

Care To Live

a not for profit corporation

www.CareToLive.com PO Box 464 Thorofare NJ 08086-0464 info@CareToLive.com

July 6, 2010

Centers for Medicare & Medicaid Services
Office of Strategic Operations and Regulatory Affairs
Freedom of Information Group
Room N2-20-16
7500 Security Boulevard
Baltimore, Maryland 21244-1850

RE: FREEDOM OF INFORMATION ACT REQUEST

Dear CMS Freedom of Information Group,

Please consider this a request under the Freedom of Information Act.

We request copies of all documents relating to the decision of The Centers for Medicare and Medicaid Services to initiate a National Coverage Determination regarding the prostate cancer immunotherapeutic agent sipuleucel-T (Provenge). This request includes all documents, whether e-mails, including internal emails summarizing telephone or other conversations, letters, faxes and memoranda of telephone conversations that Dr. Louis Jacques, the director of the Coverage and Analysis Group at the Medicare Center, referred to when he said your agency heard from people in regards to Provenge. Dr. Jacques made the following statement to Matthew Herper of Forbes Magazine:

"We've been getting questions from people," says Jacques. "Well, what's up with Provenge? Is it a drug? Is it a biologic? Is it something else? Does it really work? It has been interesting to look at the evidence around it."

<http://blogs.forbes.com/sciencebiz/2010/07/why-medicare-is-reviewing-provenge/?boxes=businesschannelsections>

We request copies of all correspondence, whether electronic or otherwise, and all notes made by employees regarding all requests for inquiries, including, where available, the originating phone number where the requests were oral, or notes identifying the caller or the location of the calls and all communications then made when those inquiries were communicated to superiors within the agency. All phone logs or evidence of formal or informal inquiries or communications, internal or external, should be included.

We request all documents CMS has pertaining to the people who asked those questions as well as all other documents relating to this decision, who made the decision and include the names and organizations of all those who made the informal inquiries.

We are willing to pay all costs associated with complying with this request.

Sincerely,

/s/

Mike Kearney
Spokesperson for CareToLive, a not for profit corporation
E-mail: PublicRelations@CareToLive.com
Phone: xxx-xxx-xxxx