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LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - All Filers Are Required To Complete This Page

1. Registrant Name Alston & Bird LLP			
2. Address <input type="checkbox"/> Check if different than previously reported 601 Pennsylvania Ave., NW, 10th Floor, Washington, DC 20004-2601			
3. Principal Place of Business (if different from line 2) City: Atlanta State/Zip (or Country) GA/30309-3424			
4. Contact Name	Telephone	E-mail (optional)	5. Senate ID #
Jonathan M. Winer	(202) 756-3342	jwiner@alston.com	118
7. Client Name <input type="checkbox"/> Self			6. House ID #
Fresenius Medical Care			317

TYPE OF REPORT 8. Year 2004 Midyear (January 1-June 30) OR Year End (July 1-December 31)

9. Check if this filing amends a previously filed version of this report

10. Check if this is a Termination Report ⇒ Termination Date _____ 11. No Lobbying Activities

INCOME OR EXPENSES - Complete Either Line 12 OR Line 13

<p align="center">12. Lobbying Firms</p> <p>INCOME relating to lobbying activities for this reporting period was:</p> <p>Less than \$10,000 <input type="checkbox"/></p> <p>\$10,000 or more <input checked="" type="checkbox"/> ⇒ \$ <u>20,000.00</u> Income (nearest \$20,000)</p> <p>Provide a good faith estimate, rounded to the nearest \$20,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client).</p>	<p align="center">13. Organizations</p> <p>EXPENSES relating to lobbying activities for this reporting period were:</p> <p>Less than \$10,000 <input type="checkbox"/></p> <p>\$10,000 or more <input type="checkbox"/> ⇒ \$ _____ Expenses (nearest \$20,000)</p> <p>14. REPORTING METHOD. Check box to indicate accounting method. See instructions for description</p> <p><input type="checkbox"/> Method A. Reporting amounts using LDA definition</p> <p><input type="checkbox"/> Method B. Reporting amounts under section 6013(e) Internal Revenue Code</p> <p><input type="checkbox"/> Method C. Reporting amounts under section 162(e) Internal Revenue Code</p>
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Signature



Printed Name and Title

Jonathan M. Winer, Partner

LD-2 (REV. 6/98)

Registrant Name Alston & Bird LLP Client Name Fresenius Medical Care

LOBBYING ACTIVITY. Select as many codes as necessary to reflect the general issue areas in which the engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code information as requested. Attach additional page(s) as needed.

15. General issue area code MMM (one per page)

16. Specific lobbying issues

Medicare Modernization Act of 2003 (Public Law 108-173)

17. House(s) of Congress and Federal agencies contacted

Check if None

House
Senate
Office of Management and Budget

18. Name of each individual who acted as a lobbyist in this issue area

Name	Covered Official Position (if applicable)
Colin Roskey	Senate Finance Comm-Health Policy Adv & Cnsl
M. Lynn Sykes	
Thomas A. Scully	Centers for Medicare & Medicaid Svcs-Admin
Jennifer L. Butler	
Erin Darling	
Alicia Ziemiecki,	
David Hebert, Marc Scheineson	
Jennifer W. Bell	Senate Finance Committee - Health Policy Adv.

19. Interest of each foreign entity in the specific issues listed on line 16 above

Check if None

Fresenius Medical Care is a wholly-owned subsidiary of Fresenius Medical Care AG. Germany.

Signature *[Handwritten Signature]*

Date 2-11-05

Printed Name and Title Jonathan M. Winer, Partner

Form LD-2 (Rev.6/98)

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LOBBYING ACTIVITY. Select as many codes as necessary to reflect the general issue areas in which the engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code information as requested. Attach additional page(s) as needed.

15. General issue area code HCR (one per page)

16. Specific lobbying issues

Medicare Modernization Act of 2003 (Public Law 108-173)

17. House(s) of Congress and Federal agencies contacted

Check if None

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Signature *Jennifer W. Bell*

Date 2-11-05

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