

February 7, 2022

Via Electronic Submission

Division of Dockets Management
Food and Drug Administration
Department of Health and Human Services
5630 Fishers Lane, Room 1061 (HFA-305) Rockville, MD 20852

Re: Citizen Petition- Asking FDA-CVM To Post On The Federal Register, The Ingredient Definition For The Animal Feed/Pet Food Ingredient Term “Corn Gluten Meal”, In Compliance With § 553 of the Administrative Procedure Act.

To whom it may concern:

The undersigned submits this petition under both the Federal Food, Drug, and Cosmetic Act (the Act), and § 553 of the Administrative Procedure Act (5 U.S.C. Subchapter II), and in accordance with 21 C.F.R. § 10.30(b), to request the FDA-CVM to post on the federal register, the ingredient definition for animal feed/pet food ingredient term “Corn Gluten Meal”

A. Action Requested

Petition requests FDA-CVM to comply with, § 553 of the Administrative Procedure Act, and publish the ingredient definition for the animal feed/pet food ingredient “corn gluten meal” on the federal register.

B. Statement of Grounds

“Corn Gluten Meal” is an ingredient FDA allows to be used in animal feed and pet food products under FDA regulatory jurisdiction.

Via MOU-225-07-7001, FDA-CVM considers the definition for “corn gluten meal” to be a federal regulation for FDA regulated products. However, FDA-CVM refuses to comply with § 553 of the Administrative Procedure Act and publish this ingredient term and definition on the federal register.

C. Environmental Impact A claim for categorical exclusion of the requirement for submission of an environmental assessment or environmental impact statement is made pursuant to 21 C.F.R. §§ 25.30 and 25.34.

D. Economic Impact In accordance with 21 C.F.R. § 10.30(b), economic impact information is to be submitted only when requested by FDA following review of the petition. The undersigned will promptly provide this information if requested.

E. Certification

The undersigned certifies, that, to the best knowledge and belief of the undersigned, this petition includes all information and views on which the petition relies, and that it includes representative data and information known to the petitioner which are unfavorable to the petition.

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Harry Duty

U.S. Citizen, Consumer, & Stakeholder

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