

May 24, 2016

The Honorable Marlene H. Dortch  
c/o Commissioner's Secretary  
Office of the Secretary  
Federal Communications Commission  
445 12<sup>th</sup> St. S.W.  
Washington, D.C. 20554

**Re: In re Petition For Declaratory Ruling and Waiver Filed by Kohl's Pharmacy & Homecare Inc., CG Docket No. 02-278**

Dear Secretary Dortch:

I am a tenured professor and chairman of the department of Pharmacology and Experimental Neuroscience at the University of Nebraska Medical Center; a position I have held for nearly a quarter century. I actively instruct medical, pharmacy, allied health and nursing students, perform research into infectious and degenerative diseases and supervise clinical trials. Until the past two years I attended on the consult services in infectious diseases and supervised education and clinical management of consult patients in hospital. I am well aware of the importance of seasonal influenza outbreaks and preventative strategies. No doubt, our University provides treatment to countless patients who have been stricken with Influenza (commonly referred to as "the flu"). The majority of persons infected recover in a few days to less than two weeks. Nonetheless, in select patients that are debilitated with co-morbid conditions that include cancerous and inflammatory diseases and the elderly people may develop more severe complications (such as pneumonia) and some may die of such infections.

I am well aware and during the course of my times at the medical center of the beneficial works done by pharmacies such as Kohl's to promote the availability of flu vaccines to private individuals and employers. I understand that Kohl's sent communications to human resource executives for the purpose of promoting the availability of the influenza vaccines. There is little doubt that the vaccinations are preventative of real public health value and diminish significant untoward events for patients, for families and for the community at large. Communication for the availability of vaccinations is paramount to disease prevention and such ends are facilitated through direct contacts of businesses of the availability of flu prevention measures. Without a doubt, unvaccinated adults draw away resources from hospitals as hospitals treat what would be a preventable illness by vaccination. Kohl's has performed a public duty by informing others of the importance of immunizing employees. I salute their works and commend their due diligence for the public good.

Sincerely,



Howard E. Gendelman, M.D.  
Margaret R. Larson Professor of Internal Medicine and Infectious Diseases  
Chair and Professor, Department of Pharmacology and Experimental Neuroscience