



DEPARTMENT OF HEALTH AND HUMAN SERVICES

Public Health Service

Food and Drug Administration
College Park, MD

SEP 20 2002

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Bruce Silverglade
Director of Legal Affairs
Center for Science in the Public Interest
1875 Connecticut Avenue, NW
Washington, D.C. 20009

Re: Docket No. 02P-0122/CP 1

Dear Mr. Silverglade:

This letter is in response to your citizen petition, dated March 21, 2002, requesting the Food and Drug Administration to undertake several rulemaking actions with regard to "functional foods" and to establish an advisory committee to reevaluate current labeling approaches for foods with novel ingredients.

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. We are currently at the height of rulemaking in response to the Public Health Security and Bioterrorism Preparedness and Response Act of 2002. Because of this and other Agency priorities and the limited availability of resources, we have not been able to respond to your petition. We hope to be able to complete the review of your petition and respond to your request in the near future.

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

Sincerely yours,

Christine L. Taylor, Ph.D.
Director
Office of Nutritional Products, Labeling
and Dietary Supplements
Center for Food Safety
and Applied Nutrition

Copy to:
Ms. Ilene Ringel Heller
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