

**Access to Information and Privacy Centre**  
Room C1253 Jeanne Mance Building, Tunney's Pasture  
Address Locator 1912C1  
OTTAWA ON K1A 0K9

Your file      Votre référence

Our file      Notre référence

**PRIORITY POST**

A-2002-00199 / ms

November 13, 2002

Terry Polevoy, MD  
Healthwatch Organisation  
938 King St. West  
KITCHENER ON N2G 1G4

Dear Dr. Polevoy:

This is in final response to your request under the *Access to Information Act*: **info re: Complaint about the Synergy Group of Canada about product called E.M. Power+.**

Enclosed are records which respond to your request. These records are being partially disclosed, as parts qualify for exemption under paragraphs 13(1)(c) [obtained in confidence from a government of a province], 19(1) [personal information], 20(1)(b) [third party financial, commercial, scientific or technical information given in confidence to the government], 20(1)(c) [information that could result in financial loss or gain, or prejudice the competitive position of a third party], 21(1)(a) [advice or recommendations], 21(1)(b) [consultations or deliberations involving government officials], 23 [solicitor-client privilege] of the *Act*.

Other records are being denied in their entirety pursuant to sections 13(1)(c), 20(1)(a)(b), 21(1)(a)(b), and 23 of the *Act*.

In the course of our consultations with the University of Calgary concerning certain of these records, we were advised that the University does not agree that Dr. Kaplan's actions in respect of the clinical trials contravened any requirements of the Food and Drugs Act. For additional information on the University's position you may wish to contact:

Lynn McRae  
The University of Calgary  
HS CG381, 2500 University Dr. NW  
Calgary, Alberta  
T2N 1N4  
(403) 220-2590

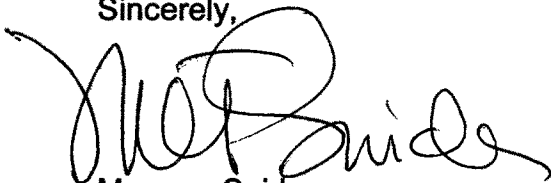
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Please note that an explanatory note has been provided by Synergy Group of Canada in respect of information on page 269. Health Canada is not responsible for the accuracy of the Synergy statements.

Please accept our apologies for the delay in completing your request. Under the circumstances, photocopy fees are being waived in connection with this request.

If you have any questions or concerns about any aspect of the processing of your request, do not hesitate to contact me (see attached).

Sincerely,

A handwritten signature in black ink, appearing to read 'Margery Snider', written in a cursive style.

Margery Snider  
Senior Assistant Coordinator



Health  
Canada

Santé  
Canada

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***Please quote ATI file number A-2002-00199 / ms***

Should you have any questions or concerns about your application to Health Canada for information under the *Access to Information Act*, please contact:

Margery Snider  
Senior Assistant Coordinator  
Access to Information and Privacy Centre  
Health Canada  
Room C1253, Jeanne Mance Building, Tunney's Pasture  
Address Locator 1912C1  
OTTAWA ON K1A 0K9

TEL: (613) 941-6976  
FAX : (613) 941-4541  
E-MAIL: [margery\\_snider@hc-sc.gc.ca](mailto:margery_snider@hc-sc.gc.ca)

### **NOTICE**

#### *Access to Information Act*

You have the right to make a complaint about any aspect of the processing of your request to the Office of the Information Commissioner, at the following address:

The Information Commissioner of Canada  
Tower B, Place de Ville  
112 Kent Street  
OTTAWA ON K1A 1H3

**Canada**