UNITED STATES DEPARTMENT OF JUSTICE

DRUG ENFORCEMENT ADMINISTRATION

In the Matter of	)	
	)	Docket No. 84-48
MDMA SCHEDULING	)	
	)	

REBUTTAL TESTIMONY OF JAMES M. SHEAHAN

I, James M. Sheahan make the following statement: I am the Chief of the Registration Unit, Office of Diversion Control, Drug Enforcement Administration, Washington, D.C. I have held this position for 12 years.

The Registration Unit processes all applications for registration under the Controlled Substances Act. When an application is approved, a DEA Certificate of Registration, containing a two letter and seven digit number is issued which is commonly referred to as a DEA number. DEA registers manufacturers, distributors, practitioners, analytical laboratories, teaching institutions, importers, exporters, and researchers who handle controlled substances and meet the criteria outlined in Section 303 of the Controlled Substances Act. (21 U.S.C. 823).

Practitioners are registered only in Schedules II, III, IV and V. Any practitioners wishing to use a controlled substance in Schedule I must apply for a registration as a researcher in Schedule I. The criteria for registration as a Schedule I researcher is found in 21 U.S.C. 823(f). Further discusison of research protocols is found in 21 Code of Federal Regulations 1301.33. A copy of the application and the protocol for research

in Schedule I is referred to the Division of Neuropharmacological Drug Products of the Food and Drug Administration in compliance with the requirement in 21 U.S.C. 823(f) that the application be referred to the Secretary, "who shall determine the qualifications and competency of each practitioner requesting registration, as well as the merits of the research protocol." A copy of the application is also sent to the DEA field office nearest the applicant for investigation and verification of state authorization if required. Applications not receiving approval of the Food and Drug Administration are not approved. The Attorney General may deny a Schedule I research application upon a finding that there has been a material falsification of an application, the applicant has been convicted of a felony relating to controlled substances, the applicant is not authorized by a competent State authority, or the applicant has committed such acts as would render registration inconsistent with the public interest.

As of April, 1985 there were 2,055 Schedule I researchers registered by the Drug Enforcement Administration. There were a total of 5,713 researchers registered in all schedules as of that date. The registration proces normally takes about two months.

I declare under penalty of perjury, that the foregoing statement is true and correct. Dated: May 20, 1985.

James M. Sheahan

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