

UNITED STATES COURT OF APPEALS  
FOR THE FIRST CIRCUIT

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No. 86-2007

LESTER GRINSPOON, M.D.,  
Petitioner,

v.

DRUG ENFORCEMENT ADMINISTRATION,  
Respondent.

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Before  
Coffin, and Torruella, Circuit Judges,  
and Pettine,\* Senior District Judge

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ORDER

Entered July 10, 1987

28 U.S.C. § 813 provides that "[a] controlled substance analogue [defined in 28 U.S.C. § 802(32)] shall, to the extent intended for human consumption, be treated, for the purposes of this title and title III as a controlled substance in schedule I."

In light of the undisputed finding that the substance 3,4-methylenedioxymethamphetamine (MDMA) is an analogue of the Schedule I controlled substance 3,4-methylenedioxyamphetamine (MDA), we invite the parties to comment, within ten days of the date of this order, on the effect, if any, of 28 U.S.C. §§ 813 & 802(32) on our review of the petition in this case. The parties are particularly encouraged to address the issues of standing and of the ability of this court to grant meaningful relief, but should not feel limited to those questions.

By the Court,

FRANCIS P. SCIGLIANO, CLERK.

Richard W. Gordon

By \_\_\_\_\_  
Chief Deputy Clerk.

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\* Of the District of Rhode Island, sitting by designation.

[cc: Messrs. Cotton and Harbin]