

House of Representatives Secretary of the Senate
 Legislative Resource Center Office of Public Records
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 Washington, DC 20515 Washington, DC 20510

SECRETARY OF
 05 AUG -9 AM

LOBBYING REPORT

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

1. Registrant Name DOWNEY McGRATH GROUP, INC			
2. Address <input type="checkbox"/> Check if different than previously reported 1225 I STREET NW SUITE 600			
3. Principal Place of Business (if different from line 2) City: Washington State/Zip (or Country) DC 20005			
4. Contact Name Kathleen Tynan McLaughlin	Telephone 202 789 1110	E-mail (optional)	5. Senate ID # 12573-1457
7. Client Name <input type="checkbox"/> Self Herbalife, Inc.			6. House ID # 31805103

TYPE OF REPORT 8. Year 2005 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>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>40,000.00</u> <small>Income (nearest \$20,000)</small></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>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"/> * \$ _____ <small>Expenses (nearest \$20,000)</small></p> <p>14. REPORTING METHOD. Check box to indicate exp accounting method. See instructions for description of options</p> <p><input type="checkbox"/> Method A. Reporting amounts using LDA definitions</p> <p><input type="checkbox"/> Method B. Reporting amounts under section 6033(b)(1) 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 _____

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PAGE

Name DOWNEY McGRATH GROUP, INC Client Name Herbalife, Inc.

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

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

6. Specific lobbying issues

health, fitness, and dietary supplements
 extending Health Savings Accounts and Flexible Savings Accounts tax categories
 Dietary supplements in Israel
 Minority health issues
 Health Savings Accounts/Flex Savings Accounts initiatives
 HR 1545 - To amend the Internal Revenue Code of 1986 to treat expenses for certain meal replacement and dietary supplement products that qualify for FDA-approved health claims as expenses for medical care.

7. House(s) of Congress and Federal agencies contacted ☐ Check if None

U.S. House of Representatives
 U.S. Senate

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

Name	Covered Official Position (if applicable)
Tom Downey	
Ray McGrath	
Casey Morse	

9. Interest of each foreign entity in the specific issues listed on line 16 above ☐ Check if None

Signature _____ Date August 17, 2005

Printed Name and Title Thomas J. Downey, Chairman

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