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Apr 15 6 25 AM '96

April 9, 1996

Linda S. Kahl, Ph.D.  
Office of Special Nutritionals  
Center for Food Safety and Applied Nutrition  
Food and Drug Administration  
200 C Street, S.W. (HFS-450)  
Washington, DC 20204

Dear Dr. Kahl:

On behalf of the Good Earth® Corporation, 831 Almar Avenue, Santa Cruz, California, 95060, we submit this notification letter pursuant to Section 6 of the Dietary Supplement Health and Education Act of 1994 ("DSHEA") informing the Food and Drug Administration that the Company is marketing two dietary supplements that bear statements of nutritional support.

The Good Earth® Corporation products bearing the statements of nutritional support are regular and caffeine free versions of "Good Earth® GINSENG SportICE™" which contain a blend of ginseng ingredients. The statements of nutritional support for the products appear as follows:

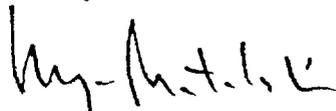
"Energy Drink"

"Enhances physical endurance"

"... is a great tasting blend of nutritional ingredients that will naturally enhance your daily exercise program."

These statements are accompanied by the required disclaimer indicating that the claims have not been evaluated by FDA and that the product is not intended to diagnose, treat, cure, or prevent any disease. The Company informs us that it possesses adequate substantiation for these statements of nutritional support rendering the statements truthful and non-misleading, and thus permissible under the DSHEA.

Sincerely,



Wayne H. Matelski

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Arent Fox Kintner Plotkin & Kahn • Washington, DC  
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