



The Honorable Charles E. Grassley
Chairman
Committee on the Judiciary
United States Senate
Washington, D.C. 20510

NOV 30 2018

Dear Chairman Grassley:

Thank you for your letter of September 20, 2018, regarding the Food and Drug Administration's (FDA or the Agency) recent enforcement efforts related to the sale and marketing of e-cigarette products to minors.

Protecting our nation's youth from the dangers of tobacco products is among FDA's most important responsibilities and we are taking aggressive steps to make sure tobacco products are not being marketed to, sold to, or used by kids. These efforts are a cornerstone of our comprehensive plan announced last summer and are also the focus of our Youth Tobacco Prevention Plan.¹

FDA's Youth Tobacco Prevention Plan demonstrates the Agency's commitment to using our authorities to protect our children. These authorities include enforcement, product standards, premarket review, sales and promotion restrictions, and public education.

We have taken numerous significant actions aimed at addressing youth use of tobacco products and, in particular, e-cigarettes.

In April, the Agency conducted a large-scale, undercover nationwide blitz of retail establishments that resulted in the Agency issuing 56 warning letters and six civil money penalty (CMP) complaints related to the illegal sales of JUUL products to kids. In addition, we sent an official request for information to JUUL Labs requiring them to submit important documents to better understand the reported high rates of youth use and the particular youth appeal of these products. The Agency sent similar requests to companies that make products that have attributes that overlap with those of JUUL products. FDA also worked to foreclose the sale of e-cigarettes to minors online by contacting eBay to raise concerns over several listings for JUUL products on its website. This resulted in listings for these products being removed from eBay.

In May, FDA issued 17 warning letters to manufacturers, distributors, and retailers for selling e-liquids with labeling and/or advertising that cause them to resemble kid-friendly food products, such as juice boxes, candy, or cookies. The warning letters state that failure to correct violations may result in FDA initiating further action such as seizure or injunctive relief. Of these warning letters, 13 were issued as part of a joint action with the Federal Trade Commission. As a result of the warning letters, all of the firms have stopped selling the violative product.

¹ <https://www.fda.gov/TobaccoProducts/PublicHealthEducation/ProtectingKidsfromTobacco/ucm608433.htm>

As referenced in your letter, on September 12, 2018, we announced a series of critical actions related to the sale and marketing of e-cigarettes to kids:

- FDA conducted a nationwide, undercover blitz of brick-and-mortar and online stores over the summer and issued more than 1,300 warning letters and CMP complaints to retailers who illegally sold e-cigarette products to minors. Of those 1,300 actions, more than 1,100 were warning letters, and 131 were CMPs (fines).
- FDA sent letters to five e-cigarette companies, requesting they submit plans to the Agency within 60 days, describing how they will address the widespread youth access and use of their products.
- FDA issued 12 warning letters to online retailers that are selling misleadingly labeled and/or advertised e-liquids resembling kid-friendly food products such as candy and cookies. These products were the subject of the Agency action in May described above and, subsequently, are no longer being sold with the offending labeling and advertising by the companies that received the May warning letters. However, the retailers that received the warning letters in September are still advertising and selling the violative products. Several of these retailers were also cited for illegally selling the products to minors.

On November 15, 2018, FDA and the Centers for Disease Control and Prevention released data from the National Youth Tobacco Survey (NYTS) showing that more than 3.6 million middle and high school students were current (past 30 days) e-cigarette users in 2018, a dramatic increase of more than 1.5 million students since last year. According to the results, youth who use e-cigarettes also are using them more frequently and using flavored products more often than last year. The sharp rise in e-cigarette use has resulted in an increase in overall youth tobacco product use, reversing a decline seen in recent years. This prompted us to take a series of steps to curb youth use trends.

FDA outlined these steps the same day, including plans to:

- Revise the current compliance policy for flavored ENDS products (other than tobacco, mint, and menthol flavors or non-flavored products) that are not sold in an age-restricted, in-person location.
- Revise the current compliance policy for flavored ENDS products (other than tobacco, mint, and menthol flavors or non-flavored products) that are sold online without heightened age verification.
- Revise the current compliance policy for any ENDS products that are marketed to kids.

FDA has also expanded its public education efforts to prevent youth use of e-cigarettes. In September, we launched “The Real Cost” Youth E-Cigarette Prevention Campaign to educate teens about the dangers of nicotine on the developing brain and other health consequences associated with e-cigarette use. This new effort targets nearly 10.7 million youth, aged 12-17, who have used e-cigarettes or are open to trying them. The campaign features advertising on

digital and social media sites popular with teens, as well as posters with e-cigarette prevention messages in high schools nationwide.

In addition, FDA is investigating whether more than 40 e-cigarette products, which include products that may be attractive to youth, are being marketed outside of FDA's compliance policy by sending letters to 21 companies requesting information that will help the Agency determine the marketing status of their products. If products are being unlawfully marketed and outside the compliance policy, we will work to remove them from the market.

These are just some examples of the important work FDA has done to protect children from tobacco products, but we still have much work to accomplish. We will continue to take strong action to protect youth, including expediting action on flavors, considering options for additional product standards and sales restrictions, and exploring ways to accelerate enforcement.

The specific questions in your letter are repeated in bold type below, followed by our responses.

- 1. With respect to the 1,300 civil money penalty cases, please provide a list of all companies that received an order to pay a fine and the amount. In addition, please note whether the company has paid the fine, and, if not, what steps you have taken, or plan to take, to ensure the fine is paid.**

As mentioned above, FDA took action against more than 1,300 retailers who illegally sold e-cigarette products to minors during a nationwide, undercover blitz during the summer of 2018. This effort included the issuance of more than 1,100 Warning Letters and 131 CMPs to violative retailers.

Generally, the first time FDA finds that a tobacco retailer has violated the law, the Agency issues a Warning Letter, which is an advisory action used to provide notice and obtain voluntary compliance. These Warning Letters describes the violation(s) and states that the retailer has a continuing obligation to comply with Federal law, that FDA will periodically inspect the establishment, and that future violations may result in FDA initiating regulatory action without further notice, including CMPs.

If FDA finds subsequent violations at a retail establishment after the issuance of a Warning Letter, it generally seeks CMPs in accordance with the penalty schedule published in the Family Smoking Prevention and Tobacco Control Act (Tobacco Control Act), which amended the FD&C Act. The Agency further explains these actions and the penalty schedule in FDA-issued guidance documents. A CMP is an administrative enforcement action and retailers are entitled to a hearing in front of a U.S. Health and Human Services Departmental Appeals Board (DAB) Administrative Law Judge (ALJ) to contest some or all of the allegations, and/or the amount of the penalty. FDA initiates a CMP by filing a complaint with the DAB and serving the complaint upon the tobacco retailer or other appropriate person (the respondent). Within 30 days of the date of service of the complaint, the respondent must take action by paying the penalty, settling the CMP with FDA, or filing an answer to contest the allegations and/or penalty. If the respondent does not act within 30 days, the ALJ may find them in default. If a retailer fails to pay an adjudged penalty, FDA may refer the case to the U.S. Department of Justice for further action.

Please find the enclosed chart of information regarding the 131 retailers who received a CMP during the summer blitz. The “CMP Amount” provided in the chart is the amount sought in the CMP complaint based on the CMP schedule provided in the Tobacco Control Act, as adjusted for inflation pursuant to 45 C.F.R. § 102.3. The schedule is based on the number of violations a retailer incurs within prescribed timeframes. Federal statute requires the Agency to adjust for inflation, which is also described in the December 2016, “Civil Money Penalties and No-Tobacco-Sale Orders for Tobacco Retailers” guidance document.² The retailers whose status is “paid” in the attached chart may have paid the CMP amount sought or a settled amount. The retailers whose status is “pending” in the enclosed chart are working through the process described in the paragraph above. Please note that while FDA is able to provide information to the Committee on the retailers who received a CMP and the amount, FDA does not disclose the status of CMP cases until they are closed. This protects the integrity of the process. We are providing this non-public information to the Committee in response to an authorized request from Congress. We ask that the Committee not make public or further distribute this information.

2. What efforts were undertaken prior to September 12, 2018, to identify and penalize manufacturers marketing e-cigarette products in violation of the FDA’s premarket review requirements? If efforts were not undertaken, please explain why not.

FDA has received complaint reports that some companies may be marketing new e-cigarette products that were not on the market as of August 8, 2016, thus falling outside of FDA’s compliance policy, and have not gone through premarket review. We take these reports very seriously and are currently investigating them.

It is important to note that some e-cigarette products may appear to have entered the market after that date, but may have instead only undergone a label change after that date. We are aware that some products have had their labels changed, including the product name, after August 8, 2016, which does not constitute a separate new tobacco product entering the market after that date. In our guidance document entitled *Demonstrating the Substantial Equivalence of a New Tobacco Product: Responses to Frequently Asked Questions (Edition 3)*,³ the Agency states that a modification to an existing tobacco product’s label, standing alone, does not result in a new tobacco product subject to the premarket review provisions of the FD&C Act.

With respect to new tobacco products that may be on the market without FDA authorization, FDA currently monitors the regulated industry through inspections, Internet surveillance, and other means, such as information requests. In the course of these activities, FDA checks the entities’ compliance with the existing requirements of the law, including requirements related to premarket authorization and the marketing of modified risk tobacco products.

² <https://www.fda.gov/TobaccoProducts/Labeling/RulesRegulationsGuidance/ucm447308.htm>

³ <https://www.fda.gov/TobaccoProducts/Labeling/RulesRegulationsGuidance/ucm436462.htm>

Although not related to e-cigarettes, FDA has taken compliance actions against firms for marketing other types of new tobacco products without marketing authorization. In those cases, FDA issued a warning letter to one firm and multiple firms were included in an Import Alert. The firm that received the Warning Letter stopped marketing the subject products in the United States. Generally speaking, the products cited in the Import Alert 98-04,⁴ “Detention Without Physical Examination of Certain Regulated Tobacco Products, Found to be Not Substantially Equivalent” are not permitted to enter the U.S. for the purposes of sale or distribution. This Import Alert instructs FDA’s staff at the ports and borders to detain, without having to physically examine, certain regulated tobacco products found to be “not substantially equivalent.” If FDA district staff encounter shipments of products identified under this Import Alert, the articles are subject to refusal of admission into the U.S.

3. For companies that have marketed and sold e-cigarette products that were not on the market as of August 8, 2016, and have not gone through premarket review, please explain in detail what type of enforcement efforts the FDA has engaged in to bring the companies back into compliance, to include any fines.

As described above, FDA has received complaint reports that some companies may be marketing new e-cigarette products that were not on the market as of August 8, 2016, thus falling outside of FDA’s compliance policy, and have not gone through premarket review. We are currently investigating these reports.

At this time, FDA has not taken enforcement or other action against any firm for marketing new e-cigarette products introduced to the U.S. market after August 8, 2016, for marketing such products without marketing authorization.

The Agency is, however, following up with 21 companies to obtain more information about the marketing status of some of their products. Upon receipt, FDA will review the information and determine whether the products are being illegally marketed and outside the Agency’s compliance policy.

4. Will you make responses to your warning letters public and produce them to the Committee? If not, why not?

Historically, FDA has not posted responses to tobacco warning letters publicly. FDA is still in the process of receiving responses from retailers related to the Electronic Nicotine Delivery Systems (ENDS) blitz that FDA conducted over the summer. Once a case has been closed, the Warning Letter responses are public documents that generally can be obtained through the Freedom of Information Act (FOIA) process. However, some retailers may respond in writing, by phone, or not at all, so there may not be a formal written response associated with some Warning Letters. Further, when provided, written responses may include Personally Identifiable Information (PII) or other Confidential Commercial Information (CCI) that would be protected from public disclosure. The retailers are required

⁴ https://www.accessdata.fda.gov/cms_ia/importalert_1136.html

to come into compliance with the law. FDA conducts follow-up inspections and/or surveillance to verify compliance. If the Committee is interested in learning more about the responses to Warning Letters, please let us know and we will work to accommodate your request.

5. Will you make plans for combatting the youth e-cigarette use epidemic submitted by e-cigarette manufacturers' public and produce them to the Committee? If not, why not?

The letters FDA issued to five e-cigarette companies in September 2018, asked each company to submit plans to the Agency describing how they will address the widespread youth access and use of their products. Our intention is to be as transparent as possible. We will continue to keep the Committee apprised of our efforts to prevent youth from accessing and using e-cigarettes.

Thank you for your interest in this important public health issue. If you have further questions, please let us know.

Sincerely,



John Martin
Principal Associate Commissioner
for Legislative Affairs

Enclosure

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FDA Docket Number	Retailer	Address	City	State	Zip	CMP Amount	Status*
FDA-2018-H-3243	Locust Fork Produce and Grocery	30086 State Highway 79	Locust Fork	AL	35097	\$2,236	Pending
FDA-2018-H-2620	Flash Market 179 / Citgo	998 South Lincoln Street	Siloam Springs	AR	72761	\$279	Paid
FDA-2018-H-3113	Dixie Mart 26	2322 North Vine	Magnolia	AR	71753	\$279	Paid
FDA-2018-H-2560	Valero Mini Mart	801 North Arkansas Avenue	Russellville	AR	72801	\$279	Paid
FDA-2018-H-2931	Discovery Market	2128 East Florence Boulevard	Casa Grande	AZ	85122	\$559	Pending
FDA-2018-H-3122	Walgreens 01950	10135 East Via Linda	Scottsdale	AZ	85258	\$559	Paid
FDA-2018-H-2645	Walgreens 2209	11420 South Fortuna Road	Yuma	AZ	85367	\$559	Paid
FDA-2018-H-2724	AZ Wholesale	13636 North Tatum Boulevard	Phoenix	AZ	85032	\$279	Paid
FDA-2018-H-2867	Stinker 316 / Sinclair	1103 South Townsend Avenue	Montrose	CO	81401	\$559	Pending
FDA-2018-H-2835	Love's Country Store 7	108 South 12th Street	Gunnison	CO	81230	\$559	Paid
FDA-2018-H-3158	Extreme Vape Pens	6533 North Academy Boulevard	Colorado Springs	CO	80918	\$559	Paid
FDA-2018-H-2898	JR's Food Store	2495 North 9th Street	Canon City	CO	81212	\$559	Paid
FDA-2018-H-2975	Mobil Mart	483 Silver Lane	East Hartford	CT	06118	\$559	Paid
FDA-2018-H-3004	Walgreens 9784	20 Connecticut Boulevard	East Hartford	CT	06108	\$559	Paid
FDA-2018-H-2581	Black Rock Grocery and Tobacco	3018 Fairfield Avenue	Bridgeport	CT	06605	\$559	Pending
FDA-2018-H-3403	Exxon Tiger Mart	474 Bank Street	Waterbury	CT	06708	\$559	Paid
FDA-2018-H-3143	S and S Mini Mart	62 Elm Street	West Haven	CT	06516	\$559	Paid
FDA-2018-H-3021	Harris Ayesha Mart / Mobil	33-35 Grassy Plain Street	Bethel	CT	06801	\$279	Paid
FDA-2018-H-3149	BP	2701 Concord Pike	Wilmington	DE	19803	\$559	Pending
FDA-2018-H-2863	Exxon / Food Mart	1998 West 60th Street	Hialeah	FL	33012	\$559	Paid
FDA-2018-H-3120	Low Ball Louie's Tobacco Outlet 4	7058 State Road 37	North Mulberry	FL	33860	\$559	Paid
FDA-2018-H-3210	Sunoco Food Mart	831 West Sunrise Boulevard	Fort Lauderdale	FL	33311	\$559	Paid
FDA-2018-H-2748	Food Mart / Shell	14290 Tamiami Trail	North Port	FL	34287	\$559	Paid
FDA-2018-H-2995	A and B Discount Beverages	3101 Southgate Circle	Sarasota	FL	34239	\$559	Paid
FDA-2018-H-2894	Circle K	14581 Highway 27	Lake Wales	FL	33859	\$559	Pending
FDA-2018-H-3133	Right Way Food Store	2024 Northwest 95th Street	Miami	FL	33147	\$559	Paid
FDA-2018-H-3221	New Port Richey Food Mart / Sunoco	8549 Old County Road 54	New Port Richey	FL	34653	\$559	Paid
FDA-2018-H-3169	Kwik Stop 121	1550 Southwest 27th Avenue	Miami	FL	33145	\$279	Paid
FDA-2018-H-3227	Casey's General Store 2511	601 2nd Avenue Southwest	Cresco	IA	52136	\$279	Paid
FDA-2018-H-2690	K and B Kwik Stop	2445A South 5th Avenue	Pocahontas	ID	83201	\$559	Paid
FDA-2018-H-2517	Hy-Vee Gas	810 1st Street West	Milan	IL	61264	\$559	Paid
FDA-2018-H-2968	BP	101 South Lincolnway	North Aurora	IL	60542	\$2,236	Pending
FDA-2018-H-2783	Hoosier Mart / Shell	8190 Allisonville Road	Indianapolis	IN	46250	\$2,236	Paid
FDA-2018-H-2758	Village Pantry / Marathon	1415 West 86th Street	Indianapolis	IN	46260	\$559	Paid
FDA-2018-H-3110	Casey's General Store 1791	201 West Wolfe Street	Sullivan	IN	47882	\$279	Paid
FDA-2018-H-2763	Buddy's Smoke-N-More	312 North Phillips Street	Kokomo	IN	46901	\$559	Paid
FDA-2018-H-3107	Country Porch 4	7541 East State Street	Dugger	IN	47848	\$559	Pending
FDA-2018-H-3157	Anthony Gasway	3225 North Anthony Boulevard	Fort Wayne	IN	46805	\$279	Paid

October 5, 2018

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FDA-2018-H-3273	Stellhorn BP	6230 Stellhorn Road	Fort Wayne	IN	46815		\$559	Pending
FDA-2018-H-2505	CravinVapes	6742 East State Boulevard	Fort Wayne	IN	46815		\$5,591	Paid
FDA-2018-H-2559	Vape / Smoke Shop	4603 South Harding Street	Indianapolis	IN	46217		\$559	Paid
FDA-2018-H-3161	Casey's General Store 3399	2216 South Main Street	Fort Scott	KS	66701		\$559	Paid
FDA-2018-H-2513	Appalachian Tobacco / Sunoco	29248 US Highway 119	South Williamson	KY	41503		\$559	Pending
FDA-2018-H-2502	O'Connell's Convenience Plus	173 North Street	Cheshire	MA	01225		\$559	Paid
FDA-2018-H-2516	Costa Gas and Mini Mart	397 Sawyer Street	New Bedford	MA	02746		\$5,591	Paid
FDA-2018-H-2669	7-Eleven	117 Jersey Street	Boston	MA	02215		\$559	Paid
FDA-2018-H-2726	Stop and Save	129 Ashley Boulevard	New Bedford	MA	02746		\$279	Pending
FDA-2018-H-3150	EZ Mart	1166 Washington Street	East Weymouth	MA	02189		\$5,591	Paid
FDA-2018-H-2510	Town Convenience	41 Main Street	Stoneham	MA	02180		\$559	Paid
FDA-2018-H-2971	Mobil Mart	562 Westfield Street	West Springfield	MA	01089		\$559	Paid
FDA-2018-H-3238	Sam's Convenience Store	147 Broadway Street	Chicopee	MA	01020		\$559	Paid
FDA-2018-H-2522	Sunoco / Corner Mart	400 Thompson Creek Road	Stevensville	MD	21666		\$559	Paid
FDA-2018-H-3015	Airpark BP	19230 Woodfield Road	Gaithersburg	MD	20879		\$279	Paid
FDA-2018-H-3248	Big Apple Food Store 1119	362 Riverside Drive	Augusta	ME	04330		\$559	Paid
FDA-2018-H-2594	Marathon	1377 North Main Street	Clawson	MI	48017		\$559	Paid
FDA-2018-H-3057	Sunoco	1003 Capac Road	Allenton	MI	48002		\$279	Paid
FDA-2018-H-3115	Walgreens 5095	1964 Fuller Avenue Northeast	Grand Rapids	MI	49505		\$5,591	Paid
FDA-2018-H-2739	BP	27430 Five Mile Road	Livonia	MI	48154		\$559	Paid
FDA-2018-H-3023	Clark	7095 Main Street	Caseville	MI	48725		\$559	Paid
FDA-2018-H-2836	Pit Stop / Mobil	21003 Harper Avenue	Saint Clair Shores	MI	48080		\$559	Paid
FDA-2018-H-2735	BP	45495 Michigan Avenue	Canton	MI	48188		\$559	Paid
FDA-2018-H-2897	7-Eleven Store 13458D	26641 Coolidge Highway	Oak Park	MI	48237		\$279	Paid
FDA-2018-H-2756	7-Eleven Store 32699	9479 Newburgh Road	Livonia	MI	48150		\$559	Pending
FDA-2018-H-2907	Berkley Fine Wine	2941 Coolidge Highway	Berkley	MI	48072		\$559	Paid
FDA-2018-H-3219	Marathon	23645 Ford Road	Dearborn	MI	48128		\$11,182	Paid
FDA-2018-H-2440	BB's Fine Wine and Liquor	13595 21 Mile Road	Shelby Township	MI	48315		\$279	Pending
FDA-2018-H-2741	Shell	35335 Eureka Road	Romulus	MI	48174		\$5,591	Paid
FDA-2018-H-3098	Marathon	10197 South Clare Avenue	Clare	MI	48617		\$279	Pending
FDA-2018-H-3220	Sunoco	22110 Ford Road	Dearborn Heights	MI	48127		\$279	Paid
FDA-2018-H-3193	Nash's Gas and Mart / Shell	44431 Michigan Avenue	Canton	MI	48188		\$279	Paid
FDA-2018-H-2668	Sunny Spot / Marathon	308 North 5th Street	Roscommon	MI	48653		\$279	Paid
FDA-2018-H-2905	Shell	11530 Belleville Road	Belleville	MI	48111		\$279	Paid
FDA-2018-H-2910	BP	41358 Ecorse Road	Belleville	MI	48111		\$559	Paid
FDA-2018-H-2899	BP	782 West Norton Avenue	Norton Shores	MI	49441		\$279	Paid
FDA-2018-H-3254	SuperAmerica 4408	1800 East 90th Street	Bloomington	MN	55425		\$559	Paid
FDA-2018-H-2837	Hy-Vee Gas	1001 18th Avenue Northwest	Austin	MN	55912		\$559	Paid
FDA-2018-H-2699	Hot Spot 4	515 College Street	Greenfield	MO	65661		\$559	Paid

October 5, 2018

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FDA-2018-H-2982	Mobil Gas Mart	1445 North Main Street	Saint Clair	MO	63077		\$5,591	Paid
FDA-2018-H-2855	Fav Trip	10507 East 23rd Street South	Independence	MO	64052		\$559	Paid
FDA-2018-H-2743	Discount Smokes	101 West 23rd Street South	Independence	MO	64055		\$279	Paid
FDA-2018-H-3174	Discount Smoke and Liquor Super Marke	4335 Northwest Gateway Avenue	Riverside	MO	64150		\$279	Pending
FDA-2018-H-2765	Rapid Robert's / Conoco	914 Central Avenue	Monett	MO	65708		\$559	Paid
FDA-2018-H-2778	Express Mart / Phillips 66	1707 Highway Z	Pevely	MO	63070		\$559	Paid
FDA-2018-H-2696	Mr. Convenience	230 East McCarty Street	Jefferson City	MO	65101		\$559	Paid
FDA-2018-H-3127	Autobahn	7338 Northwest Prairie View Road	Platte Woods	MO	64151		\$559	Paid
FDA-2018-H-2742	Vapor World	2212 West 76 Country Boulevard	Branson	MO	65616		\$279	Paid
FDA-2018-H-3192	Vapor World	105 Main Street, Suite 1	Cassville	MO	65625		\$279	Paid
FDA-2018-H-2916	Gas N Shop / Phillips 66	100 Lake Saint Louis Boulevard	Lake St. Louis	MO	63367		\$279	Paid
FDA-2018-H-2757	On the Run / Mobil	4501 Highway K	O'Fallon	MO	63368		\$559	Paid
FDA-2018-H-3173	7th Heaven Discount Store	10 Fairground Avenue	Higginsville	MO	64037		\$279	Paid
FDA-2018-H-2651	Sun Rise	5681 Highway 18 West	Jackson	MS	39209		\$559	Paid
FDA-2018-H-3234	Sandy Ridge Mart	3205 Sandy Ridge Road	Colfax	NC	27235		\$279	Paid
FDA-2018-H-3257	Minuteman Food Mart 38 / BP	1755 North Roberts Avenue	Lumberton	NC	28358		\$279	Paid
FDA-2018-H-2891	Circle K Store 3126	3220 Poole Road	Raleigh	NC	27610		\$2,236	Paid
FDA-2018-H-3178	Han-Dee Hugo's / BP	540 North Person Street	Raleigh	NC	27604		\$559	Paid
FDA-2018-H-3228	Walgreens 5761	4701 South Boulevard	Charlotte	NC	28217		\$559	Paid
FDA-2018-H-3195	Circle K	144 Cedar Creek Road	Fayetteville	NC	28312		\$279	Paid
FDA-2018-H-3279	Simonson Station Stores	1310 South Broadway	Minot	ND	58701		\$279	Paid
FDA-2018-H-2564	VP Racing Fuels / Circle K	62 River Street	Jaffrey	NH	03452		\$559	Paid
FDA-2018-H-3084	M and M Store	1316 Yale Boulevard Southeast	Albuquerque	NM	87106		\$559	Paid
FDA-2018-H-2649	7-Eleven 35167H	2550 Millersport Highway	Getzville	NY	14068		\$2,236	Paid
FDA-2018-H-3002	BP	170 West Railroad Avenue	Garnerville	NY	10923		\$559	Paid
FDA-2018-H-2708	Marion's Grandslam Drive Thru	249 Middletown Eaton Road	Middletown	OH	45042		\$559	Paid
FDA-2018-H-3071	Bob's Drive Thru and Store	4209 West 8th Street	Cincinnati	OH	45205		\$559	Paid
FDA-2018-H-3040	Bar H Bar Travel Center	11242 North Highway 99	Seminole	OK	74868		\$5,591	Paid
FDA-2018-H-2688	7-Eleven	100 West Moreland Avenue	Hatboro	PA	19040		\$559	Paid
FDA-2018-H-2943	Love Vape	2501 Bethlehem Pike	Hatfield	PA	19440		\$559	Paid
FDA-2018-H-2786	Pantry 1 Food Mart	207 North Henderson Road	King of Prussia	PA	19406		\$559	Paid
FDA-2018-H-2612	Sheetz 377	4700 State Route 51 South	Belle Vernon	PA	15012		\$559	Paid
FDA-2018-H-2677	Citgo	1701 Markley Street	Norristown	PA	19401		\$5,591	Paid
FDA-2018-H-3069	Sunoco	300 East Street Road	Trevoze	PA	19053		\$559	Paid
FDA-2018-H-3280	Fairfield Grocery	1515 Pickens Highway	Walhalla	SC	29691		\$559	Paid
FDA-2018-H-2895	Circle K 2720792	2591 Glenns Bay Road	Surfside Beach	SC	29575		\$279	Paid
FDA-2018-H-2592	Newports Quality Oil Company	2470 Morgan County Highway	Wartburg	TN	37887		\$559	Paid
FDA-2018-H-3028	Walgreens 6958	8097 Highway 70	Arlington	TN	38002		\$279	Paid
FDA-2018-H-3083	Exxon / Tiger Express	955 Highway 51 North	Covington	TN	38019		\$559	Paid

October 5, 2018

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FDA-2018-H-3362	Walgreens 5654	6770 Macon Road	Memphis	TN	38134	\$559	Paid
FDA-2018-H-2598	EZ Way Food Store / Citgo	2700 East 7th Street	Austin	TX	78702	\$559	Paid
FDA-2018-H-2967	Mr Sam's Food Mart / Shell	6515 Airport Boulevard	Austin	TX	78752	\$559	Paid
FDA-2018-H-2858	Stripes 2422 / Sunoco	1003 West Central Avenue	Comanche	TX	76442	\$559	Paid
FDA-2018-H-3232	Conoco / Pump -N-Shop	6552 Springfield Avenue	Laredo	TX	78041	5591	Paid
FDA-2018-H-2520	Fargher Lake Grocery	15518 Northeast Fargher Lake Highway	Yacolt	WA	98675	\$279	Paid
FDA-2018-H-3177	7-Eleven 18553D	3939 Stone Way North	Seattle	WA	98103	\$559	Pending
FDA-2018-H-3106	Beyond Vape	4546 University Way Northeast	Seattle	WA	98105	\$279	Paid
FDA-2018-H-3196	Cascade Deli Mart / Shell	9125 Paradise Lake Road	Snohomish	WA	98296	\$279	Paid
FDA-2018-H-3205	J's Quick Stop	1618 Bellevue Avenue, Suite 3	Seattle	WA	98122	\$279	Paid
FDA-2018-H-3064	Chevron	9072 Beaver Valley Road	Chimacum	WA	98325	\$559	Pending
FDA-2018-H-2865	Vape Next - Kent	10422 SE Kent Kangley Road	Kent	WA	98030	\$559	Paid
FDA-2018-H-2861	Badger Tobacco	5307 South 108th Street	Hales Corners	WI	53130	\$559	Paid
FDA-2018-H-2618	Clark's Pump-N-Shop	100A Alex Lane	Charleston	WV	25304	\$279	Paid

October 5, 2018