

complying with any judicial order that compels the release of such information so that the agencies may determine the appropriate measures to take, including where appropriate the filing of a motion or an appeal with the court.

## **2. Emergency Requests for Confidential Information**

In cases in which the requesting agency has a need to obtain certain information as soon as possible due to emergency circumstances, such as a foodborne illness outbreak, FDA and CDC may utilize the following procedures. These procedures are intended for use only in the case of an actual emergency situation and are not appropriate for routine requests for information.

a. The requesting agency shall indicate orally or in writing to the agency in possession of the relevant information that it has the need to obtain certain identifiable information as soon as possible due to the existence of emergency circumstances. The requesting agency shall also describe what the emergency circumstances are.

b. The requesting agency shall verbally agree to protect from unauthorized public disclosure any and all information that is shared, according to all applicable laws and regulations.

c. The existence of an actual emergency situation shall warrant, as determined by the agency in possession of the requested records, the waiver of the need-to-know demonstration and determination described above in section III B 1a and B 1b. However, once the requesting agency has obtained the information it seeks, it shall comply with those procedures set forth in section III B 1c above.

## **IV. NAME AND ADDRESS OF PARTICIPATING PARTIES**

A. Food and Drug Administration  
Department of Health and Human Services  
5600 Fishers Lane  
Rockville, Maryland 20857

B. Centers for Disease Control and Prevention  
Public Health Service  
Department of Health and Human Services  
Atlanta, Georgia 30333

## **V. LIAISON OFFICERS**

### **A. Contact for FDA:**

Ellen F. Morrison, Director  
Office of Crisis Management  
Emergency Operations Center  
Food and Drug Administration