



State of New Jersey
DEPARTMENT OF HEALTH AND SENIOR SERVICES
CONSUMER AND ENVIRONMENTAL HEALTH SERVICES
PO BOX 369
TRENTON, N.J. 08625-0369

JON S. CORZINE
Governor

www.nj.gov/health

FRED M. JACOBS, M.D., J.D.
Commissioner

November 29, 2007

Mr. Barney Truex
Truex Enterprises
800 Rhode Island Avenue
Atlantic City, NJ

Dear Mr. Truex:

The New Jersey Department of Health and Senior Services (DHSS) has reviewed the correspondences dated October 3, October 31, and November 2, 2007 submitted by Mr. W. Peter Jensen from Wallace and Associates, Cambridge, MD on behalf of you and your company as referenced above.

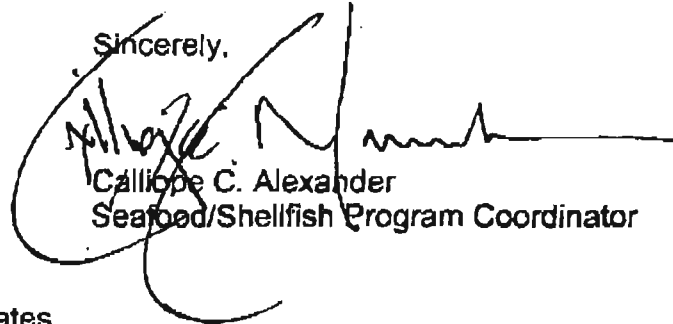
The correspondences received detail and dedicate the necessary protocols for landing of surf clams and ocean quahogs at your facility in Atlantic City in conjunction with a multi-state project entitled Protocol for Onboard Screening and Dockside Testing for PSP Toxins in Shellfish in Closed Waters.

The landing and handling of shellfish in New Jersey must be performed under the strict protocols as indicated and agreed upon with this office and the signed correspondence enclosed. In addition, it is noted that at each instance of landing, Mr. Brian Hooker from the National Oceanic and Atmospheric Administration (NOAA) has assured this office in writing that a representative from National Marine Fisheries Services, Office of Seafood Inspection will be on site in person to guarantee that these protocols are carried out exactly as agreed.

Furthermore, this agreement is based on the fact that all handling and sanitary controls of this project shall be performed in accordance with N.J.A.C. 8:21, Food and Drugs in general, N.J.A.C 8:24-3.2(m) specifically, as well as 8:13 Shellfish as required. I have enclosed a copy of the rules for your attention.

The DHSS, Food and Drug Safety Program, Seafood/Shellfish Project appreciates your attention to comply with the protocols and all applicable regulations.

Sincerely,

A handwritten signature in black ink, appearing to read 'Calliope C. Alexander', is written over a large, stylized circular flourish.

Calliope C. Alexander
Seafood/Shellfish Program Coordinator

CCA: ss

Enclosure

c: WP Jensen, Wallace & Associates
Richard Ritota, DHSS
James A. Brownlee -DHSS