

Subject: RE: Summary Judgement  
Date: Fri, 14 May 2010 09:27:10 -0400  
From: [evan.rae@oci.fda.gov](mailto:evan.rae@oci.fda.gov)  
To: paige@ [REDACTED]

Heather, you are correct, not enough has been done to REVECOMED/AAC at this point. I have re-contacted our Headquarters (Office of Criminal Investigations), the Dallas District Office (Regulatory), the Center for Devices and Radiological Health, Office of Device Evaluation, and everyone else I have had contact with and advised them of the latest developments and the lack of action on our side. A conference call between all concerned is scheduled, which should speed things up when compared to email. I will do everything I can to get things moving. We will likely focus on AAC and other appropriate Texas entities, for ease of logistics. Thank you for your patience. Evan

**Evan J. Rae**  
FDA/Office of Criminal Investigations  
Austin Resident Office  
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From: [REDACTED] On Behalf Of Paige Peterson  
Sent: Wednesday, May 12, 2010 12:06 PM  
To: Rae, Evan  
Subject: Summary Judgement

Evan,

Last Friday the Judge found in favor of AAC on the summary judgment. AAC does not believe that there is an investigation of them or RevecoMED, their attorney submitted an affidavit stating that there is no investigation of AAC. They also said that P2 has made all of this up.

Thought you might find that interesting. Would you like a copy of all of Mark's affidavits and filings with the court?

Any news from your talk with the Justice Department?

It appears that AAC and Reveco get to continue unscathed, and P2 gets to pay the price for doing the right thing.

Paige

Copy of Emails  
Posted by Public Citizen Org

Subject: RE: touching base  
Date: Thu, 17 Mar 2011 09:39:33 -0400  
From: [evan.rae@oc.fda.gov](mailto:evan.rae@oc.fda.gov)  
To: [REDACTED]

Paige, yes, I'm working on it almost every day. Reviewing the 700+ page filing is taking a while, but I may have some specific questions soon. The communications from FDA could not be clearer. They prohibit any marketing of the device and so state in clear language. They are aware of everything I am, so I would anticipate that the extended period will expire without the deficiencies being corrected. Then, we will decide what action is called for. Thanks, Evan

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**From:** Paige Peterson [REDACTED]  
**Sent:** Wednesday, March 16, 2011 10:32 PM  
**To:** Rae, Evan  
**Subject:** touching base

Hello Evan,  
Wanted to touch base and see if there are any developments since we spoke a couple of weeks ago.  
Are things still moving forward with the case?  
Best,  
Paige

*P2 LLC  
Paige Peterson*

Subject: RE: Lipo Ex - Advanced Aesthetic Concepts - Fort Worth  
Date: Tue, 10 Apr 2012 14:41:32 -0400  
From: evan.rae@oci.fda.gov  
To: Jonnetta.Wheaton@dshs.state.tx.us; [REDACTED]  
CC: Lori.Woznick@dshs.state.tx.us; Tom.Brinck@dshs.state.tx.us

All,

I won't be available this afternoon for the discussion, but I will add that I have noted the devices to be readily available for purchase and advertised (marketed). The fact that training and "informational seminars" are conducted also speaks to overtly having the device for purchase. I have again contacted the Center for Devices and Radiological Health regarding their opinion, since they (as well as the State) have advised REVECOMED, if not AAC itself, in no uncertain terms that the device may not be marketed. FDA put that paragraph in all caps on both denials of approval. Please let me know what is decided this afternoon, thank you, Evan

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**From:** Jonnetta.Wheaton@dshs.state.tx.us [mailto:Jonnetta.Wheaton@dshs.state.tx.us]  
**Sent:** Tuesday, April 10, 2012 11:37 AM  
**To:** [REDACTED]  
**Cc:** Lori.Woznick@dshs.state.tx.us; Tom.Brinck@dshs.state.tx.us; Rae, Evan  
**Subject:** RE: Lipo Ex - Advanced Aesthetic Concepts - Fort Worth

Hello Paige,

I apologize for the delay in getting back to you with the complaint status. I need some clarification regarding the status of the spa you mentioned as well as information regarding the firm's marketing of the devices for unapproved uses (via the website and the letter you state your friend has received this month). Do you have some time today to discuss this with me? I can give you a call when you are available or you can call me (see contact information below).

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