



U. S. Department of Justice
Criminal Division

Washington, D.C. 20530

The Honorable Ron Garvin, Clerk
United States Court of Appeals
for the District of Columbia Circuit
333 Constitution Avenue, N.W.
Washington, D.C. 20001

Re: Carl Eric Olsen v. Drug Enforcement Administration,
D.C. Cir. No. 94-1605

Dear Mr. Garvin:

Enclosed please find for filing an Entry of Appearance form and a Certificate of Counsel for the Respondent, Drug Enforcement Administration, in the above-referenced case.

The Index to Record in this case will be the same as that in Case No. 93-1109, which was the number of this case before remand, except that the DEA Deputy Administrator issued a "Final Order" on May 16, 1994. A copy of that final order is enclosed.

If I may be of assistance, please do not hesitate to contact me at 202-514-0948.

Sincerely,

Harry J. Matz
Narcotic and Dangerous Drug Section
Criminal Division
P.O. Box 27312, Central Station
Washington, D.C. 20530

Enclosures

cc: Carl Eric Olsen
Post Office Box 4091
Des Moines, Iowa 50333
(Petitioner)

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT

CARL ERIC OLSEN,)
)
 Petitioner,)
)
 v.) No. 94-1605
)
 DRUG ENFORCEMENT ADMINISTRATION,)
)
 Respondent.)

RESPONDENT'S CERTIFICATE OF COUNSEL

A. Parties and Amici. The only parties to this appeal are the Petitioner, Carl Eric Olsen, and the Respondent, the Drug Enforcement Administration of the United States Department of Justice. To Respondent's knowledge, there are no intervenors or amici at this point.

B. Rulings Under Review. This case is an appeal from an unpublished ruling by the Drug Enforcement Administration (DEA) not to initiate rescheduling proceedings for marijuana. That ruling was made by authority of 21 U.S.C. §§ 811, 812 and 871 and pursuant to regulations at 21 C.F.R. § 1308.44, particularly 21 C.F.R. § 1308.44(c).

C. Related Cases. This appeal was originally Case No. 93-1109, an appeal from the DEA Administrator's refusal to accept for filing Petitioner's agency petition. Both parties filed motions noting that the DEA Administrator should have accepted the petition for filing; Respondent requested that the case be remanded so that the petition could be accepted for filing and reviewed in accordance with the agency's regulations. This

Courterentered such an order on December 9, 1993.

Another case is procedurally "related" by virtue of the aforesaid December 9, 1993 order. In that order, this Court directed the DEA to rule on Petitioner Olsen's petition no later than 90 days after the Court's decision in Alliance for Cannabis Therapeutics v. DEA, 15 F.3d 1131, 304 U.S. App. D.C. 400 (D.C. Cir. 1994). That case was decided on February 18, 1994; the DEA Administrator's final order in this case was issued May 16, 1994.



HARRY J. MATZ
Trial Attorney

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Attorneys for Respondent

CERTIFICATE OF SERVICE

I hereby certify that on this 31st day of October, 1994, a copy of the foregoing Respondent's Certificate of Counsel and a copy of the Entry of Appearance form were sent by first-class mail with postage prepaid to the Petitioner, acting pro se, at the following address:

Carl Eric Olsen
Post Office Box 4091
Des Moines, Iowa 50333



HARRY J. MATZ
Trial Attorney