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Harold L. Newmark, D. Sci. (Hon)
Susan Lehman Cullman Laboratory for Cancer Research
Department of Chemical Biology
Rutgers, The State University of New Jersey
164 Frelinghuysen Road
Piscataway, New Jersey 08854-8020

Re: Docket No. 2005P-0273/CP 1

Dear Dr. Newmark:

This letter is in response to your petition (2005P-0273/CP 1), filed on July 7, 2005, requesting the Food and Drug Administration (FDA) to amend several of its standards of identity in Title 21 of the Code of Federal Regulations (21 CFR) Parts 136, 137, and 139 to require the addition of calcium to certain enriched cereal grain products rather than permit the optional addition of this nutrient.

In accordance with 21 CFR 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 and the limited availability of resources. We will complete our review of your petition and data and information on this issue as they emerge and consider any amendments to the regulations as warranted and in the context of other program priorities within the Center.

Should you have additional questions, do not hesitate to contact us.

Sincerely yours,

Barbara O. Schneeman, Ph.D.
Director
Office of Nutritional Products, Labeling
and Dietary Supplements
Center for Food Safety
and Applied Nutrition

2005P-0273

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