



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

Food and Drug Administration
Rockville, MD 20857

January 4, 2006

FILE COPY

David G. Adams
Venable LLP
575 7th Street, NW
Washington, DC 20004-1601

Dear Mr. Adams:

Your petition on behalf of Sepracor Inc. regarding the date of approval of Lunesta (Eszopiclone) was received by this office on 1/3/2006. It was assigned docket number 2006P-0001/CP1 and it was filed on 1/4/2006. Please refer to this docket number in future correspondence on this subject with the Agency.

Please note that the acceptance of the petition for filing is a procedural matter in that it in no way reflects an agency decision on the substantive merits of the petition.

Sincerely,

A handwritten signature in cursive script, appearing to read "Lyle D. Jaffe".

Lyle D. Jaffe
Division of Dockets Management
Office of Management Programs
Office of Management

2006P-0001

ACK 1