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FEDERAL SECURITY AGENCY  
FOOD AND DRUG ADMINISTRATION  
Chicago, Illinois

Chicago Station  
1222 Post Office Building  
Van Buren and Canal Streets

August 3, 1944

Voorhies, Long, Ryan and McNair,  
2046 Penobscot Building  
Detroit 26, Michigan

Attention: Mr. Irvin Long

Re: U. S. vs. William F. Koch, et al.

Dear Sirs:

As you are the attorney of record in this case, we are addressing you in this matter.

In preparation for the retrial of the above identified case, the U. S. Food and Drug Administration desires to purchase 15 ampuls each of Glyoxylide, Benzoquinone, and Malonide in the same dilutions as the samples involved in the indictments:  $10^{12}$  for Glyoxylide,  $10^6$  for Benzoquinone, and  $10^{12}$  for Malonide.

As you are familiar a similar request was made prior to the first trial but the samples could not be accepted under the restrictions and conditions imposed by Dr. William F. Koch at that time.

The samples which are now being requested will be employed in treating animal and human subjects, and for comparison with other tests which have been completed, and all of the resultant data will be presented at the coming trial. If Dr. Koch so desires, it may now be possible to arrange for him to be present when some of the tests are conducted.

Your prompt attention to this matter will be appreciated. The writer will be in Detroit until Saturday, August 5, 1944, and can be reached care of Mr. John C. Ray, Assistant U. S. Attorney. If it is not possible for you to reach me before the latter date then please write me at 1222 Post Office Building, Chicago, Illinois.

Respectfully,

(Signed) W. B. Simmons

W. B. Simmons,  
Chief Inspector, Central  
District.

VOORHIES, LONG, RYAN AND MCNAIR

PENOBSCOT BUILDING

DETROIT

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PAUL W. VOORHIES  
IRVIN LONG  
MACK RYAN  
RUSSELL A. MCNAIR  
FREDERICK A. CAREY  
R. GERVEYS ORVILLIS  
PAUL FRANKS  
WM. JOHN SPICER

August 7, 1944

Dr. William F. Koch  
Delray Beach, Florida

Dear Bill:

I am enclosing copy of the letter from Simmons so that you can answer it as you think best. I am submitting a suggested form of letter which you might use, with such changes as you think desirable. I do not know whether you are willing to make the proposition contained in the last paragraph, but if you are it might be sufficient to state it in the way that I have stated it.

This form of letter is submitted because of my understanding of your general ideas on the subject, and I hope that whatever letter is written can be used in case the matter is brought up in the trial.

I have told Mr. Simmons that I could not give him an answer and that he must wait until he hears from you.

Very truly yours,

*Irvin Long*

IL:GLD  
Encl.

September 1, 1944

W. B. Simmons, Chief Inspector  
Food and Drug Administration  
1222 Post Office Building  
Chicago, Illinois

Dear Sir:

Replying to your letter of the third of August addressed to my attorneys, Voorhies, Long, Ryan, and McNair, in regard to tests which you desire to make in the treatment of certain cases and forms of diseases by the use of my medicines, I wish to advise as follows:

You have been shown ample evidence of the therapeutic quality of the drugs, both in the last trial and in the evidence before the Federal Trade Commission. Many patients who received the drugs have testified and physicians have shown their satisfaction in the use of the drugs. Your representatives have interviewed hundreds of patients and physicians and know the facts concerning experience in the use of the preparations. These physicians have used the preparations with the care and skill necessary to obtain beneficial results, and have informed you of their experiences either by personal interview or by evidence from the witness stand. I have even learned of check-ups which you have made upon patients with the expectation of finding that their recoveries have been imaginary, and that you were unwilling to place before the court the facts learned regarding their efficiency. While the law trial was in progress,

W. B. Simmons, Chief Inspector

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September 1, 1944

you arranged with Dr. Hurtig of Hanover, Kansas to take William J. Schultz to x-ray specialists in Omaha for fluoroscopic and x-ray examinations to compare with their findings prior to the giving of our treatment. When you learned from these specialists that their findings were favorable to us you did not present them to the court, as I think should have been done had you sincerely desired that the court and jury should know all relevant facts. I am, therefore, led to believe that I cannot trust your willingness to proceed along lines of a fair and impartial investigation.

I already have many obligations ahead of me that take up all of my time for a considerable period both in my own practice and in demonstrations already contracted for and I am, therefore, not in a position to train those who wish to use this treatment to a degree of efficiency that would be required for fair demonstration work. For that reason I advise you to study closely the testimony already given by physicians who have used the treatment and whose observations cover a long period of time, the value of which you certainly should realize.

Sincerely yours,

WPK:VW