



Bumble Bee Foods, LLC
P.O. Box 85362
San Diego, CA 92186-5362
Telephone: (858) 715-4000

July 1, 2008

Via Email Only

The Honorable Bart Stupak,
Chairman,
Subcommittee on Oversight and Investigations,
Committee on Energy and Commerce,
Room 316
Ford House Office Building
Washington, DC 20515
Attention: David Nelson

Dear Mr. Stupak:

This letter shall serve as an addendum to the previous responses by Bumble Bee Foods, LLC and its affiliates (“the Company” or “Bumble Bee Foods”) to your letter dated May 8, 2008 (the “May 8 Letter”) with respect to your investigation of issues related to the safety of the Nation’s food supply. Bumble Bee Foods’ initial response to the May 8 Letter included a response of “None” to Request # 6 which stated as follows:

Please supply a list of all instances where FDA or any State regulatory authority was denied entrance to any facility, foreign or domestic, or denied access to any records regarding microbiological or chemical testing performed on products processed at the facility. This request encompasses denials or requests for entry or any such testing record regardless of whether the plant or its records were to be made available for inspection at a later date.

We previously clarified with Mr. David Nelson that Request # 6 does not cover a situation where FDA or a state agency requested documents, the Company asked that the request be put in writing, the request was put in writing, and the Company complied with the request.

While our response remains unchanged, we wanted to supplement it in light of the FDA’s Establishment Inspection Report (“EIR”) covering the period from July 17, 2007 through August 10, 2007, which the Company received from a news reporter last month. A section in the EIR entitled “REFUSALS” states that the FDA team requested various records repeatedly from July 18 to July 20, 2007 and that on the evening of July 20, 2007, the FDA issued a FDA-482c to the Company providing that the Company would have 24 hours to provide the FDA team all of the records requested.

In the three-day period from July 18 through July 20, the plant manager was barraged with information requests from multiple divisions of two different agencies. It simply was not possible to satisfy all the requests within the time periods specified by the multiple requesters. In addition, during this period, the Company launched a nation-wide recall. In connection with the recall, the Company was pulling its own data in order to track production and distribution so that the Company could initiate the recall, notify customers, and retrieve product as quickly as possible in order to lessen any health risk to the public.

We acknowledge that certain records were not immediately made available to the FDA, but there absolutely was no attempt to avoid or delay providing any requested records. Castleberry's complied as quickly and fully as possible in the circumstances, which included the overriding priority of protecting consumer safety by designing, initiating and implementing the recall. We believe that all requested records were, in fact, provided.

To avoid any continued delay, once the initial recall was in place and after it was expanded to additional products and production dates on July 21, we worked with FDA and USDA to establish a point person at the factory and a point person at each agency to streamline the process of providing information and records. We subsequently added a daily conference call with both agencies to ensure that everyone was getting what he or she needed in a timely manner. We believe that we fully cooperated with both the FDA and USDA in all aspects of the recall.

Please do not hesitate to contact me with any questions on this matter.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Chris Lischewski', written over a light blue circular scribble.

Christopher Lischewski
President & CEO
Bumble Bee Foods, LLC