



APR 23 2010

I-009033-D-0117-OT

U.S. Fish and Wildlife Service  
Aquatic Animal Drug Approval Partnership Program  
Attention: David Erdahl, Ph.D.  
Branch Chief, AADAP  
4050 Bridger Canyon Road  
Bozeman, MT 59715

Re: Amended food-use authorization for marking fish with oxytetracycline hydrochloride

Dear Dr. Erdahl:

You are authorized 150,000,000 fish for human and animal food use. Edible tissues derived from experimental animals treated under the conditions described in this letter may be marketed for human consumption, for use in animal feeds, or released into public waters for possible human consumption. This authorization is in response to your submission dated April 21, 2010 (D-0117). This amended authorization for the use of PENNOX 343 (oxytetracycline hydrochloride) soluble powder in fish is consistent with the public health. This authorization is independent of your authorization for the treatment of bacterial diseases (D-0113) under this INAD.

AMENDED FOOD-USE AUTHORIZATION

<b>DRUG IDENTITY/FEED INGREDIENT IDENTITY</b>	PENNOX 343 (oxytetracycline hydrochloride)
Dosage Form	Soluble powder
<b>SPECIES</b>	Fish
Class	Fry and fingerlings
Number of Animals	150,000,000
<b>PERMITTED DOSING REGIMEN</b>	
Maximum Dose (or range)	200-700 mg oxytetracycline HCl/L
Route of Administration	Immersion
Frequency and Duration of Dosing	2 to 6 hours
<b>MINIMUM INVESTIGATIONAL WITHDRAWAL PERIOD</b>	0 day

<b>MINIMUM INVESTIGATIONAL MILK DISCARD TIME</b>	not applicable
<b>OTHER RESTRICTIONS OR CONDITIONS</b>	none

This food-use authorization only applies to the treatment regimen stated above. Any change in the dosage regimen or the combining of this treatment with any other drug will require a separate food-use authorization. Drugs given to control animals must be administered in full compliance with the currently approved use. Your investigators should be made aware of their responsibilities under 21 CFR 511.1(b)(7)(ii) and (c)(1).

In addition, we remind you that a sponsor must submit specific information prior to each shipment or other delivery of the drug for clinical investigation in animals (see 21 CFR 511.1(b)(4)). You may file the notice of the drug shipment electronically to the Center for Veterinary Medicine (CVM). Please refer to the Center's electronic submission information on the CVM website at <http://www.fda.gov/cvm/esubstoc.html>. Alternatively, you can send three copies of the completed form to CVM. Furthermore, we note that clinical tests conducted under the provisions of this letter do not exempt investigational animals and their products from compliance with any other applicable inspection requirements (see 21 CFR 511.1(b)(5)(iii)).

#### INVESTIGATIONAL LABELING

The appropriate investigational labeling required under 511.1(a) or (b) must be affixed to your investigational drug product before shipping your drug product for studies conducted under 21 CFR 511.1(a) or (b), respectively. Affix the investigational label to each individual drug container.

#### COUNTING NUMBERS OF FISH

You should note that this authorization is for a specific number of fish. Please count the number of fish marked separately from those treated for bacterial disease.

Please provide the total number of fish used towards this authorization in your annual reports. We remind you that a fish treated more than once still only counts as a single fish toward the authorization.

Additional numbers of fish may be requested in the future. A request for additional fish should be made with sufficient lead time to allow us to process an amended authorization.

#### ANNUAL REPORTS

We remind you of the continued necessity to provide annual reports under the FDA/CVM Aquaculture Workload Plan. Your annual report should include: a) a brief summary of the past year's activities and accomplishments in each of the INAD technical sections; b) certification of accountability of all drugs shipped under the INAD, records maintenance

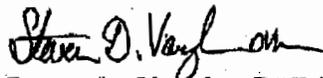
for FDA inspection, and compliance with the provisions of 21 CFR Part 511, including notification of adverse effects relative to humans, target animals, or the environment resulting from the use of the investigational drug; c) a list of all investigators, facilities, and species treated; and d) a copy of the current study protocol(s) noting any modification or revision. We recommend that any changes to pivotal study protocols be reviewed by CVM prior to initiating further investigations.

#### ADDITIONAL COMMENTS

1. In order for us to complete our files, the disposition of all investigational animals and unused drugs must be reported to this office. Please refer to this letter by date and INAD number when reporting the details of clinical investigations or the disposition of investigational animals.
2. Promptly report to this office any adverse reactions that may suggest significant safety hazards.
3. You should obtain a material safety data sheet (MSDS) for the investigational drug and follow the information in the MSDS to protect all individuals who may be exposed to the investigational drug.

If you submit correspondence relating to this letter, you should reference the date and the principal submission identifier found at the top of this letter. If you have any questions or comments, please contact Dr. Cindy L. Burnsteel, Director, Division of Therapeutic Drugs for Food Animals at 240-276-8341.

Sincerely,



Steven D. Vaughn, DVM

Director

Office of New Animal Drug Evaluation

Center for Veterinary Medicine