



September 8, 2004

Office of Special Nutritionals (HFS-450)
FDA-CFSAN
200 C Street, S.W.
Washington, DC 20204

SEP 21 2004

Dear Sirs:

In accordance with the statutory provisions of 21 USC 343(r)(6), we are providing you with notice of the type of ~~stat.~~ ~~ent(s)~~ to which that section refers.

Distributor's name and address:
Performance Labs, Inc., 5115 Douglas Fir Road, Unit I, Calabasas, CA 91302-1441.

Statements:

Relief for Daily Stress & Sleepless Nights*

No Daytime Drowsiness*

No Morning Grogginess*

Clinical studies have demonstrated Suntheanine's ability to influence brain neurotransmitters, promoting a state of refreshed relaxation.*

RelaxMax helps you handle everyday tension by promoting a feeling of relaxation and well-being with an herbal, non-addictive formula...you can work, play or sleep on.*

Name of the supplement bearing the label or associated with the labeling:

Performance Labs Inc.-**RelaxMax**®

I, Richard M. Burke, Jr., President, certify that the information contained in the notice is complete and accurate, and that Performance Labs., Inc. has substantiated that the statement is truthful and not misleading.

Richard M. Burke, Jr.
President

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