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December 9, 2008

VIA HAND-DELIVERY, FEDERAL EXPRESS, AND FACSIMILE
Dockets Management Branch
Food and Drug Administration
5630 Fishers Lane
Room 1061 (HFA-305)
Rockville, MD 20852

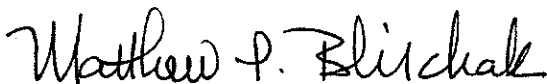
Re: Withdrawal Without Prejudice of Sepracor Citizen
Petition (2006P-0001)

Dear Sir or Madam:

Due to FDA's slow progress on addressing our concerns, and our need for certainty at this time, pursuant to 21 C.F.R. 10.30(g), Sepracor Inc. ("Sepracor") hereby withdraws, without prejudice, its pending Citizen Petition (2006P-0001) that was dated December 30, 2005 and filed by FDA on January 4, 2006.

We respectfully request that FDA act immediately upon this request.

Very truly yours,



Matthew P. Blischak
Sepracor Inc.
Vice President Intellectual Property & Associate General Counsel

cc: FDA Commissioner, The Honorable Andrew C. von Eschenbach, M.D.
Elizabeth H. Dickinson, FDA Office of the Chief Counsel

FDA-2006-P-0137

WDL