

16600 COMPETITIVE PROBLEMS IN THE DRUG INDUSTRY

Second, the minimal therapeutic value of DPX must also be balanced against the harm and death that this drug is causing to hundreds of individuals each year. As demonstrated above, aspirin or acetaminophen (Tylenol) appears to be at least as effective when given alone as when given with DPX.¹¹⁷ For those who can not take aspirin, and choose to take DPX over the other analgesics, Schedule II controls will hardly present a barrier to use of DPX, which will remain available on a prescription basis.

In conclusion, the extent of DPX abuse as presented above, plainly demonstrates that the present controls are wholly inadequate. DEA is required by law to curb the abuse of this minimally effective and extremely toxic drug by transferring DPX to Schedule II and should not retreat from its legislative mandate.