

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

NATURAL RESOURCES DEFENSE)
 COUNCIL, INC.; CENTER FOR SCIENCE)
 IN THE PUBLIC INTEREST; FOOD)
 ANIMAL CONCERNS TRUST; PUBLIC)
 CITIZEN, INC.; and UNION OF)
 CONCERNED SCIENTISTS, INC.,)

Plaintiffs,)

v.)

UNITED STATES FOOD AND DRUG)
 ADMINISTRATION; MARGARET)
 HAMBURG, in her official capacity as)
 Commissioner, United States Food and Drug)
 Administration; CENTER FOR)
 VETERINARY MEDICINE; BERNADETTE)
 DUNHAM, in her official capacity as)
 Director, Center for Veterinary Medicine;)
 UNITED STATES DEPARTMENT OF)
 HEALTH AND HUMAN SERVICES; and)
 KATHLEEN SEBELIUS, in her official)
 capacity as Secretary, United States)
 Department of Health and Human Services,)

Defendants.)

11 CIV 3562 (RMB)
ECF Case

PROOF OF SERVICE OF PROCESS

I, Lucía Roibal, declare as follows:

1. I am employed as a program assistant at the Natural Resources Defense Council in New York City.

2. On May 25, 2011, I served on the following defendants and counsel for defendants copies of the following documents relating to this case: the Complaint, Plaintiffs' Rule 7.1 Statements, the assigned Judges' individual rules, the Court's Electronic Case Filing Rules and Instructions, and the relevant summonses.

3. I served defendants Center for Veterinary Medicine and Bernadette Dunham, Director of the Center for Veterinary Medicine, by sending one copy per defendant of the documents identified above in ¶ 2 by certified mail to: Bernadette Dunham, Director, Center for Veterinary Medicine, 7519 Standish Place, Building MPN4, Room 176, Rockville, MD 20855. I have received return-receipt forms indicating that the packages were received by Bernadette Dunham on June 1, 2011. True and correct copies of the summonses for Bernadette Dunham and the Center for Veterinary Medicine and the return receipts are attached as Exhibit A.

4. I served defendants United States Department of Health and Human Services and Kathleen Sebelius, Secretary of the United States Department of Health and Human Services, by sending one copy per defendant of the documents identified above in ¶ 2 by certified mail to: Kathleen Sebelius, Secretary, United States Department of Health and Human Services, 200 Independence Avenue, S.W., Washington, D.C. 20201. I have received return-receipt forms indicating that these packages were received by Kathleen Sebelius on May 31, 2011. True and correct copies of the summonses for Kathleen Sebelius and the United States Department of Health and Human Services and the return receipts are attached as Exhibit B.

5. I served defendants United States Food and Drug Administration (FDA) and Margaret Hamburg, Commissioner of FDA, by sending one copy per defendant of the documents identified above in ¶ 2 by certified mail to: Margaret Hamburg, United States Food and Drug Administration, 10903 New Hampshire Avenue, Silver Spring, MD 20993-0002. This is the address listed on the agency's website (<http://www.fda.gov/AboutFDA/ContactFDA/default.htm>). I did not receive return-receipt forms indicating that these packages had been received. Following an email inquiry, however, counsel

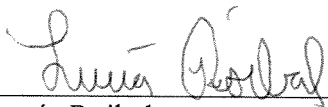
for FDA responded that he believed the agency had received both packages. True and correct copies of the summonses for Margaret Hamburg and FDA are attached as Exhibit C.

6. I served the Attorney General of the United States by sending the documents identified above in ¶ 2 by certified mail to: Eric H. Holder, United States Attorney General, United States Department of Justice, 950 Pennsylvania Avenue, NW, Washington, D.C. 20530-0001. I have received a return-receipt form indicating that this package was received by the Attorney General of the United States on June 1, 2011. True and correct copies of the summonses for the Attorney General and the return receipt are attached as Exhibit D.

7. I served the Civil Process Clerk for the United States Attorney for the Southern District of New York by sending the documents identified above in ¶ 2 by certified mail to: Civil Process Clerk, U.S. Attorney for the Southern District of N.Y., Civil Division, 86 Chambers Street, New York, NY 10007. I have received a return-receipt form indicating that this package was received by the Civil Process Clerk on May 26, 2011. True and correct copies of the summonses for the Civil Process Clerk and the return receipt are attached as Exhibit E.

I declare under penalty of perjury that the foregoing is true and correct, to the best of my knowledge, information, and belief.

Executed on July 26, 2011, at New York, New York.



Lucía Roibal