

FEDERAL TRADE COMMISSION
WASHINGTON, D. C. 20580

**BUREAU OF
CONSUMER PROTECTION**

April 2, 1975

Henry W. Blackburn, M.D.
Department of Physiological Hygiene
University of Minnesota Medical School
Minneapolis, Minnesota 55455

Dear Doctor Blackburn:

Please find enclosed a copy of the agreement with the National Commission on Egg Nutrition. The meeting is set for April 8, 1975. Mr. Colleton has asked whether he and his colleague may view the documents, which you will voluntarily produce, the morning of, and prior to the meeting. As we indicated, we have no objections to such a procedure and we believe it will help expedite the meeting.

I think your obligations under the enclosed agreement are clear, but if you have any questions please feel free to call me (202)962-4415 or my colleagues Lynne McCoy and Mark Heller (202)962-4463.

I am also enclosing a copy of the FTC's exhibit list. Lynne and I look forward to seeing you on April 8, 1975.

Sincerely,

Stewart A. Block
Stewart A. Block
Attorney.

cc: Honorable Ernest G. Barnes

David R. Melincoff
1747 Pa. Avenue, N.W.
Washington, D.C. 20006

Donald P. Colleton, Esq.
Moses, Gibbons, Abramson & Fox
33 North Dearborn Street
Chicago, Illinois 60602

Enclosure.

MEMORANDUM

RE: National Commission on Egg Nutrition "Infornam Deposition" with
Henry Blackburn

On 24 March 1975, when I indicated to Mr. James Fox of the NCEN that if he wished to bring an associate and stenographer to our scheduled meeting or otherwise document our conversation, that I felt FTC lawyers should be present, Mr. Fox summarily requested the enclosed subpoena issued on me and my records going back 10 years.

I trust that your interview with him has gone better. I and the FTC lawyers consider my request normal and reasonable and the enclosed subpoena as harrassment and intimidation of an expert witness who is not a litigant in this matter.

In fact, we see no reason why there should be any obligation beyond the expert testimony at the hearing.

The enclosed is for your information only and no action or reply is requested.