

Matten, Ellen

From: Crane, Nancy T [Nancy.Crane@cfsan.fda.gov]
Sent: Thursday, August 08, 2002 2:03 PM
To: Matten, Ellen
Subject: FW: Delete item 5.9 of agenda item No. 6 in the draft

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02-022N-109
Frank Cuny



ATT303937.htm

For CCNFSDU public docket.

-----Original Message-----

From: Health [mailto:health@jps.net]
Sent: Wednesday, August 07, 2002 12:27 AM
To: Crane, Nancy T
Subject: Delete item 5.9 of agenda item No. 6 in the draft

California Citizens for Health Freedom
Frank Cuny
8048 Mamie Ave
Oroville, CA 95866
www.citizenshealth.org <<http://www.citizenshealth.org>>

Please delete item 5.9 of agenda item No. 6 in the draft guidelines for vitamin and mineral supplements. Every citizen is the real gatekeeper for truthful and non-misleading information about nutrition.

The labeling proposal should be eliminated because it is in violation of U.S. law, the Dietary Supplement Health and Education Act of 1994, DSHEA, Public Law 103-417, and is in violation of national U.S. appeals court case law, Pearson v. Shalala, which provide for truthful and non-misleading third party literature and labeled health statements for food supplements. These are the legally provided compensation for the lack of formal education training in nutrition of medical doctors and other healthcare providers. It is these legally provided avenues of education and information provided by the first amendment of the U.S. constitution that can eventually motivate the 'learned professions' to include more nutrition in their education and training.

Thank you.
Frank Cuny