February 13, 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 Hold Public Comment Opportunity For The Animal Feed/Pet Food Ingredient "Dried Black Soldier Fly Larvae" Prior To FDA-CVM Recognizing The Ingredient As A Federal Animal Feed/Pet Food Regulation

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 hold a public comment session and opportunity for the animal feed/pet food ingredient "Dried Black Soldier Fly Larvae" prior to FDA-CVM recognizing the ingredient as a federal animal feed/pet food regulation

A. Action Requested

Petition requests FDA-CVM to to hold a public comment session and opportunity for the animal feed/pet food ingredient "dried black soldier fly larvae" prior to FDA-CVM recognizing the ingredient federally, in compliance with federal law, §553 of the Administrative Procedure Act.

This petition allows FDA the opportunity to comply with §553 of the Administrative Procedure Act, of which FDA has never complied with even though FDA plans to allow "Dried Black Soldier Fly Larvae" of feed grade quality to be a widely used ingredient in FDA regulated products.

B. Statement of Grounds

"Dried Black Soldier Fly Larvae" is an ingredient FDA is going to allow to be used in animal feed and pet food products under FDA regulatory jurisdiction. § 553 of the Administrative Procedure Act requires FDA-CVM to hold a public comment session and opportunity for the public on this ingredient, prior to FDA-CVM accepting this ingredient at the federal level as a regulation.

I have not been provided the opportunity to comment on this ingredient and its definition, as required by §553 of the Administrative Procedure Act. As a result, FDA-CVM has violated my rights to participate in the rulemaking process.

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.

Ronald Brock
Citizen & Stakeholder
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