

**Dr. James B. Gerni
Chiropractic Physician
216 W. 19th St.
Connersville, Indiana 47331**

13 February 2001

Commissioner Jane E. Henry, M.D.

U.S. Food and Drug Administration

5600 Fischer-s Lane

Rockville, Maryland 208557

RE: Petition ~~Docket~~ Number OOP-1602/CP 1 Dated 11/6/00

Commissioner;


I am requesting a review of the claim that there is no approval by the FDA of fluoride supplements or water fluoridation chemical additives. Also, I would like to know if there are any other drugs which are introduced without FDA approval.

In descending order of toxicity the following toxins rank; arsenic, fluoride, lead. Yet, in descending order of allowable maximum levels in public water supply, the EPA ranks; lead 15ppb, arsenic 50ppb, fluoride 4000 ppb.

As a whole health care practitioner, I believe that the pH of the oral cavity has the greatest impact on the quality of the dental health.

Please send me a copy of the approval, should there be one. I have enclosed my review of laws in our state and statements of obstructed freedoms.

Yours in Health,


James B. Gerni, D.C.

OOP-1602

C4

*Dr. James B. Gerni
Chiropractic Physician
216 W. 19th St
Connersville, Indiana 47331*

11 January 2001

Dear Community Leader;

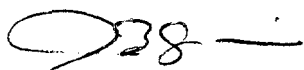
Please find the enclosed document for your review. I encourage you to discuss this with me, personally.

Each point needs some expansion. In addition, I recommend reading *The Journal of Environmental Law*, Florida State University, March 1999. I have enclosed extrapolated data from populations of 25 million subjects.

Also, you may wish to become familiar with G proteins, 1994 Nobel prize in Medicine and Physiology study. Today, more information discusses how gates at the cellular level are left on or turned off by protein fragmentation.

Perhaps, this is why 14 Nobel Prize Winners have discerned water fluoridation.

Yours in Health,



Dr. James B. Gerni
Chiropractic Physician

**Dr. James B. Gerni
Chiropractic Physician
216 w. 19th St.
Connersville, IN 4733 1
1-888-827-0393**

10 January 2001

Indiana Department of Environmental Management
Public Water System Permit Section
Office of Water Management
P. O. Box 6015
Indianapolis, Indiana 46206-6015

RE: Connersville Utilities, public water system PWSD #:5221001

Findings of Fact

1. Resolution 2000-18 provides a service for medical treatment.
2. A restaurant is located within 500 ft of the building site
3. By definition the above resolution provides for a separate utility and construction IC 8-1-2-1.
4. IC 8-1-1.5-2-16 (2) construction of a new utility may not be done before the question has been submitted to the voters at a special or the next general election.
5. IC 15-3-3.5-2 (A) in the case of a pesticide other than a plant regulator, defoliant, or desiccant, an ingredient that will prevent, destroy, repel, or mitigate insects, nematodes, fungi, rodents, weeds, or other pests.
6. IC 15-3-3.5-3 (5) The pesticides commonly known as standard lead arsenate, basic lead arsenate, calcium arsenate, magnesium

arsenate, zinc arsenate, zinc arsenite, sodium fluoride, sodium fluorisilicate and barium fluorisilicate.....

7. FORD Material Safety Data Sheet, Tox No. 000352 Product: 100 NOCOLOK FLUX (Latin for Fluoride) contains fluoride in high concentrations exposing a significant percentage of the population. Available upon request.
8. IC 16-36-1-4(b) A consent to health care under 5,6,7 of this chapter is not valid if the health care provider has knowledge that the individual has indicated contrary instructions. . .
9. The common misconception is that fluorite and fluoride are the same is an ERRATA. Reference Solubility rates and rates of reaction (pKa).
10. Tri-Halo-Methanes are significantly increased when the addition of fluorides substances, the most embolitious halide, are added and subsequently come in contact to sewage. These substances are well established carcinogens.
11. It is not efficacious to use these halides to the target audience by volume. Approximately 97% never reaches the intended i.e. car washes, toilet. etc.
12. IC 13-18-4 Pollution of water deleterious to health and wildlife
13. IC 13-14-8-4 (7) the right of all persons to an environment sufficiently uncontaminated as not to be injurious to (A) human, plant, animal, or aquatic life; or (B) the reasonable enjoyment of life and property.
14. 1990 Americans with Disabilities Act provides concerns for those with heart and kidney diseases as disabled
15. 1993 Toxicological profile for Fluorides, Hydrogen Fluoride, and Fluorine, pp112, 2.7 Populations That Are Unusually Susceptible. Existing data indicate that subsets of the population may be unusually susceptible to the toxic effects of fluoride and its compounds. These populations include the elderly, people with deficiencies of calcium/magnesium and/or vitamin C, and people with cardiovascular and kidney problems.

16. We have two toddlers that I know of that have nephrogenic diabetes insipidous which require approximately 2.5 gals/day of H₂O for renal clearance to LIVE LIFE.
17. The addition of fluorides to water is placing a barrier denying access to a public utility by the disabled.
18. U.S. Environmental Council at the onset of 2001 is proposing a Maximum Contaminant Level for Arsenic at 3ppb, lower than that proposed by the Environmental Protection Agency, which wants to reduce the level from the previous recommendation of 50 ppb to 5 ppb.
19. Oct 2000 Opflow, C. Wang, G.M. Huntly, "Treatment Chemicals Contribute to Arsenic Levels. (AWWA, American Water Works Association) The use of low grade fluoride compounds contribute significantly to the heavy metal levels in our water. Contaminant levels were set as acceptable standards not with the intent of adding more. At the 3ppb level 90% of the arsenic levels would be attributable by fluoride treatment.
20. See National Resources Defense Council Arsenic Report: <http://www.nrdc.org/water/drinking/arsenic/aolinx.asp>
21. Fluoride is non-essential for normal physiology, driving a Grinyard reaction reducing the carboxyl group on the hydroxy-appetite molecule allowing for the insertion of mineralization of the teeth. Unfortunately, proteins also have carboxyl groups, which by the same reaction become febrille fragmented amyloid proteins resulting in a numerous of scenarios including fibromyalgia and alzheimer symptoms.
22. State's Police Action is not applicable because there is no contagious disease, even so the evidence must rest in the tests of the human condition and not the water. Studies have shown that even in non-fluoridated areas, blood tests show above optimal readings fluoride, thus eliminating the need for gross medication en masse.
23. Pope Pius XII 14 September 1952, Rome; "By God's Law we must maintain the principles laid down by the Nuremburg trials that the full consent of the subject is essential and that he

must at all times be able to withdraw from it.” “This is not so with public authorities who claim that ‘the individual must be subordinated to the community.’”

24. The addition of fluoride to water has never been approved by the FDA. It does not qualify for 1938 grandfathering, because prior to this date Sodium Fluoride was used only as a pesticide.
25. Finally, the argument that “we have been doing it for fifty years.’ This brings to mind the fact that Jackie Robinson, the worlds greatest athlete of the last century faced a court martial for failing to sit in the back of the bus. How many years did the population subject themselves to this impropriety?

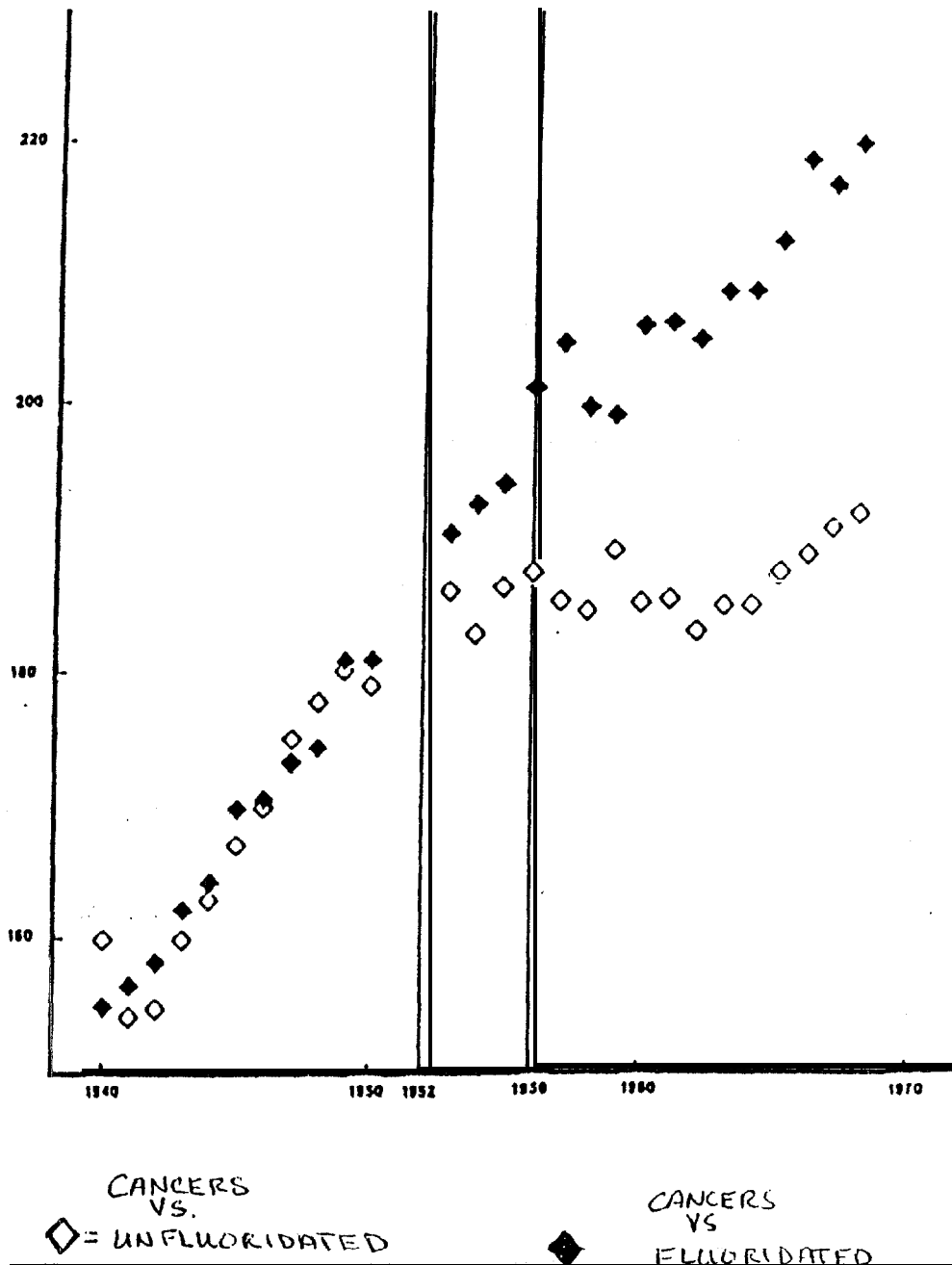
Please inform me of the proceedings in this matter.

Yours in Health,

Dr. James B. Gerni
Chiropractic Physician

FIGURE 2. The Basic Data in Weighted Averages for 1940-1950 and 1953-1968.^b

ADJUSTED FOR AGE, RACE, GENDER



^b The vertical axis represents observed cancer death rates per 100,000 (CDR₀). The horizontal axis represents years. The white diamonds represent the control (-F) cities. The black diamonds represent the experimental (+F) cities. The vertical lines touching the horizontal axis at 1952 and 1956 represent the period during which fluoridation was started in the experimental cities.

Dr. James B. Gerni

From: Jeff Green <greenjeff@home.com>
To: <Recipient List Suppressed;>
Sent: Wednesday, January 17, 2001 10:40 PM
Subject: EPA orders MCL for arsenic: 10 ppb

Jan 17, 2001 - 07:02 PM

EPA Orders Sharp Reduction in Arsenic Levels in Drinking Water

By H. Josef Hebert

Associated Press Writer

WASHINGTON (AP) - The Environmental Protection Agency ordered Wednesday that allowable levels of arsenic in drinking water be reduced by 80 percent. The action updating an arsenic standard that has been in effect for nearly 60 years is expected to require about 3,000 communities - generally small water systems - to make changes in treatment of drinking water, the agency said.

"This new drinking water standard will provide additional public health protection for 13 million Americans," President Clinton said in a statement.

Environmentalists have argued for years that the arsenic standard, established in 1942, of 50 parts per billion should be lowered. Last year, the EPA proposed going to 5 parts per billion as demanded by many environmentalists, but then settled at 10 parts per billion. Efforts to tighten the federal requirement gained momentum after a National Academy of Sciences report in 1999 found arsenic in drinking water causes bladder, lung and skin cancer, and might cause kidney and liver cancer. The EPA also had been sued by a leading environmental group, the Natural Resources Defense Council, which claimed the EPA had been negligent in not moving quickly to lower the standard. "It's a significant accomplishment to have gotten this through with so much opposition over the last several decades," said Erik Olson, an NRDC water quality expert. "It will save many people's lives who would have died from cancer." The mining and chemical industries had opposed the standard because it is expected to be used as the cleanup standard on some toxic waste sites. Water supply agencies also had complained about the cost of making improvements, estimated capital costs alone at about \$5 billion. The EPA estimated its new standard will increase the annual water bill \$60 or less per household in communities where improved treatment and upgrades are needed. Some financial and technical assistance will be available for small systems needing to make improvements to meet the new standard, the EPA said. All the 54,000 community water systems, serving about 254 million people, will be subject to the new standard. But the EPA said that only about 5 percent, or 3,000 systems serving 13 million people, will have to upgrade their systems to meet the new standard. Most of the systems affected by the standard serve fewer than 10,000 people. The agency said that communities in parts of the Midwest and New England that depend on underground sources for drinking water will be affected most. Water industry representatives had lobbied for a standard of 10 parts per billion as is the standard for the World Health Organization. They said the earlier proposed 5 parts per billion standard would have been extremely costly. --- On the Net: EPA:

<http://www.epa.gov/safewater> U.S. Geological Survey map of counties with high

The request to the FDA to remove all fluoride drops, tablets, and vitamins from the market from Assemblyman Kelly (R-NJ) is now available for viewing and download on the <http://www.citizens.org> web site. Any other web site can of course capture the document or link to it at your pleasure.

The full downloadable document containing the following text of Assemblyman Kelly's questioning of the CDC will be available tomorrow as well:

October 30, 2000

Jeffrey Koplan, M.D., M.P.H.
Director
Centers for Disease Control
1600 Clifton Road
Atlanta, GA 30333

Dear Dr. Koplan:

The CDC Oral Health Resources website hosts a page promoting and recommending dosages for children's dietary fluoride supplements. The FDA has not approved these drugs. I am interested to know how it is that the CDC is promoting the use of a prescription drug which is not approved by the Food and Drug Administration. I note that the CDC webpage prominently informs the public of the approvals of the American Dental Association, the American Academy of Pediatrics, and the American Academy of Pediatric Dentistry but fails to mention the lack of FDA approval.

I would also like to know if there are any other drugs which the FDA has not approved which are promoted by the CDC.

Sincerely,

John V. Kelly
Assemblyman District 36

JK/ah

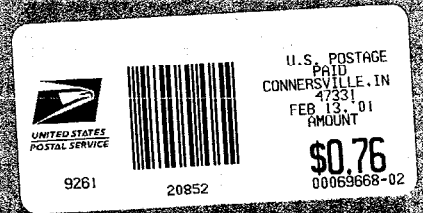
Enc.

cc: Senator Robert Smith
Congressman Ken Calvert
Congressman James Sensenbrenner

arsenic levels: <http://co.water.usgs.gov/trace/arsenic> AP-ES-01 -17-011900EST

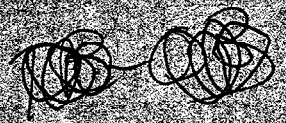
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OPA Rm. 15-05

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20852