January 6, 2011

VIA FACSIMILE and E-MAIL scott@pogo.org

Scott H. Amey, Esq.
General Counsel
Program on Government Oversight
1100 G Street, NW, Suite 900
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POGO Letter to NIH Dated November 29, 2010

Dear Mr. Amey:

We are in receipt of a copy of Stuart Clark’s letter to you dated January 3, 2011, regarding the matter referenced above. As Mr. Clark notes, both the POGO letter to the NIH and the Thacker blog are still misleading. Likewise, POGO’s continuing refusal to reference the APA statement in its letter to the NIH or the blog, or to include a link to the statement, but continuing to provide a link to The New York Times article in its original uncorrected, form, does indeed suppress evidence directly contradictory to POGO’s accusations. You and your alleged “nonpartisan and independent” organization simply do not “get it.” The additional points made by Mr. Clark with respect to Dr. Schatzberg are equally applicable to Dr. Nemeroff.

Absent POGO and Mr. Thacker being willing to make appropriate retractions of their false and defamatory statements regarding Dr. Nemeroff, we agree with Mr. Clark that there is no useful purpose served by further correspondence on this matter.

Very truly yours,

SMITH MOORE LEATHERWOOD LLP

[Signature]

Lawrence J. Myers

LJM/klv