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Alan G. Minsk
Arnall Golden & Gregory, LLP
2800 One Atlantic Center
1201 West Peachtree Street
Atlanta, Georgia 30309-3450

Re: Docket No. 00P-1329

Dear Mr. Minsk:

This letter responds to your citizen petition, dated June 2, 2000, requesting on behalf of your client that the Food and Drug Administration (FDA) amend 21 C.F.R. § 101.36 and 21 C.F.R. § 101.100 to permit a dietary supplement manufacturer who uses multiple suppliers to source a finished-form dietary supplement with differing ingredients that are not dietary ingredients, or that does not contain dietary ingredients (e.g., excipients, fillers, artificial colors, artificial sweeteners, flavors, and binders), to include the phrase "may contain" or "may also contain" in the ingredient list on the label of the finished product to list all ingredients that could be used in the product and that are uniquely provided by a particular supplier.

In accordance with 21 C.F.R. § 10.30(e)(2), this letter is to advise you that we have not been able to reach a decision on your petition within the first 180 days of its receipt because of other Agency priorities, limited availability of resources, and consideration of other citizen petitions requesting the same or similar action. Within the first 180 days, FDA received two additional citizen petitions. In one of the petitions, the petitioner requests the same action that you requested in your petition and as described above. In the other petition, the petitioner makes a similar request for the listing of inactive ingredients on over-the-counter drugs. At this juncture, both FDA's Center for Food Safety and Applied Nutrition and Center for Drug

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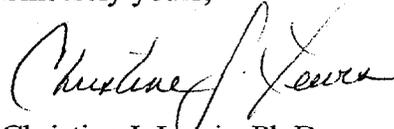
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Evaluation and Research are carefully considering what action, if any, is warranted based on your and the other petitions. Therefore, once the agency reaches a decision and to the extent that our priorities and resources permit, we will attempt to respond to your petition.

Should you have any questions, please contact me at (202) 205-4561.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Christine J. Lewis".

Christine J. Lewis, Ph.D.

Director

Office of Nutritional Products, Labeling
and Dietary Supplements

Center for Food Safety
and Applied Nutrition