

00412819

Reference TTB Notice No. 4From: Garver, Frederick H. [Chip.Garver@bakerd.com]  
Sent: Tuesday, October 21, 2003 4:13 PM  
To: nprm@ttb.gov  
Cc: Lucas, Paul; Bainbridge, Phillip E.; Keeler, John S.  
Subject: Reference TTB Notice No. 4

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>  
> Dear Sir or Madam:

>  
> As a state legislative consultant for 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  
> that if a FMB product is to be sold as a malt beverage, it should be  
> 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 to 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, several  
> officials in my state have already suggested this as a possibility.

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

>  
> Sincerely,

>  
>Chip Garver  
Baker & Daniels  
Suite 2700  
300 North Meridian Street  
Indianapolis, Indiana 46204  
(317)237-1031

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