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October 20, 2003

Chief, Regulations and Procedures Division
Tax and Trade Bureau
PO Box 50221
Washington, DC 20031-0221

Re: TTBNNotice#4

Dear Sir or Madam:

Flying Fish Brewing Company the supports the standard of composition for Flavored Malt Beverages (FMBs) as set forth by the Tax and Trade Bureau in TTB Notice #4.

It is appropriate that the limit of alcohol in a "beer" derived from distilled spirits be limited to 0.5% alcohol by volume. The 0.5% alcohol by volume limit is the standard for determining the tax status of beer, wine, and fruit flavor concentrates. The 0.5% standard is fair across the board for all beverages and should apply to FMBs with added flavors as well.

We reaffirm our company's support for the proposed "0.5% standard" for FMBs. Its consistency with historical interpretations of Federal regulations will help maintain an orderly marketplace for consumers and the integrity of the beer category.

Thank you.

Sincerely,

Gene Muller
President
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Cherry Hill, NJ 08003
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