

0047695

From: Miskimon, Wallace [Miskimon.Wallace@mbco.com]
Sent: Tuesday, October 21, 2003 1:37 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 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, too, will continue to be able to distribute, sell and market flavored malt beverages as they do today.

However, absent from 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 that 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,

Wallace Miskimon

Office: 229-420-5070

CELL: 229-291-4832

Fax: 229-420-5253 This E-mail message (including attachments, if any) is intended for the use of the individual or entity to which it is addressed and may contain information that is privileged, proprietary, confidential and exempt from disclosure. If you are not the intended recipient, you are notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify the sender and erase this E-mail message immediately.