

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 (THK)
ECF Case

**DECLARATION OF
ROBERT WEISSMAN**

I, Robert Weissman, declare as follows:

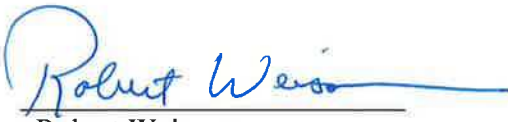
1. I am the President of Public Citizen, Inc.
2. Public Citizen is a nonprofit, membership organization incorporated under the laws of the District of Columbia.
3. Public Citizen currently has approximately 225,000 members and supporters nationwide.

4. Since it was founded in 1971, Public Citizen has worked before Congress, regulatory agencies, and in the courts to advance the interests of its members on a wide range of consumer protection issues.

5. In particular, Public Citizen's Health Research Group (HRG) promotes research-based, system-wide changes in health care policy and provides oversight concerning drugs, medical devices, doctors, hospitals, and occupational health. HRG works to ban or relabel unsafe or ineffective drugs, and publishes "Worst Pills, Best Pills News," a consumer guide to avoiding drug-induced death or illness. "Worst Pills, Best Pills News" has about 160,000 subscribers. Because of Public Citizen's organizational concern about human health risks posed by the routine use of antibiotics in food animals, HRG signed the 1999 petition to the Food and Drug Administration asking the agency to withdraw approval for nontherapeutic uses of medically important antibiotics in livestock.

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

Executed on September 28, 2011, at Washington, DC.


Robert Weissman