



NDA 202212

**TENTATIVE APPROVAL**

Byron Chemical Company, Inc.  
Attention: Nicholas Cola,  
U.S. Agent for Cipla Limited  
40-11, 23<sup>rd</sup> Street  
Long Island City, NY 11101

Dear Mr. Cola:

Please refer to Cipla's New Drug Application (NDA) 202212 dated January 25, 2011, received February 8, 2011, submitted pursuant to section 505(b)(2) of the Federal Food, Drug, and Cosmetic Act for Nevirapine Tablets for Oral Suspension, 50 mg and 100 mg.

We acknowledge receipt of your submissions dated:

May 18, 2011  
July 1, 2011  
September 1, 2011

September 19, 2011  
October 24, 2011  
November 8, 2012

November 18, 2011  
February 23, 2012

This NDA provides for the use of Nevirapine Tablets for Oral Suspension, 50 mg and 100 mg in combination with other antiretrovirals for the treatment of HIV-1 infection.

This NDA was reviewed under the President's Emergency Plan for AIDS Relief (PEPFAR).

We completed our review of this application. It is **tentatively approved** under 21 CFR 314.105 for use as recommended in the agreed-upon labeling (refer to the enclosed text for the package insert, medication guide, and immediate container, carton, and blister pack labels). Also refer to the agreed-upon labeling emailed on December 5, 2011 and April 25, 2012, for the package insert and medication guide. Based on the data provided, the expiration dating period is 24 months for Nevirapine Tablets for Oral Suspension, 50 mg and 100 mg in the following packaging configuration stored at 25°C (77°F), excursions permitted to 15°C to 30°C (59°F to 86°F): 1) 60-tablet HDPE containers with filler, desiccant (silica gel), and Child Resistant caps or Non-Child Resistant caps, 2) 60-tablet blister pack cartons with 6 x 10 unit of use tablet cards, and 3) 1000-tablet HDPE containers with filler, desiccant (silica gel), and Non-Child Resistant caps.

This determination is based upon information available to the Agency at this time [i.e., information in your application and the status of current good manufacturing practices (cGMPs)]

of the facilities used in manufacturing and testing of the drug product]. This determination is subject to change on the basis of any new information that may come to our attention.

The listed reference drug product [Viramune<sup>®</sup> (nevirapine)] upon which you base your application is subject to a period of patents' protection and therefore, final approval of your application under section 505(c)(3) of the Act [21 U.S.C. 355(c)(3)] may not be made effective until the period has expired. If you have questions as to when this date will be, please contact the Agency at the information provided below.

Two or six months prior to the expiration of the patents' protection, as appropriate, submit an amendment to this application identifying changes, if any, in the conditions under which your product was tentatively approved. Any changes to the conditions outlined in this NDA require our review before final approval and the goal date for our review will be set accordingly. Your amendment should include updated labeling, Risk Evaluation and Mitigation Strategy (REMS), chemistry, manufacturing and controls data, and a safety update. This amendment should include draft final printed labels and labeling which comply with all United States regulations (uniqueness of drug product appearance per 21 CFR 206; child-resistant packaging per 16 CFR 1700, etc.). This amendment should be designated clearly in your cover letter as a "**FINAL APPROVAL REQUESTED.**"

We remind you that you are expected to comply with the reporting requirements provided in 21 CFR 314.80 and 314.81. If the product is to be mass distributed in developing countries, a system of collecting and reporting adverse drug reactions by the distributor would be desirable (e.g., through governmental or nongovernmental agencies distributing the products).

We remind you that, should you intend to market this product in the United States after the period of patents' protection, you are required to join the antiretroviral pregnancy registry at that time and make the appropriate labeling change that references the existence of the pregnancy registry. In addition, an updated package insert (PI) must be submitted under the Structured Product Labeling requirements (<http://www.fda.gov/oc/datacouncil/spl.html>) as defined by the Physician's Labeling Rule [21 CFR 201.56, 201.57].

Before we issue a final approval letter, this NDA is not deemed approved. If you believe that there are grounds for issuing the final approval letter before the period of patents' protection has expired, you should amend your application accordingly.

Please note that this drug product may not be marketed in the United States without final Agency approval under Section 505 of the Act. The introduction or delivery for introduction into interstate commerce of this drug product before the final approval date is prohibited under Section 501 of the Act and 21 U.S.C. 331(d).

If you have any questions, please contact Monica Zeballos, Pharm.D., Senior Program Consultant, at (301) 796-0840 or email at [monica.zeballos@fda.hhs.gov](mailto:monica.zeballos@fda.hhs.gov).

Sincerely yours,

*{See appended electronic signature page}*

Jeffrey Murray, M.D., M.P.H.  
Deputy Director  
Division of Antiviral Products  
Office of Antimicrobial Products  
Center for Drug Evaluation and Research

Enclosures: Draft PI, medication guide, and immediate container, carton, and blister pack labels

Emailed CC: Vaishali Shridhankar, Regulatory Affairs for Cipla Limited in India

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**This is a representation of an electronic record that was signed electronically and this page is the manifestation of the electronic signature.**  
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/s/  
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JEFFREY S MURRAY  
04/30/2012