



June 3, 2021

Tom Neltner, J.D.
Chemicals Policy Director
Environmental Defense Fund
1875 Connecticut Ave., NW
Washington, DC 20009

Re: Docket Number FDA-2020-P-2276

Dear Mr. Neltner:

This responds to your citizen petition dated December 9, 2020, under docket number FDA-2020-P-2276. Your petition requests that the Food and Drug Administration (FDA or we) take the following actions: (1) Prohibit lead as an additive to food contact articles by promulgating a new section to 21 CFR Part 189; (2) Reduce the allowed level of lead in bottled water from five to one parts per billion by amending 21 CFR 165.110; and (3) Update our existing guidance and other administrative actions setting limits on lead in children's candy, juice, dried fruits, spices, and other ingredients to reflect the latest science on the risks posed by lead and our new Interim Reference Level.

In accordance with 21 CFR 10.30(e)(2), this letter is to advise you that we have not been able to reach a decision on your petition within the first 180 days of its receipt because of other agency priorities and the limited availability of resources. When we complete our review of your petition, we will notify you of our decision.

Please let us know if you have questions.

Sincerely,

Mark A. Moorman, Ph.D.
Director,
Office of Food Safety
Center for Food Safety
and Applied Nutrition