

MEMO

To: Manufacturers of Medical Devices and Biologics

From: Kate Whelley McCabe, AAG; Wendy Morgan, AAG, Chief of Public Protection Division
Office of Vermont Attorney General

Date: September 6, 2012

Re: Limited Amnesty for Failure to Report

This memorandum serves as official notice that the Vermont Attorney General is offering limited amnesty to manufacturers of medical devices and biologics whose obligation to comply with the Prescribed Products Gift Ban and Disclosure Law began on or after July 1, 2009 but who failed to report their activities in any of the following reporting periods: FY10 (7/1/09-6/30/10), FY11 (7/1/10-6/30/11), or 2011 (7/1/11-12/31/11).

This offer is limited to amnesty from the financial penalties the Attorney General is authorized to seek under the Law for failure to report, and does not apply to back-payment of registration fees or penalties for other violations of the law, such as gift ban violations. Moreover, the Attorney General may seek to execute an Assurance of Discontinuance to secure a manufacturer's future compliance with the law notwithstanding that manufacturer's acceptance of the offer of limited amnesty.

This offer will remain open until **October 1, 2012**. In order to take advantage of the offer, manufacturers must email prescribedproducts@atg.state.vt.us on or before October 1st with the following information:

- manufacturer name
- reporting period(s) for which the manufacturer failed to report
- name, physical address, email address and phone number of person with whom the Office should communicate about the unreported activity*

Please refer to [the Office's website](#) for more information about the Prescribed Products Gift Ban and Disclosure Law. You may email prescribedproducts@atg.state.vt.us with questions about this offer. Please be aware that it may take the Office up to a week to return your email.

*While the Office does not anticipate seeking full disclosure for unreported activity, the Office does anticipate requiring disclosure – at a later date - of some aggregate information related to the activity.