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MIDWAY BEVERAGE, INC.  
6347 Patton Blvd. • Moses Lake, WA 98837 • (509) 762-2422

August 28, 2003

AQn: TTB Notice No.4  
Chief, Regulations and Procedures Division  
Alcohol and Tobacco Tax and Trade Bureau  
PO Box 50221  
Washington, DC 20091-0221

Dear Sir or Madam:

Midway Beverage, Inc. is in favor of the proposed rule, issued in March 2003, by the Tax and Trade Bureau which states that the alcohol content requirements for flavored malt beverages cannot exceed .5% in order for them to be classified as a beer.

Beer is a product that has always been classified differently from other alcoholic beverages. This rule is consistent with the historical interpretation of what constitutes beer and other malt beverages. Adoption of the ".05 by volume standard" would continue to ensure the standards of the beer and malt beverage industry.

Beer is a product that has nothing in common with fortified wine or distilled spirits and should be kept in a separate category. The .05 standard will ensure that the lines between beer, wine, and distilled spirits will not be blurred.

Thank you for the opportunity to voice our concerns.

Sincerely,

Scott Ramsd  
Midway Beverage Inc.  
Owner