

November 30, 2010

Mary Porretta, Petitions Manager
Office of Policy and Program Development
USDA-Food Safety and Inspection Service
1400 Independence Avenue, SW
Room 350-E Jamie Whitten Building
Washington, DC 20250

RE: Petition Number 09-03: Petition for an Interpretive Rule Declaring all enterohemorrhagic Shiga Toxin-producing Serotypes of *Escherichia coli* (*E. coli*), including Non-O157 Serotypes, to be Adulterants Within the Meaning of 21 U.S.C. § 601(m)(1)

Dear Ms. Porretta:

In light of FSIS Notice 70-10 issued on today's date, I respectfully request that FSIS issue an interpretive ruling declaring enterohemorrhagic Shiga Toxin-producing Serotypes *Escherichia coli* O45, O103, O111, O121, and O145 (in addition to O26), to be Adulterants within the meaning of 21 U.S.C. § 601(m)(1).

Very truly yours,



William Marler, Esq., on behalf of:

Marler Clark LLP, PS
Outbreak, Inc.
The Family of June Dunning
Megan Richards
Shiloh Johnson