



APR 28 2004

Food and Drug Administration
College Park, MD 20740

Michael J. O'Flaherty
Olsson, Frank and Weeda, P. C.
Suite 400
1400 Sixteenth Street, N.W.
Washington, DC 20036-2220

Re: Notification for Nutrient Content Claims Based on an Authoritative
Statement: DHA, EPA, and ALA (Specific Omega-3 Fatty Acids)

Dear Mr. O'Flaherty:

This letter corrects an inadvertent error in the February 3, 2004, acknowledgment letter the Food and Drug Administration (FDA) sent to you. In that letter we acknowledged receipt on January 16, 2004, of the nutrient content claim notification you submitted pursuant to Section 403(r)(2)(G) of the Federal Food, Drug, and Cosmetic Act (the act) (21 U.S.C. 343(r)(2)(G)). We also stated that "in accordance with Section 403(r)(2)(G) of the act, within 120 days (ending on May 1, 2004) of receipt of your nutrient content claim notification, you will be informed by FDA if the notification does not comply with Section 403(r)(2) of the act." The correct date ending the 120 day period is May 15, 2004, not May 1, 2004.

If you have any questions concerning this notification, please feel free to contact me at (301) 436-1491.

Sincerely yours,

Shellee Anderson
Team Leader
Nutrition Programs and Labeling Staff
Office of Nutritional Products, Labeling
and Dietary Supplements
Center for Food Safety
and Applied Nutrition

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