



JUL 27 2006

Ms. Elizabeth Nutt, Chair
Conference for Food Protection
1085 Denio Avenue
Gilroy, California 95020-9206

Dear Ms. Nutt:

This is in response to your letter dated May 26, 2006, in which you transmitted the 2006 Conference for Food Protection (CFP) recommendations related to the Food and Drug Administration's (FDA's) Food Code and other issues that recommend FDA's involvement.

I am pleased to report that we are in basic agreement with nearly all of the CFP recommendations forwarded to FDA. You'll see in the attachment to this letter that our responses to the recommendations are grouped into the following categories:

- Category 1: CFP recommendations with which we conceptually agree.
(52 recommendations, including 1 with partial agreement)
- Category 2: CFP recommendations that we would like to discuss at the CFP Executive Board meeting in August 2006.
(3 recommendations)

In the attachment, the CFP Issue numbers are listed numerically and by Council within each Category. We have also retained the Part 1 and Part 2 groupings that you used in your letter to Dr. Brackett. Those issue numbers that relate to a CFP Committee are noted by a single asterisk. Those issue numbers for which the CFP recommended that FDA work with the United States Department of Agriculture (USDA), the Centers for Disease Control and Prevention (CDC), or the Environmental Protection Agency (EPA) are noted by a double asterisk.

For the 22 CFP recommendations that call for changes in the 2005 FDA Food Code, we plan to incorporate the intent of the recommendation in the Supplement to the 2005 FDA Food Code. The language recommended by the CFP may be modified before being incorporated into the FDA Food Code or a Supplement if necessary to clarify or to maintain the Code's internal consistency.

Page 2 – Ms. Elizabeth A. Nutt

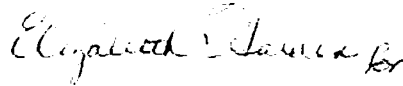
For certain Category 1 recommendations we have added notes to clarify our position or to provide an update on progress related to the recommendation.

For each Category 2 recommendation, we have summarized why further discussion is required at the next CFP Executive Board meeting.

We are available to discuss with the CFP Executive Board our perspective about any of the Conference recommendations and request that enough time is allotted in the August meeting agenda to specifically discuss the items noted above in Category 2.

I trust that this letter adequately responds to your concerns and provides sufficient information about our positions. I look forward to continuing in our cooperative relationship with the Conference.

Sincerely,

A handwritten signature in cursive script that reads "Elizabeth Janice for".

Janice F. Oliver
Deputy Director
Center for Food Safety
and Applied Nutrition

Attachment

Page 3 – Ms. Elizabeth A. Nutt

cc:

USDA

CDC

HFS-1

HFS-3

HFS-22 (EOS)

HFS-600 (r/f)

HFS-625 (K. Smith/G. Lewis)

R/D:GLewis:HFS-626:7/26/06

Reviewed:KSmith:HFS-625:7/26/06

SBohm:HFS-627:7/26/06

Cleared:SMcGarry:HFS-605:7/26/06

F/T:DPTownsend:HFS-600:7/26/06