

**DEPARTMENT OF HEALTH AND HUMAN SERVICES****Food and Drug Administration****21 CFR Part 73**

[Docket No. FDA-2007-C-0456] (formerly Docket No. 2007C-0245)

**Listing of Color Additives Exempt From Certification; Paracoccus Pigment; Confirmation of Effective Date**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule; confirmation of effective date.

**SUMMARY:** The Food and Drug Administration (FDA) is confirming the effective date of December 17, 2009, for the final rule that appeared in the **Federal Register** of November 16, 2009. The final rule amended the color additive regulations to provide for the safe use of paracoccus pigment as a color additive in the feed of salmonid fish to enhance the color of their flesh.

**DATES:** The effective date for the final rule that published in the **Federal Register** on November 16, 2009 (74 FR 58843) is confirmed as December 17, 2009.

**FOR FURTHER INFORMATION CONTACT:** Mical E. Honigfort, Center for Food Safety and Applied Nutrition (HFS-265), Food and Drug Administration, 5100 Paint Branch Pkwy., College Park, MD 20740-3835, 301-436-1278.

**SUPPLEMENTARY INFORMATION:** In the **Federal Register** of November 16, 2009 (74 FR 58843), FDA amended the color additive regulations to add 21 CFR 73.352 to provide for the safe use of paracoccus pigment as a color additive in the feed of salmonid fish to enhance the color of their flesh.

FDA gave interested persons until December 16, 2009, to file objections or requests for a hearing. The agency received no objections or requests for a hearing on the final rule. Therefore, FDA finds that the effective date of the final rule that published in the **Federal Register** of November 16, 2009, should be confirmed.

**List of Subjects in 21 CFR Part 73**

Color additives, Cosmetics, Drugs, Medical devices.

■ Therefore, under the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 341, 342, 343, 348, 351, 352, 355, 361, 362, 371, 379e) and under authority delegated to the Commissioner of Food and Drugs, and redelegated to the Director, Office of Food Additive Safety,

notice is given that no objections or requests for a hearing were filed in response to the November 16, 2009, final rule. Accordingly, the amendments issued thereby became effective December 17, 2009.

Dated: January 22, 2010.

**Mitchell A. Cheeseman,**

*Acting Director, Office of Food Additive Safety, Center for Food Safety and Applied Nutrition.*

[FR Doc. 2010-2521 Filed 2-4-10; 8:45 am]

**BILLING CODE 4160-01-S**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES****Food and Drug Administration****21 CFR Part 73**

[Docket No. FDA-2007-C-0044] (formerly Docket No. 2007C-0474)

**Listing of Color Additives Exempt From Certification; Astaxanthin Dimethyldisuccinate; Confirmation of Effective Date**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule; confirmation of effective date.

**SUMMARY:** The Food and Drug Administration (FDA) is confirming the effective date of December 8, 2009, for the final rule that appeared in the **Federal Register** of November 5, 2009. The final rule amended the color additive regulations to provide for the safe use of astaxanthin dimethyldisuccinate as a color additive in the feed of salmonid fish to enhance the color of their flesh.

**DATES:** The effective date for the final rule published in the **Federal Register** of November 5, 2009 (74 FR 57248) is confirmed as December 8, 2009.

**FOR FURTHER INFORMATION CONTACT:** Felicia M. Ellison, Center for Food Safety and Applied Nutrition (HFS-265), Food and Drug Administration, 5100 Paint Branch Pkwy., College Park, MD 20740-3835, 301-436-1264.

**SUPPLEMENTARY INFORMATION:** In the **Federal Register** of November 5, 2009 (74 FR 57248), FDA amended the color additive regulations to add § 73.37 (21 CFR 73.37) to provide for the safe use of astaxanthin dimethyldisuccinate as a color additive in the feed of salmonid fish to enhance the color of their flesh.

FDA gave interested persons until December 7, 2009, to file objections or requests for a hearing. The agency received no objections or requests for a hearing on the final rule. Therefore,

FDA finds that the effective date of the final rule that published in the **Federal Register** of November 5, 2009, should be confirmed.

**List of Subjects in 21 CFR Part 73**

Color additives, Cosmetics, Drugs, Medical devices.

■ Therefore, under the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 321, 341, 342, 343, 348, 351, 352, 355, 361, 362, 371, 379e) and under authority delegated to the Commissioner of Food and Drugs, and redelegated to the Director, Office of Food Additive Safety, notice is given that no objections or requests for a hearing were filed in response to the November 5, 2009, final rule. Accordingly, the amendments issued thereby became effective December 8, 2009.

Dated: January 22, 2010.

**Mitchell A. Cheeseman,**

*Acting Director, Office of Food Additive Safety, Center for Food Safety and Applied Nutrition.*

[FR Doc. 2010-2522 Filed 2-4-10; 8:45 am]

**BILLING CODE 4160-01-S**

**DEPARTMENT OF HEALTH AND HUMAN SERVICES****Food and Drug Administration****21 CFR Part 558**

[Docket No. FDA-2010-N-0002]

**New Animal Drugs for Use in Animal Feeds; Ractopamine; Monensin**

**AGENCY:** Food and Drug Administration, HHS.

**ACTION:** Final rule.

**SUMMARY:** The Food and Drug Administration (FDA) is amending the animal drug regulations to reflect approval of an original new animal drug application (NADA) filed by Elanco Animal Health, A Division of Eli Lilly & Co. The NADA provides for use of single-ingredient Type A medicated articles containing ractopamine hydrochloride and monensin to formulate two-way combination Type C medicated feeds for finishing hen and tom turkeys.

**DATES:** This rule is effective February 5, 2010.

**FOR FURTHER INFORMATION CONTACT:** Linda M. Wilmot, Center for Veterinary Medicine (HFV-120), Food and Drug Administration, 7500 Standish Pl., Rockville, MD 20855, 240-276-8101, e-mail: [linda.wilmot@fda.hhs.gov](mailto:linda.wilmot@fda.hhs.gov).

**SUPPLEMENTARY INFORMATION:** Elanco Animal Health, A Division of Eli Lilly