15 JAN 1970

Dr. John Sherman
Deputy Director
National Institutes of Health
Bethesda, Maryland 20014

Dear Dr. Sherman:

This is in follow up to Dr. Leroy Duncan's visit on 13 January 1970 and our discussion concerning the Lovelace Foundation Study of Physiologic and Psychologic Aging in Pilots supported by N.I.H. Grant No. HD-00518.

On 29 December 1969 three airline pilots who were retired late in 1969 under the "age 60 rule" filed suit in the United States District Court for the District of Columbia for Declaratory Judgment and Injunctive relief from that part of Federal Aviation Regulations pertaining to the age 60 limit for air line pilots. The basis for the suit is almost entirely the Lovelace Study which is cited throughout the brief. While the United States Department of Justice will defend the suit the agency and specifically the Office of Aviation Medicine will be expected to provide the scientific and medical support to defend the rule.

It is our understanding that the National Institutes of Health has withdrawn or will no longer support the study. It would be most helpful if you would provide us with a copy of the Site Review Committee's Report or information concerning the reasons for the decision to terminate support of the study.

Sincerely,
Original Signed By
P.V. SIEGEL, MD.

P. V. SIEGEL, M.D.
Federal Air Surgeon, AM-1

cc:
AM-1 S & D
AM-100
Dr. Leroy Duncan, NICHHD, MIH
SRMohler:acd:AM-100 1/13/70
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