



Food and Drug Administration
OFFICE OF CRIMINAL INVESTIGATIONS
REPORT OF INVESTIGATION

REPORTING OFFICE: San Francisco Resident Office
DOCUMENT NUMBER: 207207
CASE NUMBER: 2010-SFC-735-0280
RELATED CASE NUMBER: (b) (7)(E)
TYPE OF CASE: 735.100, DIETARY SUPPLEMENTS - CDER
CASE TITLE: PRIMORDIAL PERFORMANCE
CASE AGENT: (b) (7)(F)
INVESTIGATION MADE AT: Oakland, CA
INVESTIGATION MADE BY SA (b) (7)(F)
REPORTING PERIOD: FROM: 05/17/2012 TO: 08/20/2012
STATUS OF CASE: Continued

SYNOPSIS: Correspondence with CFSSAN, surveillance, undercover purchase.

RESTRICTED INFORMATION

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REPORT SUBMITTED BY: (b) (7)(F), Special Agent, DATE: 08/20/2012

REPORT APPROVED BY: Francis Allan, Acting Special Agent in Charge, DATE: 08/22/2012

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1. INTRODUCTION:

This case originated after the February 8, 2010, receipt of information from the United States Anti-Doping Agency (USADA) about an email solicitation from PRIMORDIAL PERFORMANCE on the sale of a new product called Superdrone. The email indicates that PRIMORDIAL PERFORMANCE's Superdrone is a "Superdrol-clone" and contains the designer anabolic steroid methyldrostanolone. Superdrol (aka methyldrostanolone, aka methasteron) is a designer anabolic steroid ^{(b) (7)(E)}

^{(b) (7)(E)}

Reference is made to the Report of Investigation for the period February 17, 2012 through May 16, 2012.

2. DETAILS OF INVESTIGATION:

On May 21, 2012, Special Agent (SA) ^{(b) (7)(F)} discussed this investigation with Dr. Daniel Fabricant and Corey Hilmas from FDA'S Center for Food Safety and Applied Nutrition (CFSAN) regarding labeling and claims found on PRIMORDIALPERFORMANCE.COM.

On June 11, 2012, SA ^{(b) (7)(F)} discussed this investigation with Fabricant, Hilmas and OCC Attorney Jim Smith regarding disease claims made on the website PRIMORDIALPERFORMANCE.COM.

On June 25, 2012, SA ^{(b) (7)(F)} went to PRIMORDIAL PERFORMANCE at 13331 NE Whitaker Way in Portland, OR and observed a black poster on the front of the building, that read in gray "PRIMORDIAL PERFORMANCE, 13331 NE Whitaker Way, Portland, OR 97230." SA ^{(b) (7)(F)} observed several unidentified individuals walking around inside the office and observed one unidentified male outside the office building talking on a cell phone. SA ^{(b) (7)(F)} observed two vehicles parked in front of the building that were identified as associated to PRIMORDIAL PERFORMANCE employees during previous surveillance activities.

On July 2, 2012, SA ^{(b) (7)(F)} requested Fabricant to review FDA'S Document Archiving, Reporting and Regulatory Tracking System (DARRTS) for any Investigational New Drug Application (IND) or New Drug Application (NDA) for the following Primordial products and ingredients: AndroHard, AndroMass, AndroBulk, AndroLean, AndroDrive; Super-Rb-DHEA, 3-beta-undecanoyloxy-5-alpha-androstan-17-one, epiandrosterone undecanoate; Super-Ra-DHEA, 3-alpha-enanthyloxy-5-alpha-androstan-17-one, androsterone enanthate; Super-4-DHEA, 3b-enanthyloxyandrost-4-en-17-one, 4-Dehydroepiandrosterone enanthate; Super-19-DHEA, 3b- enanthoyloxynorandrost-4-en-17-one, 19-nor-4-DHEA enanthate; Super-11-DHEA, 17-beta-undecanoyloxyadrenosterone, 17-beta-hydroxyadrenosterone undecanoate; Super-7-DHEA, 3b-acetoxyandrost-5-en-7,17-dione, 7-keto-DHEA acetate; Super-5-DHEA, 3b-enanthyloxyandrost-5-en-17-one, Dehydroepiandrosterone enanthate; Super-5-PREG, 3b-enanthyloxy-5-en-20-one, pregnenolone enanthate.

On July 2, 2012, Fabricant emailed SA ^{(b) (7)(F)} and stated there was no IND or NDA found in DARRTS for these products or ingredients.

On July 10, 2012, SA (b) (7)(F) , (b) (5) placed an online order for one bottle each of AndroLean, AndroDrive and AndroHard from PRIMORDIALPERFORMANCE.COM.

On July 12, 2012, SA (b) (7)(F) (b) (5) , placed an online order for one bottle each of AndroMass and AndroBulk from PRIMORDIALPERFORMANCE.COM.

On July 23, 2012, SA (b) (7)(F) received an undercover purchase sent from PRIMORDIAL PERFORMANCE. The parcel contained one bottle each of AndroLean, AndroDrive and AndroHard. The evidence was inventoried on CIE #185187.

On August 3, 2012 SA (b) (7)(F) received an undercover purchase sent from PRIMORDIAL PERFORMANCE. The parcel contained one bottle each of AndroMass and AndroBulk. The evidence was inventoried on CIE #185188.

3. JUDICIAL ACTION:

None this reporting period

4. DISPOSITION OF EVIDENCE, CONTRABAND, AND PERSONAL PROPERTY:

Evidence obtained during a July 10, 2012 undercover buy was inventoried on CIE #185187.
Evidence obtained during a July 12, 2012 undercover buy was inventoried on CIE #185188.

5. STATUS OF INVESTIGATION:

Continued.

6. SUSPECTS/DEFENDANTS/OTHER:

PRIMORDIAL PERFORMANCE

ERIC POTRATZ

(b) (6), (b) (7)(C)

WWW.PRIMORDIALPERFORMANCE.COM

7. ATTACHMENTS:

None