



October 2, 2013

**VIA E-MAIL**

Philip Spiller  
Acting Director, Office of Nutrition, Labeling and Dietary Supplements  
Center for Food Safety and Applied Nutrition  
U.S. Food and Drug Administration  
5100 Paint Branch Parkway  
Rockville, MD 20740  
[philip.spiller@fda.hhs.gov](mailto:philip.spiller@fda.hhs.gov)

Re: Withdrawal of Complaint regarding Deceptive Advertising of  
SpeechNutrients speak™ Marketed by NourishLife

Dear Mr. Spiller:

On March 27, 2013, we submitted a complaint to your office (addressed to your predecessor, Dr. Barbara Schneeman) regarding the deceptive marketing practices of Illinois-based company NourishLife LLC and its subdivision, SpeechNutrients. (Our March letter is attached for your reference.) In that letter, we explained in detail the numerous deceptive practices used by the company to market Speak, a supplement targeted at children with speech delays.

Since filing our complaint with your office, NourishLife has addressed the concerns we raised regarding the marketing of Speak. Specifically, NourishLife has:

- Removed all references to the supplement being a “patented” formula. The company now accurately refers to the formula as “patent-pending.”
- Added a disclaimer at the top of the testimonials page indicating that some of the photos that accompany the testimonials may be stock images.
- Removed statements that claim or imply that the supplement can cure or treat childhood speech delays.
- Removed all references to the formula containing “pharmaceutical grade” ingredients.
- Inactivated the website, ApraxiaResearch.com, which is also owned by NourishLife.

Further, NourishLife's lawyer, Robert Armstrong of Illinois, has indicated that the product packaging, as well as a promotional brochure, are in the process of being changed. See E-mail from R. Armstrong to L. Smith, dated September 24, 2013, attached hereto.

With these changes, the company's deceptive marketing practices have been addressed and we therefore withdraw our complaint. At this point, it appears that the only remaining concern is the level of vitamin E contained in the supplement.

If you have any questions, please do not hesitate to contact me directly.

Many thanks for your attention to this matter.

Sincerely,

A handwritten signature in blue ink that reads "L. Smith". The signature is written in a cursive, flowing style.

Laura Smith, Esq.  
Legal Director  
Truth in Advertising, Inc.