

0047596

From: McLane, Cathy [McLane.Cathy@mbco.com]

Sent: Tuesday, October 21, 2003 1:52 PM

To: 'nprm@ttb.gov'

Subject: Reference TTB Notice No. 4

Dear Sir or Madam:

As an employee of Miller Brewing Company, I am writing to express my support for the TTB's proposed rulemaking for flavored malt beverages which preserves the integrity of beer.

I believe the TTB's action is an important clarification that ensures a FMB product sold as a malt beverage is made as a malt beverage according to traditional brewing methods and processes.

If your rule is adopted, consumers will still be able to enjoy FMB products and wholesalers and retailers will continue to be able to distribute, sell and market flavored malt beverages as they do today.

However, absent your new standard, brewers, retailers, and wholesalers will face a potential for a patchwork of individual state laws and regulations where the same product may ultimately be sold as a "beer" in one state and as "hard liquor" in another. In fact, I understand we are already seeing this kind of situation in the state of Nebraska and will almost certainly see this situation in several other states.

Thank you for this opportunity to offer my support for your proposed FMB rule preserving the unique differences and integrity of beer. Sincerely,

Cathy McLane

Catherine McLane
Controller - Milwaukee Brewery
Miller Brewing Company
Phone (414) 931-4562
e-mail mclane.cathy@mbco.com

The information in this email, and in any attachments, may contain confidential information and is intended solely for the attention and use of the named addressee(s). It must not be disclosed to any person without authorization. If you are not the intended recipient, or a person responsible for delivering it to the intended recipient, you are not authorized to, and must not, disclose, copy, distribute, or retain this message or any part of it. This email does not constitute an eSignature, and by this email, Miller Brewing Company does not intend to enter into any contract with the recipient.