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From: trish.mccarthy [trish.mccarthy@verizon.net]

Sent: Tuesday, October 21, 2003 3:08 PM

To: nprm@ttb.gov

Subject: Notice No. 4 - Flavored Malt Beverages

Mr. William Foster, Chief
Regulations and Procedures Division
Alcohol and Tobacco Tax and Trade Bureau
P.O. Box 50221
Washington, DC 20091-0221

Dear Mr. Foster,

As someone who is familiar with laws governing the sale and distribution of alcohol in Massachusetts, I take this opportunity to offer my support to the proposed rule that would require that no more than 0.5% of the alcohol content of flavored malt beverages (FMB) be derived from alcohol in order to be classified as beer. It is my opinion that this makes it clear to consumers what they are purchasing. Failure to adopt this rule may result in one state classifying a product as "beer" while another state classifies the product as "distilled spirits". Since there are six contiguous states to Massachusetts, I believe this will result in consumer confusion for vacation and business travelers among the states. Please adopt the theory that a beer is a beer.

Respectfully submitted

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