 Sixteenth Street, N.W.  
Washington, D.C. 20006

Dear Mr. Matelski:

I am in receipt of your letter of March 26, 1982. In addition, I am aware that your client, Schmid Laboratories, Inc., filed a lawsuit against the government on April 8, 1982, seeking a decision from FDA on the status of their product, Condom with Spermicidal Lubricant, (nonoxynol-9).

As reflected in an April 9, 1982, letter to you from our Office of General Counsel, the Agency intends to move as promptly as possible to fulfill our statutory obligations and reach the appropriate decision in this matter.

Sincerely yours,

*Arthur Hull Hayes, Jr.*

Arthur Hull Hayes, Jr., M.D.  
Commissioner of Food and Drugs

R/D:GLibby:3/31/82  
Init:VZafra:4/8/82  
RBrady:4/21/82  
TScarlett:4/21/82  
MNovitch:4/22/82

cc:HFK-1  
HFY-1  
HFJ-2  
HFA-305  
HFK-400  
HFK-470  
HFA-224  
HFD-1  
GCF-1  
HF-1  
HF-2  
HF-9  
HFJ-1  
HFJ-5

ACK

LET004/ACK

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