From:	Jim Nugent
To:	Grp. City Council and City Web Site; Dept. Mayors Office; Dept. City Clerk
Cc:	Jaeson White; Scott Hoffman; Laurie Clark; Ellen Leahy; Ellen Leahy (eleahy@co.missoula.mt.us); Arwyn Welander; Shannon Therriault; Lisa Beczkiewicz; Dept. Attorney
Subject:	FW: NATO: Comment Letter of Pre-Emption of Flavor Ban Ordinance
Date:	Monday, October 26, 2020 8:08:04 AM
Attachments:	Letter to Missoula City Attorney (October 14, 2020).pdf Helena MT City Council Meeting Minutes 10-15-18.pdf
Importance:	High

From: Kelleen Roseboom <RoseboomK@ci.missoula.mt.us> **On Behalf Of** Attorney Admin
Sent: Saturday, October 24, 2020 7:43 PM
To: Dept. Attorney <Atty@ci.missoula.mt.us>
Subject: FW: NATO: Comment Letter of Pre-Emption of Flavor Ban Ordinance
Importance: High

Kelleen M. Roseboom
Legal Services Administrator

From: Thomas Briant <info@natocentral.org>
Sent: Saturday, October 24, 2020 6:45 PM
To: Attorney Admin <ADepartment@ci.missoula.mt.us>
Subject: NATO: Comment Letter of Pre-Emption of Flavor Ban Ordinance
Importance: High

NATO®

DATE: October 24, 2020

TO: Missoula City Attorney James Nugent

FROM: Thomas Briant, Executive Director

Mr. Nugent, I am writing to follow up the letters that NATO has submitted to your office and the Missoula City Council members regarding the pre-emption of the proposed ban on flavored cigarettes, flavored tobacco products, flavored electronic nicotine/vapor products, and flavored alternative nicotine products. With the Missoula City Council

considering the proposed ordinance once again at its meeting on Monday, October 26, 2020, I am inquiring if you know whether the city council members will abide by your Legal Opinion memo which concludes that the proposed ordinance is pre-empted by the Montana Youth Access to Tobacco Products Control Act?

If you are able to update me on the matter, it would be most appreciated. Thank you.

From: Thomas Briant <info@natocentral.org>
Date: Tuesday, October 13, 2020 at 10:11 PM
To: "attorney@ci.missoula.mt.us" <attorney@ci.missoula.mt.us>
Subject: NATO: Comment Letter of Pre-Emption of Flavor Ban Ordinance

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DATE: October 14, 2020

TO: Missoula City Attorney James Nugent

FROM: Thomas Briant, Executive Director

The National Association of Tobacco Outlets submits the attached correspondence regarding the pre-emption of the proposed Missoula ordinance that would the sale of flavored tobacco products. Also attached is a set of Helena City Commission minutes which are quoted in the NATO letter (see Page 8 of the minutes).

Please include the NATO Letter and the Helena City Commission minutes as a part of the public record regarding

the proposed Missoula ordinance. Thank you for your assistance.