



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

Food and Drug Administration
Rockville MD 20857

FILE COPY

January 7, 2011

Gerald F. Masoudi
Covington & Burling LLP
1201 Pennsylvania Ave., N.W.
Washington, DC 20004-2401

Re: Docket Nos. FDA-2000-P-0102, FDA-2000-P-0133,
and FDA-2006-P-0033, NPR, December 8, 2010

Dear Mr. Masoudi:

Your petition to the Food and Drug Administration submitted on behalf of Cargill, Inc. requesting to stay the effective date of the change in enforcement discretion under the 2003 letter, pending the agency's issuance of a final rule, was received by this office on 1/7/2011. It was assigned docket number FDA-2006-P-0033/PSA, and it was filed on 1/7/2011. Please refer to this docket number in future correspondence on this subject with the Agency.

Please note that the acceptance of the petition for filing is a procedural matter in that it in no way reflects an agency decision on the substantive merits of the petition.

Sincerely,

Gloria Ortega
Division of Dockets Management
Office of Public Information and Library Services
Office of Shared Services
Office of Management

FDA-2006-P-0033

ACK