

Verne, B. Michael

Item 7(c)

From: [REDACTED]
Sent: Wednesday, February 01, 2006 10:57 AM
To: Verne, B. Michael
Subject: Item 7(c)(iii)

Dear Mike,

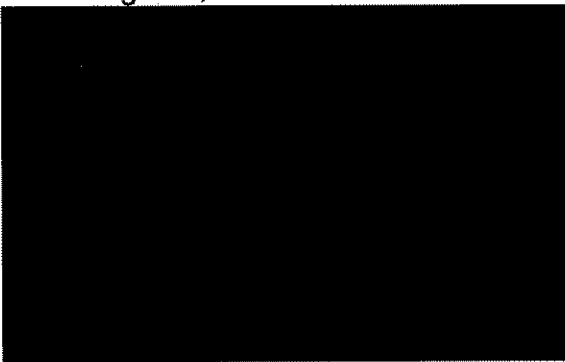
Item 7(c)(iii) requests the states in which customers of the filing party are located for overlapping wholesale codes.

I have the following question from my client and I can't find the answer out there:

Potentially we can sell to all 50 states in all codes. Did we actually have product in these categories ship to all 50 states is a question we can not answer precisely without doing a little more research. Also is the question who we sell to, where we ship it to, or where the product is actually sold to the consumer. For instance, we sell to X [a large nationwide company, though not certain whether there are stores in every single state] whose offices are located in Arizona. We ship to a few distribution centers. X ships the product to their stores located in most of the 50 states. Please advise. Thanks.

It seems to me it would make sense to list the states in which direct customers are located only -- thus, I would list X's headquarters office and the states in which any distribution centers are located and to which the client shipped product. I would not list each state where X has a store. Please tell me if you agree.

Best regards,



AGREE -
B. Michael
2/1/06

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