

United States Senate

SPECIAL COMMITTEE ON AGING

WASHINGTON, DC 20510-6400

(202) 224-5364

June 15, 2015

Mr. Larry Page
CEO
Google Inc.
1600 Amphitheatre Parkway
Mountain View, CA 94043

Dear Mr. Page,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading search engines that now provides a retail function through "Google Shopping," Google Inc. plays a pivotal role in determining what supplements are being used and trusted.

To help better understand Google Shopping's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements on Google Shopping.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) In performing the search of Google Shopping, an icon appeared labeled "Sponsored" stated that "Google may be compensated by some of these providers." Please describe the relationship that you have with supplement providers advertised in your Google Shopping space.
- 4) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if Google believes it is not subject to the requirements of the DSNDCPA, please describe why Google takes that position.
- 5) Provide a description of any mechanisms in place that allow Google to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about Google's policies and practices related to dietary supplements, including officials who can speak to how the order of dietary supplements returned by a Google Shopping search is determined and the relationships that Google has with dietary supplement manufacturers and suppliers whose products are advertised on Google. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

The jurisdiction of the Special Committee on Aging is set forth in Section 104 of S. Res. 4, agreed to February 4, 1977.

Ensuring the health and safety of our aging population is one of the most important aspects of my role as Ranking Member on the Special Committee on Aging. As such, I appreciate your assistance with this matter. Please contact Caitlin Warner at (202) 224-0185 with any questions. Please send any official correspondence related to this request to caitlin_warner@aging.senate.gov and matt_lawrence@aging.senate.gov.

Sincerely,



Claire McCaskill

Ranking Member

Cc: Susan Collins
Chairman

United States Senate

SPECIAL COMMITTEE ON AGING

WASHINGTON, DC 20510-6400

(202) 224-5364

June 15, 2015

Mr. Jeffrey P. Bezos
President, CEO, Chairman of the Board
Amazon.com, Inc.
410 Terry Ave N
Seattle, WA 98109

Dear Mr. Bezos,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading retailers offering dietary supplements to senior citizens and other American consumers, Amazon.com (Amazon) plays a pivotal role in determining what supplements are being used and trusted.

This April, prior to my staff meeting with the Food and Drug Administration (FDA) to discuss dietary supplement regulation, an Amazon.com search for memory supplements revealed a product called “Brain Armor,” which among other things purported to provide “Protection Against Alzheimer’s, Dementia, Stroke, Memory Loss, Cognitive Decline.” Following that meeting, I understand the FDA staff contacted Amazon and “Brain Armor” was removed from Amazon. While I appreciate Amazon’s efforts to work with the FDA to remove from the site this dietary supplement that made claims about prevention or treatment of a disease – a practice that is prohibited by law – I am concerned about how the product came to be sold on Amazon in the first place, and about how other products that make similarly fraudulent or otherwise invalid claims might still be offered on the site. Indeed, another product currently sold on Amazon.com is called “Memo Plus Gold/Food for the Brain” and it purports to increase recall and concentration as well as “ease other forms of dementia such as Alzheimer disease.”¹

To help better understand Amazon’s policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and/or marketing of dietary supplements on Amazon.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if Amazon believes it is not

¹ (Search Performed April 15, 2015) http://www.amazon.com/MEMO-PLUS-GOLD-FOOD-BRAIN/dp/B0040ZJLEW/ref=sr_1_35?ie=UTF8&qid=1429109344&sr=8-35&keywords=dementia+supplements

subject to the requirements of the DSNDCPA, please describe why Amazon takes that position.

- 4) A description of any mechanisms in place that allow Amazon to receive complaints from consumers regarding dietary supplements, including the circumstances under which complaints are reported to the FDA and/or the FTC.

In addition, I request a briefing for Aging Committee staff to address the Committee's questions regarding Amazon's policies and practices related to dietary supplements, including how the order of dietary supplements returned by an Amazon search is determined, the relationships that Amazon has with dietary supplement manufacturers and suppliers whose products are "Fulfilled by Amazon," and the removal of Brain Armor from Amazon.com. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

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Claire McCaskill

Ranking Member

Cc: Susan Collins
Chairman

United States Senate
SPECIAL COMMITTEE ON AGING
WASHINGTON, DC 20510-6400
(202) 224-5364

June 15, 2015

Mr. Larry J. Merlo
CEO
CVS Health
One CVS Drive,
Woonsocket, Rhode Island 02895

Dear Mr. Merlo,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading retailers offering dietary supplements to senior citizens and other American consumers, CVS plays a pivotal role in determining what supplements are being used and trusted.

To help better understand CVS's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at CVS.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if CVS believes it is not subject to the requirements of the DSNDCPA, please describe why CVS takes that position.
- 4) Provide a description of any mechanisms in place that allow CVS to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about CVS's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

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Sincerely,

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Claire McCaskill
Ranking Member

Cc: Susan Collins
Chairman

United States Senate

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(202) 224-5364

June 15, 2015

Mr. Brian Cornell
Chairman of the Board and CEO
Target Corporation
Target Plaza North & Target Plaza South
1000 Nicollet Mall
Minneapolis, Minnesota 55403

Dear Mr. Cornell,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading retailers offering dietary supplements to senior citizens and other American consumers, Target plays a pivotal role in determining what supplements are being used and trusted.

To help better understand Target's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All relating to the sale and/or marketing of dietary supplements at Target.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if Target believes it is not subject to the requirements of the DSNDCPA, please describe why Target takes that position.
- 4) A description of any mechanisms in place that allow Target to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about Target's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2013.

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Claire McCaskill
Ranking Member

Cc: Susan Collins
Chairman

United States Senate

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(202) 224-5364

June 15, 2015

Mr. John Joseph Donahoe II
President and CEO
eBay Inc.
2145 Hamilton Avenue
San Jose, CA 95125
United States

Dear Mr. Donahoe,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As a retailer offering dietary supplements to senior citizens and other American consumers, eBay plays a pivotal role in determining what supplements are being used and trusted.

To help better understand eBay's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements on eBay.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if eBay believes it is not subject to the requirements of the DSNDCPA, please describe why eBay takes that position.
- 4) Please describe any mechanisms in place that allow eBay to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about eBay's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

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Ranking Member

Cc: Susan Collins
Chairman

United States Senate

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June 15, 2015

Ms. Marissa Mayer
President and CEO
Yahoo!
701 1st Ave
Sunnyvale, CA 94089

Dear Ms. Mayer,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading search engines that now provides a retail function through “Yahoo! Shopping,” Yahoo! plays a pivotal role in determining what supplements are being used and trusted.

To help better understand Yahoo! Shopping’s policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements on Yahoo! Shopping.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if Yahoo! believes it is not subject to the requirements of the DSNDCPA, please describe why Yahoo! takes that position.
- 4) Provide a description of any mechanisms in place that allow Yahoo! to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company’s relevant officials to address the Committee’s questions about Yahoo!’s policies and practices related to dietary supplements, including officials who can speak to how the order of dietary supplements returned by a Yahoo! Shopping search is determined and the relationships that Yahoo! has with

dietary supplement manufacturers and suppliers whose products are advertised on Yahoo!. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

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Claire McCaskill

Ranking Member

Cc: Susan Collins
Chairman

United States Senate

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June 15, 2015

Mr. Michael G. Archbold CPA
CEO
General Nutrition Corporation
300 6th Avenue
Pittsburgh, PA 15222

Dear Mr. Archbold,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading retailers offering dietary supplements to senior citizens and other American consumers, the General Nutrition Corporation (GNC) plays a pivotal role in determining what supplements are being used and trusted.

To help better understand GNC's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at GNC.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if GNC believes it is not subject to the requirements of the DSNDCPA, please describe why GNC takes that position.
- 4) Provide a description of any mechanisms in place that allow GNC to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to FDA or FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about GNC's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

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Ranking Member

Cc: Susan Collins
Chairman

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June 15, 2015

Mr. Rodney McMullen
Chairman and CEO
The Kroger Company
1014 Vine Street
Cincinnati, Ohio 45202-1100

Dear Mr. McMullen,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading grocers offering dietary supplements to senior citizens and other American consumers, Kroger plays a pivotal role in determining what supplements are being used and trusted.

To help better understand Kroger's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at Kroger.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if Kroger believes it is not subject to the requirements of the DSNDCPA, please describe why Kroger takes that position.
- 4) Provide a description of any mechanisms in place that allow Kroger to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to FDA or FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about Kroger's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

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Claire McCaskill

Ranking Member

Cc: Susan Collins
Chairman

United States Senate

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(202) 224-5364

June 15, 2015

Mr. Michael George
President and CEO
QVC, Inc.
1200 Wilson Dr.
West Chester, PA 19380

Dear Mr. George,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading retailers offering dietary supplements to senior citizens and other American consumers, QVC plays a pivotal role in determining what supplements are being used and trusted.

To help better understand QVC's policies and practices related to dietary supplements please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at QVC.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if QVC believes it is not subject to the requirements of the DSNDCPA, please describe why QVC takes that position.
- 4) A description of any mechanisms in place that allow QVC to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about QVC's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

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Claire McCaskill

Ranking Member

Cc: Susan Collins
Chairman

United States Senate

SPECIAL COMMITTEE ON AGING

WASHINGTON, DC 20510-6400

(202) 224-5364

June 15, 2015

Mr. Robert I. Edwards
President and CEO
Safeway, Inc.
5918 Stoneridge Mall Road
Pleasanton, CA 94588

Dear Mr. Edwards,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading grocers offering dietary supplements to senior citizens and other American consumers, Safeway plays a pivotal role in determining what supplements are being used and trusted.

To help better understand Safeway's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at Safeway.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if Safeway believes it is not subject to the requirements of the DSNDCPA, please describe why Safeway takes that position.
- 4) Provide a description of any mechanisms in place that allow Safeway to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about Safeway's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

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Claire McCaskill

Ranking Member

Cc: Susan Collins
Chairman

United States Senate

SPECIAL COMMITTEE ON AGING
WASHINGTON, DC 20510-6400
(202) 224-5364

June 15, 2015

Ms. Mindy Grossman
Chief Executive Officer and Director
HSN, Inc.
1 HSN Drive,
St. Petersburg, FL 33729.

Dear Ms. Grossman,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As a retailer offering dietary supplements to senior citizens and other American consumers, HSN plays a pivotal role in determining what supplements are being used and trusted.

To help better understand HSN's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at HSN.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if HSN believes it is not subject to the requirements of the DSNDCPA, please describe why HSN takes that position.
- 4) Provide a description of any mechanisms in place that allow HSN to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to FDA or FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about HSN's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2014.

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Claire McCaskill

Ranking Member

Cc: Susan Collins
Chairman

United States Senate

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June 15, 2015

Mr. Richard L. Markee
Executive Chairman and Chairman of the Board of Directors
The Vitamin Shoppe
2101 91st Street
North Bergen, NJ 07047

Dear Mr. Markee,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading retailers offering dietary supplements to senior citizens and other American consumers, The Vitamin Shoppe plays a pivotal role in determining what supplements are being used and trusted.

To help better understand The Vitamin Shoppe's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at The Vitamin Shoppe.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if The Vitamin Shoppe believes it is not subject to the requirements of the DSNDCPA, please describe why The Vitamin Shoppe takes that position.
- 4) Please describe any mechanisms in place that allow The Vitamin Shoppe to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about The Vitamin Shoppe's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

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Chairman

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WASHINGTON, DC 20510-6400

(202) 224-5364

June 15, 2015

Mr. Jack Krause
President
Vitamin World
105 Orville Drive
Bohemia, NY 11716

Dear Mr. Krause,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading retailers offering dietary supplements to senior citizens and other American consumers, Vitamin World plays a pivotal role in determining what supplements are being used and trusted.

To help better understand Vitamin World's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at Vitamin World.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if Vitamin World believes it is not subject to the requirements of the DSNDCPA, please describe why Vitamin World takes that position.
- 4) Provide a description of any mechanisms in place that allow Vitamin World to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about Vitamin World's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 13, 2015.

The jurisdiction of the Special Committee on Aging is set forth in Section 104 of S. Res. 4, agreed to February 4, 1977.

Ensuring the health and safety of our aging population is one of the most important aspects of my role as Ranking Member on the Special Committee on Aging. As such, I appreciate your assistance with this matter. Please contact Caitlin Warner at (202) 224-0185 with any questions. Please send any official correspondence related to this request to caitlin_warner@aging.senate.gov and matt_lawrence@aging.senate.gov.

Sincerely,

A handwritten signature in blue ink, reading "Claire McCaskill". The signature is fluid and cursive, with the first name "Claire" and last name "McCaskill" clearly distinguishable.

Claire McCaskill

Ranking Member

Cc: Susan Collins
Chairman

United States Senate

SPECIAL COMMITTEE ON AGING

WASHINGTON, DC 20510-6400

(202) 224-5364

June 15, 2015

Mr. Alex Gourlay
President
Walgreen Co.
200 Wilmot Road
Deerfield, IL 60015

Dear Mr. Gourlay,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading retailers offering dietary supplements to senior citizens and other American consumers, Walgreens' plays a pivotal role in determining what supplements are being used and trusted.

To help better understand Walgreens' policies and practices related to dietary supplements please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at Walgreens.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if Walgreens believes it is not subject to the requirements of the DSNDCPA, please describe why Walgreens takes that position.
- 4) A description of any mechanisms in place that allow Walgreens to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to FDA or FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about Walgreens' policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 15, 2015.

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Ensuring the health and safety of our aging population is one of the most important aspects of my role as Ranking Member on the Special Committee on Aging. As such, I appreciate your assistance with this matter. Please contact Caitlin Warner at (202) 224-0185 with any questions. Please send any official correspondence related to this request to caitlin_warner@aging.senate.gov and matt_lawrence@aging.senate.gov.

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Claire McCaskill

Ranking Member

Cc: Susan Collins
Chairman

United States Senate

SPECIAL COMMITTEE ON AGING

WASHINGTON, DC 20510-6400

(202) 224-5364

June 15, 2015

Mr. Doug McMillon
President and CEO
Wal-Mart Stores, Inc.
702 SW 8th Street
Bentonville, Arkansas 72716

Dear Mr. McMillon,

Dietary supplements are a multibillion dollar industry that has expanded exponentially over the past ten years. Today, dietary supplements are marketed for everything from weight loss to memory retention. As one of the leading retailers offering dietary supplements to senior citizens and other American consumers, Walmart plays a pivotal role in determining what supplements are being used and trusted.

To help better understand Walmart's policies and practices related to dietary supplements, please provide the following information and documents:

- 1) All policies relating to the sale and marketing of dietary supplements at Walmart.
- 2) All policies relating to the removal of products determined to be adulterated, improperly labeled, or fraudulently marketed.
- 3) All policies related to the reporting of serious adverse events related to dietary supplements, as required under the Dietary Supplement and Nonprescription Drug Consumer Protection Act (DSNDCPA). Alternatively, if Walmart believes it is not subject to the requirements of the DSNDCPA, please describe why Walmart takes that position.
- 4) Provide a description of any mechanisms in place that allow Walmart to receive complaints from consumers regarding dietary supplements. Please provide a description of the circumstances under which complaints are reported to the FDA or the FTC.

In addition, I request a briefing for Aging Committee staff from your company's relevant officials to address the Committee's questions about Walmart's policies and practices related to dietary supplements. I request that you provide this briefing as soon as possible, but no later than July 15, 2015.

The jurisdiction of the Special Committee on Aging is set forth in Section 104 of S. Res. 4, agreed to February 4, 1977.

Ensuring the health and safety of our aging population is one of the most important aspects of my role as Ranking Member on the Special Committee on Aging. As such, I appreciate your assistance with this matter. Please contact Caitlin Warner at (202) 224-0185 with any questions. Please send any official correspondence related to this request to caitlin_warner@aging.senate.gov and matt_lawrence@aging.senate.gov.

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Claire McCaskill
Ranking Member

Cc: Susan Collins
Chairman