



Food and Drug Administration
Rockville MD 20857

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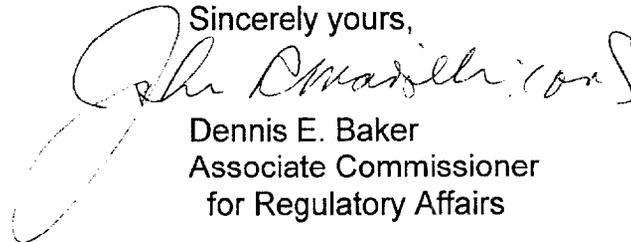
- Mr. Robert Cohen
Dairy Education Board
325 Sylvan Avenue
Englewood Cliffs, NJ 07632

Dear Mr. Cohen:

We received your letter dated April 21, 2000 in which you requested a meeting with the Agency to make an oral presentation in a debate-like forum to address what you view are inaccuracies and incorrect conclusions in our April 20, 2000, response to your citizen petition. You also indicate that there is evidence of fraud and deception and a suggestion of criminal activity by the Food and Drug Administration (FDA).

It appears that the purpose of your meeting is to ask us to reconsider the conclusions in our April 20, 2000, response. If you would like reconsideration of that response, the FDA regulations at 21 CFR 10.33 set out the process to be used to request reconsideration of a decision of the Agency on a citizen petition. As provided in the regulation, you should file your request for reconsideration in the form set out in the regulation no later than 30 days after the date of our April 20, 2000, response to your citizen petition. The regulation provides that the Commissioner may, for good cause, permit a petition for reconsideration to be filed after the 30 days. We have enclosed a copy of 21 CFR 10.33 for your convenience. We note that, under the regulation, a petition for reconsideration may not be based on information and views not presented in your original citizen petition. If you wish to rely on views or information not submitted with your original citizen petition, the regulation requires that you submit a new citizen petition to modify the decision to your original citizen petition. We also note that if the Commissioner determines to reconsider the April 20, 2000, response to your citizen petition, in reviewing the reconsideration petition, the Commissioner has the option to hold meetings. If you decide to submit a petition for reconsideration as specified in the regulation, you may then request a meeting and your request will be considered in that context.

Sincerely yours,



Dennis E. Baker
Associate Commissioner
for Regulatory Affairs

Enclosure