

11  
*ER&Y*

BROWN & WILKINSON TOBACCO CORPORATION

100 WALL STREET, NEW YORK, N.Y. 10038

ERNEST PEPPLES  
VICE PRESIDENT  
AND GENERAL COUNSEL

100 WALL STREET  
NEW YORK, N.Y. 10038

December 27, 1977

MESSRS. AHRENSFELD  
CROHN  
CHAPIN  
GREER  
HENSON  
HOLTZMAN  
ROEMER  
SHINN  
STEVENS  
TENKO

Gentlemen:

Re: Meeting of Counsel, January 4, 1978  
Philip Morris, Inc., 100 Park Avenue, New York

The meeting will start at 10:00 a.m. on January 4. Philip Morris has graciously offered to give us coffee at 9:30 before the meeting. Enclosed is an agenda which will take a full day.

I suggest that the morning session first cover the warning notice litigation and the FTC subpoena litigation and that you therefore invite trial counsel to attend the morning portion only. Trial counsel should be finished and be able to take leave of us before lunch.

We will adjourn to the Philip Morris dining room for lunch and resume in a meeting room on the 4th Floor.

I have asked Janet Brown, Ed Jacob and Bob Northrip to join us for the parts of the meeting which interest them.

I look forward to seeing you on January 4th and wish each of you a very happy and most prosperous New Year.

Cordially,

*Ernie Pepples*

EP/mah

cc: Janet Brown  
Edwin Jacob  
Bob Northrip

AGENDA  
Meeting of Counsel  
January 4, 1978

- I. Warning Notice Litigation
  - POS
  - Posters - Mr. Weisberg's quadruple offer
  - Documenting the settlement
- II. FTC Subpoena Litigation
  - Status of any \$1651 writ or \$1292 appeal by FTC against Judge Robinson's order of transfer
- III. FDA Jurisdiction Under the Devices Section
- IV. CO and the FTC's New Phipps and Bird Smoking Machine
- V. Charlesgate West Animal Facility
  - Request for money
  - Site visit in March or early April
- VI. Council for Tobacco Research
  - Contract v. Grantor Status
  - Nonphysiological doses in inhalation program
  - Nicotine as "drug of dependence"
  - Should members employ a consultant to interpret protocols and monitor contract work
  - Behavioral studies
  - Review by Mr. Jacob of CTR handouts
- VII. Industry Research Generally
  - Should industry find more research
  - Beef-up or beef-down CTR
  - Basic research or specific research  
Hine's work
  - Should Dr. Sommers' "Gap In Knowledge" be updated
- VIII. Current Research
  - Salvaggio/work elsewhere on glycoproteins and allergens  
Battelle Northwest - rat experiment
  - Heimstra
  - Harke
- IX. Mr. Crohn's December 9 letter to Committee of Counsel
  - Approval process on Special #4 expenses
- X. Cresap Visit to Kansas City
- XI. Dr. Bourne
  - Too much PR?
- XII. Counsel's Role Re Company's Public Statements