

Subj: **Re:Request**  
Date: 5/21/01 5:17:20 PM Eastern Daylight Time  
From: *Randy\_DeValk@daschle.senate.gov (Randy DeValk)*  
To: *TRempfer@aol.com*

tom --

it's done.

as we mentioned in our call, we are discussing this internally and will be in touch after we have determined a course of action.

----- Headers -----

Return-Path: <Randy\_DeValk@daschle.senate.gov>  
Received: from rly-ye05.mx.aol.com (rly-ye05.mail.aol.com [172.18.151.202]) by air-ye02.mail.aol.com (v77\_r1.37) with ESMTP; Mon, 21 May 2001 17:17:20 -0400  
Received: from mailsims1.senate.gov (mailexch1.senate.gov [198.78.181.133]) by rly-ye05.mx.aol.com (v77\_r1.36) with ESMTP; Mon, 21 May 2001 17:16:49 -0400  
Received: from IMAEXC2.senate.gov ([156.33.203.15])  
by mailsims1.senate.gov (Sun Internet Mail Server  
sims.3.5.1999.07.30.00.05.p8) with ESMTP id  
<0GDP002PZF4YC2@mailsims1.senate.gov> for TRempfer@aol.com; Mon,  
21 May 2001 17:17:25 -0400 (EDT)  
Received: from ccMail by IMAEXC2.senate.gov (IMA Internet Exchange 3.13)  
id 001B10E7; Mon, 21 May 2001 17:13:54 -0400  
Date: Mon, 21 May 2001 17:10:14 -0400  
From: Randy\_DeValk@daschle.senate.gov (Randy DeValk)  
Subject: Re:Request  
To: TRempfer@aol.com  
Message-id: <001B10E7.C22124@daschle.senate.gov>  
MIME-version: 1.0  
Content-type: text/plain; charset=US-ASCII  
Content-description: cc:Mail note part  
Content-transfer-encoding: 7bit

Subj: **Re:Situation update?**  
Date: 6/1/01 1:48:29 PM Eastern Daylight Time  
From: *Randy\_DeValk@daschle.senate.gov (Randy DeValk)*  
To: *TRempfer@aol.com*

major rempfer --

thanks for the email. we have had several conversations with mr. perot to keep him apprised of what we are thinking. we informed him that we are working on a joint letter from sen daschle and rep gephardt to the secretary of defense on this issue.

in addition, we have had a number of conversations with others on this issue, including sen dodd's office, gao, connecticut attorney general's office, and the senate veterans affairs committee. we plan to meet again with rep gephardt's staff to determine how to proceed beyond the letter to rumsfeld.

----- Headers -----

Return-Path: <Randy\_DeValk@daschle.senate.gov>  
Received: from rly-yg03.mx.aol.com (rly-yg03.mail.aol.com [172.18.147.3]) by air-yg01.mail.aol.com (v77\_r1.36) with ESMTP; Fri, 01 Jun 2001 13:48:29 -0400  
Received: from mailsims1.senate.gov (mailsent2.senate.gov [199.95.76.9]) by rly-yg03.mx.aol.com (v77\_r1.36) with ESMTP; Fri, 01 Jun 2001 13:48:02 -0400  
Received: from IMAEXC2.senate.gov ([156.33.203.15])  
by mailsims1.senate.gov (Sun Internet Mail Server  
sims.3.5.1999.07.30.00.05.p8) with ESMTP id  
<0GE900651IWQXR@mailsims1.senate.gov> for TRempfer@aol.com; Fri,  
1 Jun 2001 13:50:51 -0400 (EDT)  
Received: from ccMail by IMAEXC2.senate.gov (IMA Internet Exchange 3.13)  
id 001EE696; Fri, 01 Jun 2001 13:48:08 -0400  
Date: Fri, 01 Jun 2001 13:45:04 -0400  
From: Randy\_DeValk@daschle.senate.gov (Randy DeValk)  
Subject: Re:Situation update?  
To: TRempfer@aol.com  
Message-id: <001EE696.C22124@daschle.senate.gov>  
MIME-version: 1.0  
Content-type: text/plain; charset=US-ASCII  
Content-description: cc:Mail note part  
Content-transfer-encoding: 7bit

Subj: **Re[2]: Situation update?**  
Date: 6/19/01 7:45:51 PM Eastern Daylight Time  
From: *Randy\_DeValk@daschle.senate.gov (Randy DeValk)*  
To: *TRempfer@aol.com*

sorry to take so long to get back to you. we have been quite busy working on the patients bill of rights and dealing with the president's trip to europe.

to answer your question, the letter is in draft form awaiting the approval of sen daschle and rep gephardt. both brett and i hope to get it out the door by cob tomorrow -- schedule permitting.

----- Headers -----

Return-Path: <Randy\_DeValk@daschle.senate.gov>  
Received: from rly-zd03.mx.aol.com (rly-zd03.mail.aol.com [172.31.33.227]) by air-zd03.mail.aol.com (v79.20) with ESMTP id MAILINZD36-0619194551; Tue, 19 Jun 2001 19:45:51 -0400  
Received: from mailsims1.senate.gov (mailsent2.senate.gov [199.95.76.9]) by rly-zd03.mx.aol.com (v78\_r3.8) with ESMTP; Tue, 19 Jun 2001 19:45:36 -0400  
Received: from IMAEXC2.senate.gov ([156.33.203.15])  
by mailsims1.senate.gov (Sun Internet Mail Server  
sims.3.5.1999.07.30.00.05.p8) with ESMTP id  
<0GF700FD8BD592@mailsims1.senate.gov> for TRempfer@aol.com; Tue,  
19 Jun 2001 19:46:18 -0400 (EDT)  
Received: from ccMail by IMAEXC2.senate.gov (IMA Internet Exchange 3.13)  
id 00231463; Tue, 19 Jun 2001 19:43:18 -0400  
Date: Tue, 19 Jun 2001 19:36:47 -0400  
From: Randy\_DeValk@daschle.senate.gov (Randy DeValk)  
Subject: Re[2]: Situation update?  
To: TRempfer@aol.com  
Message-id: <00231463.C22124@daschle.senate.gov>  
MIME-version: 1.0  
Content-type: text/plain; charset=US-ASCII  
Content-description: cc:Mail note part  
Content-transfer-encoding: 7bit

Subj: **Re[2]: Re[2]: Situation update?**  
Date: 6/22/01 3:00:22 PM Eastern Daylight Time  
From: *Randy\_DeValk@daschle.senate.gov (Randy DeValk)*  
To: *TRempfer@aol.com*  
File: **6-18-01perotltr.wpd** (7500 bytes) DL Time (49333 bps): < 1 minute

attached is a copy of the letter that was sent by sen daschle and rep gephardt

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Return-Path: <Randy\_DeValk@daschle.senate.gov>  
Received: from rly-yh02.mx.aol.com (rly-yh02.mail.aol.com [172.18.147.34]) by air-yh03.mail.aol.com (v78\_r3.8) with ESMTP; Fri, 22 Jun 2001 15:00:22 -0400  
Received: from mailsims1.senate.gov (mailsent2.senate.gov [199.95.76.9]) by rly-yh02.mx.aol.com (v79.20) with ESMTP id MAILRELAYINYH24-0622145959; Fri, 22 Jun 2001 14:59:59 -0400  
Received: from IMAEXC2.senate.gov ([156.33.203.15])  
by mailsims1.senate.gov (Sun Internet Mail Server  
sims.3.5.1999.07.30.00.05.p8) with ESMTP id  
<0GFC00MAEI0SGZ@mailsims1.senate.gov> for TRempfer@aol.com; Fri,  
22 Jun 2001 14:58:04 -0400 (EDT)  
Received: from ccMail by IMAEXC2.senate.gov (IMA Internet Exchange 3.13)  
id 0023C3CC; Fri, 22 Jun 2001 14:55:02 -0400  
Date: Fri, 22 Jun 2001 14:53:23 -0400  
From: Randy\_DeValk@daschle.senate.gov (Randy DeValk)  
Subject: Re[2]: Re[2]: Situation update?  
To: TRempfer@aol.com  
Message-id: <0023C3CC.C22124@daschle.senate.gov>  
MIME-version: 1.0  
Content-type: MULTIPART/MIXED; BOUNDARY="Boundary\_(ID\_hObh/89LI270dey6sHwN+Q)"

Subj: **Re[2]: Re[2]: Situation update?**  
Date: 6/22/01 3:10:45 PM Eastern Daylight Time  
From: *Randy\_DeValk@daschle.senate.gov (Randy DeValk)*  
To: *TRempfer@aol.com*

sorry to bother you with another email, but i neglected to mention one important fact in the previous message -- as a courtesy to the secretary of defense, we have not made this letter public yet. when sending letters of this sort, we think it works best for everyone to provide the recipient with time to receive and respond to the letter before going public. i ask that you respect this procedure.

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Return-Path: <Randy\_DeValk@daschle.senate.gov>  
Received: from rly-ye05.mx.aol.com (rly-ye05.mail.aol.com [172.18.151.202]) by air-ye04.mail.aol.com (v78\_r3.8) with ESMTP; Fri, 22 Jun 2001 15:10:44 -0400  
Received: from mailsims1.senate.gov (mailsent2.senate.gov [199.95.76.9]) by rly-ye05.mx.aol.com (v79.20) with ESMTP id MAILRELAYINYE510-0622151019; Fri, 22 Jun 2001 15:10:19 -0400  
Received: from IMAEXC2.senate.gov ([156.33.203.15]) by mailsims1.senate.gov (Sun Internet Mail Server sims.3.5.1999.07.30.00.05.p8) with ESMTP id <0GFC00MMNI91E5@mailsims1.senate.gov> for TRempfer@aol.com; Fri, 22 Jun 2001 15:03:02 -0400 (EDT)  
Received: from ccMail by IMAEXC2.senate.gov (IMA Internet Exchange 3.13) id 0023C42A; Fri, 22 Jun 2001 15:00:00 -0400  
Date: Fri, 22 Jun 2001 14:56:49 -0400  
From: Randy\_DeValk@daschle.senate.gov (Randy DeValk)  
Subject: Re[2]: Re[2]: Situation update?  
To: TRempfer@aol.com  
Message-id: <0023C42A.C22124@daschle.senate.gov>  
MIME-version: 1.0  
Content-type: text/plain; charset=US-ASCII  
Content-description: cc:Mail note part  
Content-transfer-encoding: 7bit

Subj: **Re[2]: Re[2]: Re[2]: Situation update?**  
Date: 6/24/01 3:38:32 PM Eastern Daylight Time  
From: *Randy\_DeValk@daschle.senate.gov (Randy DeValk)*  
To: *TRempfer@aol.com*

major rempfer --

i am glad you were able to view the document and appreciate the comments in this email and the thoughts you laid out in your longer email.

i contacted the pentagon on friday to indicate the letter had been posted and its arrival was imminent. i also said we would like to sit down with them sometime this coming week to discuss the issues raised in the letter and proposed a few times that i know work for me and brett. the pentagon folks are checking their schedules and will let us know in the next working day or so.

either brett or i will keep you informed of any developments. we are also contemplating sending a letter to the fda to obtain their views on where things stand. we will probably make a decision on whether to send such a letter later this week and will also let you know about this.

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Return-Path: <Randy\_DeValk@daschle.senate.gov>  
Received: from rly-yd03.mx.aol.com (rly-yd03.mail.aol.com [172.18.150.3]) by air-yd05.mail.aol.com (v78\_r3.8) with ESMTP; Sun, 24 Jun 2001 15:38:32 -0400  
Received: from mailsims1.senate.gov (mailed2.senate.gov [199.95.76.9]) by rly-yd03.mx.aol.com (v79.20) with ESMTP id MAILRELAYINYD39-0624153801; Sun, 24 Jun 2001 15:38:01 -0400  
Received: from IMAEXC2.senate.gov ([156.33.203.15]) by mailsims1.senate.gov (Sun Internet Mail Server sims.3.5.1999.07.30.00.05.p8) with ESMTP id <0GFG001HM9CEFC@mailsims1.senate.gov> for TRempfer@aol.com; Sun, 24 Jun 2001 15:41:03 -0400 (EDT)  
Received: from ccMail by IMAEXC2.senate.gov (IMA Internet Exchange 3.13) id 0023D9D7; Sun, 24 Jun 2001 15:38:00 -0400  
Date: Sun, 24 Jun 2001 15:33:35 -0400  
From: Randy\_DeValk@daschle.senate.gov (Randy DeValk)  
Subject: Re[2]: Re[2]: Re[2]: Situation update?  
To: TRempfer@aol.com  
Message-id: <0023D9D7.C22124@daschle.senate.gov>  
MIME-version: 1.0  
Content-type: text/plain; charset=US-ASCII  
Content-description: cc:Mail note part  
Content-transfer-encoding: 7bit

Subj: **Re:"Buzz" checking in**  
Date: 8/6/01 3:42:32 PM Eastern Daylight Time  
From: *Randy\_DeValk@daschle.senate.gov (Randy DeValk)*  
To: *TRempfer@aol.com*

thanks for the email.

as i hope i mentioned over the phone, our office and gephardt's have conducted two meetings (dod and bioport) and were attempting to schedule a third (fda). as of this writing, we still have not been able to lock in a date with the fda that works for them and for us. august vacation plans are complicating this task.

we are still hoping to arrive at a mutually agreed upon date in the next week or so. either brett from gephardt's office or i will let you know more when we do.  
thanks.

----- Headers -----

Return-Path: <Randy\_DeValk@daschle.senate.gov>  
Received: from rly-xc05.mx.aol.com (rly-xc05.mail.aol.com [172.20.105.138]) by air-xc03.mail.aol.com (v79.27) with ESMTP id MAILINXC38-0806154232; Mon, 06 Aug 2001 15:42:32 2000  
Received: from mailsims1.senate.gov (mailsims1out.senate.gov [199.95.76.9]) by rly-xc05.mx.aol.com (v79.20) with ESMTP id MAILRELAYINXC52-0806154205; Mon, 06 Aug 2001 15:42:05 -0400  
Received: from IMAEXC2.senate.gov ([156.33.203.15]) by mailsims1.senate.gov (Sun Internet Mail Server sims.3.5.1999.07.30.00.05.p8) with ESMTP id <0GHN00DD6W0ZUY@mailsims1.senate.gov> for TRempfer@aol.com; Mon, 6 Aug 2001 15:41:26 -0400 (EDT)  
Received: from ccMail by IMAEXC2.senate.gov (IMA Internet Exchange 3.13) id 002DED8C; Mon, 06 Aug 2001 15:42:28 -0400  
Date: Mon, 06 Aug 2001 15:36:05 -0400  
From: Randy\_DeValk@daschle.senate.gov (Randy DeValk)  
Subject: Re:"Buzz" checking in  
To: TRempfer@aol.com  
Message-id: <002DED8C.C22124@daschle.senate.gov>  
MIME-version: 1.0  
Content-type: text/plain; charset=US-ASCII  
Content-description: cc:Mail note part  
Content-transfer-encoding: 7bit

June21, 2001

The Honorable Donald Rumsfeld  
Secretary of Defense  
The Pentagon  
Washington, DC 20301-1000

Dear Secretary Rumsfeld:

As you continue your strategic review of the Defense Department's strategy and policies, we write to express our interest in and concern about reports regarding the Pentagon's continued use of an anthrax vaccine on our military personnel. We recognize that your review is addressing a myriad of issues with large implications for our national security. However, we think you will agree with us that no issue you are currently considering is more important than how to best ensure the health and well being of our military personnel while they serve their country.

As a result, we are troubled by several reports and actions that raise questions about whether continuing to administer the current anthrax vaccine is in the best interests of our personnel. First, we have been made aware of the fact that a number of military and civilian personnel have come to believe that the vaccination given to our military personnel is neither safe nor effective for its intended use. As you know, the Food and Drug Administration's underlying prerequisite for the approval of any vaccine or drug is that it be proved safe and effective for its intended use. A growing number of people believe that the use of the anthrax vaccine as currently formulated to protect humans against inhalation of anthrax spores fails to meet this test.

Second, earlier this month, the Defense Department announced that it will further slow the administration of the anthrax vaccine. The current slowdown, the third in less than one year, was brought about by the continuing inability of the vaccine manufacturer to obtain FDA approval of its production facility. Under the revised policy, the scope of the vaccination program will be limited to special mission units, manufacturing and research personnel, and congressionally mandated research. In light of the questions surrounding the safety and effectiveness of the vaccine and the inability of the vaccine manufacturer to obtain FDA approval, many have asked why the Pentagon has not halted the vaccination program for all military personnel until these outstanding questions are satisfactorily addressed.

Third, the Defense Department has already taken disciplinary action against a number of people who have refused to take or administer the anthrax vaccination and has stated its intention to pursue legal action against others who act similarly in the future. Although a number of questions about the safety and effectiveness of the anthrax vaccination would appear to remain unanswered, the Pentagon has made it clear that it does not intend to revisit either the punishments already meted out or its decision to discipline those who act similarly in the future.



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We all acknowledge that the threat posed by biological weapons, including anthrax, is a real one that the Administration and the Congress have a responsibility to address. Ignoring such threats is not an option. However, we also have an obligation to our military personnel to ensure that we do nothing to increase the risks they already face for their decision to serve their country. We would welcome your response to the issues raised here. In addition to your written response, our staff is prepared to discuss this matter with appropriate Defense Department officials.

Sincerely,

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