



DEPARTMENT OF HEALTH & HUMAN SERVICES

Food and Drug Administration  
2098 Gaither Road  
Rockville MD 20850

JAN 03 2003

Dr. David Lee, MCIC, FCACB  
Director, Regulatory Affairs  
IND Diagnostic Inc.  
1629 Fosters Way  
Delta, B.C.  
CANADA V3M 6S7

Re: k023638  
Trade/Device Name: Urine RCG (Cassette Format) One Step Test Kit  
Regulation Number: 21 CFR 862.1155  
Regulation Name: Human chorionic gonadotropin (HCG) test system  
Regulatory Class: Class II  
Product Code: LCX  
Dated: November 25, 2002  
Received: December 10, 2002

Dear Dr. Lee:

We have reviewed your Section 510(k) premarket notification of intent to market the device referenced above and have determined the device is substantially equivalent (for the indications for use stated in the enclosure) to legally marketed predicate devices marketed in interstate commerce prior to May 28, 1976, the enactment date of the Medical Device Amendments, or to devices that have been reclassified in accordance with the provisions of the Federal Food, Drug, and Cosmetic Act (Act) that do not require approval of a premarket approval application (PMA). You may, therefore, market the device, subject to the general controls provisions of the Act. The general controls provisions of the Act include requirements for annual registration, listing of devices, good manufacturing practice, labeling, and prohibitions against misbranding and adulteration.

If your device is classified (see above) into either class II (Special Controls) or class III (PMA), it may be subject to such additional controls. Existing major regulations affecting your device can be found in Title 21, Code of Federal Regulations (CFR), Parts 800 to 895. In addition, FDA may publish further announcements concerning your device in the Federal Register.

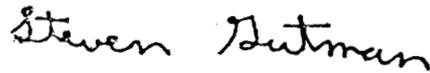
Please be advised that FDA's issuance of a substantial equivalence determination does not mean that FDA has made a determination that your device complies with other requirements of the Act or any Federal statutes and regulations administered by other Federal agencies. You must comply with all the Act's requirements, including, but not limited to: registration and listing (21 CFR Part 807); labeling (21 CFR Parts 801 and 809); and good manufacturing practice requirements as set forth in the quality systems (QS) regulation (21 CFR Part 820).

Page 2 –

This letter will allow you to begin marketing your device as described in your Section 510(k) premarket notification. The FDA finding of substantial equivalence of your device to a legally marketed predicate device results in a classification for your device and thus, permits your device to proceed to the market.

If you desire specific information about the application of labeling requirements to your device, or questions on the promotion and advertising of your device, please contact the Office of In Vitro Diagnostic Device Evaluation and Safety at (301) 594-3084. Also, please note the regulation entitled, "Misbranding by reference to premarket notification" (21CFR Part 807.97). Other general information on your responsibilities under the Act may be obtained from the Division of Small Manufacturers, International and Consumer Assistance at its toll-free number (800) 638-2041 or (301) 443-6597 or at its Internet address <http://www.fda.gov/cdrh/dsma/dsmamain.html>.

Sincerely yours,

A handwritten signature in black ink that reads "Steven Gutman". The signature is written in a cursive style.

Steven I. Gutman, M.D., M.B.A.  
Director  
Office of *In Vitro* Diagnostic Device  
Evaluation and Safety  
Center for Devices and  
Radiological Health

Enclosure

K023638

Device Name: Urine hCG (Cassette Format)  
One Step Test Kit

**Indications For Use:**

*One Step urine hCG (cassette format) Pregnancy Test*

is for the in vitro diagnostic use--- for the detection of hCG (human Chorionic Gonadotropin) presence in female urine specimens and in turn for the early detection of pregnancy.

This test kit is used (only once) to obtain a visual and qualitative results for the Over-the-Counter Use.



Dr. David Lee, MCIC, FCACB,  
Certified Clinical Biochemist.

October 31, 2002

Director,  
Regulatory Affairs,  
IND Diagnostic Inc.,  
1629 Fosters Way, Delta, B. C.,  
CANADA V3M 6S7

email: davidlee@ind.ca

(PLEASE DO NOT WRITE BELOW THIS LINE-CONTINUE ON ANOTHER PAGE IF NEEDED)

**Concurrence of CDRH, Office of Device Evaluation (ODE)**

Jean Cooper  
(Division Sign-Off)  
Division of Clinical Laboratory Devices  
510(k) Number K023638

**Prescription Use**  
(Per 21 CFR 801.109)

OR

**Over-The-Counter Use**   
(Optional Format 1-2-96)