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APPLICATION NUMBER: 22-350

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DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

Food and Drug Administration CDER, Office of New Drug Quality Assessment Mail Room 2562 10903 New Hampshire Ave. Silver Spring, Maryland 20993 (301) 796-1679 (301) 796-9747 (FAX)

MEMORANDUM

DATE: 25-JUN-2009

FROM: John C. Hill, Ph.D., CMC Reviewer

THROUGH: Ali Al-Hakim, Ph.D., Chief, DPA-I

TO: File, NDA 22-350

SUBJECT: Environmental Assessment (EA) waver

The applicant has provided calculations indicating that they are in compliance with the following section of the CFR.

21 CFR§25.31(b) Action on an NDA, abbreviated application, or a supplement to such applications, or action on an OTC monograph, if the action increases the use of the active moiety, but the estimated concentration of the substance at the point of entry into the aquatic environment will be below 1 part per billion.

This statement is satisfactory, the claim for exemption from the requirement for an EA (21 CFR§25.15) is granted.

This is a representation of an electronic record that was signed electronically and this page is the manifestation of the electronic signature.

John C. Hill 6/25/2009 11:01:32 AM

Ali Al-Hakim 6/25/2009 04:31:49 PM CHEMIST

CHEMIST