



VIA FAX TO 301.436.2636

0927 06 03 -6 P145

September 29, 2004

Dr. Kathleen Ellwood
Food and Drug Administration
Center for food Safety and Applied Nutrition
Nutrition Programs and Labeling Staff
Office of Nutritional Products, Labeling and Dietary Supplements (HFS-800)
5100 Paint Branch Parkway
College Park, Maryland 20740



7361 Calhoun Place,
Suite 500
Rockville, Maryland 20855-2765
301.838.3120
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RE: Extension of Timeline on Decision for Petition for Qualified Health Claim
for Eggs with Enhanced Omega-3 Fatty Acid Content and a Balanced 1:1
Ratio of Omega-3/Omega-6 Fatty Acids

Dear Dr. Ellwood:

Thank you for your telephone call to Dr. Stanley Tarka requesting an extension on the decision timeline to December 6, 2004 for the filed petition for a Qualified Health Claim for Eggs with Enhanced Omega-3 Fatty Acid Content and a Balanced 1:1 Ratio of Omega-3/Omega-6 Fatty Acids.

AAC Consulting Group submitted this petition pursuant to Section 403(r)(4) or 403(r)(5)(D) of the Federal Food, Drug and Cosmetic Act on behalf of Belovo, Inc., Pinehurst, NC 28374 with respect to Belovo Columbus[®] or Christopher[®] eggs with enhanced levels of omega-3 fatty acids that are balanced in approximately a 1:1 ratio with omega-6 fatty acids.

We have spoken to our client Belovo and as the Petitioner, we are agreeable to this extension of the timeline for a decision to December 6, 2004. We are looking forward to your decision on this important Petition. Please keep us apprised of any changes or questions that you may have during the ongoing review.

If you have any questions, please contact Stanley M. Tarka, Jr., Ph.D. of AAC Consulting Group, Inc. He can be reached at 717-243-9216. Thank you.

Sincerely,

Edward A. Steele
President

2004Q-0072

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October 5, 2004

Ms. Jennie C. Butler
Dockets Management Branch
Food and Drug Administration
5630 Fishers Lane, Room 1061 (HFA-305)
Rockville, MD 20852

RE: Qualified Health Claim (Docket No. 2004Q-0072) (Eggs with enhanced omega-3 fatty acid content and a balanced 1:1 ratio of omega-3/omega-6 fatty acids and reduced risk of heart disease and sudden, fatal heart attack)

Dear Ms. Butler:

Would you please file the enclosed letter in the docket (Docket No. 2004Q-0072)? Thank you.

Sincerely,



Tomoko Shimakawa, Sc.D.
Division of Nutrition Programs and Labeling
Office of Nutritional Products, Labeling and Dietary Supplements
Center for Food Safety and Applied Nutrition
Food and Drug Administration

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Enclosure: A letter (received by FAX on September 29, 2004) from Edward A. Steele of AAC Consulting Group to Kathleen Ellwood, Ph.D., HFS-830, FDA.