



November 15, 2022

Tim Brown
Upfield, U.S. Inc
President & CEO Americas
433 Hackensack Avenue
Hackensack, NJ 07601

Re: Docket No.: FDA-2019-P-5887

Dear Mr. Brown:

This letter is regarding your citizen petition, dated December 13, 2019, "requesting that FDA revise 21 CFR 130.10(d)(4) to amend the standard of identity for margarine, 21 C.F.R. § 166.110, to include new optional ingredients, new nutritional criteria, and modified nomenclature. See Citizen Petition from Krya Lindeman, Head of Corporate Affairs & Communications, North America submitted to the Division of Dockets Management, FDA ("Petition") at page 1.

We are actively reviewing citizen petitions to determine which are still current and concern to petitioners. On June 7, 2022, Dr. Claudine Kavanaugh, Director, Office of Nutrition and Food Labeling sent a letter to Krya Lindemann requesting scientific evidence and consumer research data to support statements in the petition pertaining to consumer misunderstanding and confusion. On September 22, 2022, a follow-up email was sent to Ms. Lindemann and as of the date of this letter, we have not received a response.

Enclosed is a copy of the petition submitted by Krya Lindemann on behalf of Upfield, US, dated December 13, 2019. If you wish to continue to pursue this petition, please respond with a letter of intent to FDA's Dockets Management Staff and reference Docket Number: FDA-2019-P-5887 in your letter. The letter of intent can be submitted to the Dockets Management Staff electronically to: <https://www.fda.gov/regulatory-information/dockets-management/comment-proposed-regulations-and-submit-petitions#petitions>. However, due to other FDA priorities and limited resources, if we do not hear from you within 30 days of the date of this letter, we will conclude that you are no longer interested in pursuing your petition and will close out this docket.

Sincerely,

Karen L. Strambler
Policy Analyst
Office of Regulations and Policy
CFSAN

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