



**DEPARTMENT OF HEALTH & HUMAN SERVICES**  
**Food and Drug Administration**  
Office of the Deputy Commissioner for Medical and Scientific Affairs

Food and Drug Administration  
5600 Fishers Lane, 14-89 HF 21  
Rockville, MD 20857

August 5, 2005

MEMORANDUM

**TO:** Lester M Crawford, DVM  
Commissioner

**FROM:** Scott Gottlieb, MD  
Deputy Commissioner for Medical and Scientific Affairs

**SUBJECT:** Disqualification Statement Regarding Former Clients

Pursuant to the provisions of the Standards of Ethical Conduct regarding impartiality in the performance of official duties, 5 C.F.R. § 2635.502, until August 1, 2006, I will disqualify myself from participating in particular matters involving specific parties in which my former consulting relationship, Manning Selvage & Lee, is a party or represents a party, where a reasonable person would question my impartiality in the matter, unless authorized to participate pursuant to § 2635.502(d).

In addition, for a period of one year following the termination of my services for the following entities with which I have a covered relationship, I will disqualify myself from participating in particular matters involving specific parties in which any such entity is a party or represents a party, where a reasonable person would question my impartiality in the matter, unless authorized to participate pursuant to § 2635.502(d). This disqualification applies to the following entities:

<u>NAME OF ENTITY</u>	<u>DATE RECUSAL ENDS</u>
InaMed	July, 2006
Eli Lilly	December, 2005
Roche	January, 2006
Galderma Laboratories, L.P.	December, 2005
Philips Electronics	March, 2006
Proctor & Gamble	April, 2006
Sanofi-Aventis	February, 2006
VaxGen	August, 2006
Serono	December, 2005

Where participation in a specific-party matter is implicated by the above disqualification provisions, the agency designee may nonetheless authorize my participation in the matter based

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on a determination, made in light of all relevant circumstances, that the interest of the Government in my participation outweighs the concern that a reasonable person may question the integrity of the agency's programs and operations. In making this determination, the agency designee may take into consideration the factors enumerated in 5 C.F.R. § 2635.502(d)(1)-- (6).

A copy of this memorandum will be distributed among my immediate staff and other appropriate staff members to enable such staff to assist in screening matters that may involve my participation and which may be implicated by the above disqualification provisions.

cc: Sheldon Bradhsaw  
Gerald Masoudi  
Janet Woodock  
Patrick Ronan  
Sheila Walcoff  
Donna Anderson