



DEPARTMENT OF HEALTH & HUMAN SERVICES

Food and Drug Administration

D1345B

November 20, 1997

WARNING LETTER

CHI-3-98

Chicago District
300 S. Riverside Plaza, Suite 550 South
Chicago, Illinois 60606
Telephone: 312-353-5863

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Ms. Lea McCaw
Director of Sales and Marketing Administration
BRI-AL, L.L.C.
1300 Mount Kemble Road
Morristown, NJ 07962

Dear Ms. McCaw:

On August 29, 1997, we notified you of our intent to inspect a shipment of curry powder and spice mix offered for import into the United States by your firm on August 25, 1997, under entry number 322-6556615-1. The shipment was not held intact and was moved to the importer's premises and distributed without an FDA release. This is a violation of Title 21, Code of Federal Regulations, Section 1.90 (copy enclosed), which requires the importer to hold an entry intact pending receipt of a "May Proceed" or "Release" Notice from FDA.

Failure to prevent future violations may result in regulatory action without further notice such as seizure, injunction, or automatic detention of future shipments. It is your responsibility, as the importer, to ensure that imported products meet all requirements of the Federal Food, Drug, and Cosmetic Act, and the regulation promulgated thereunder.

Please notify this office in writing within 15 working days of receipt of this letter of the specific steps you have taken to prevent future violations.

Your written reply should be addressed to this office, attention Dorothy S. Stanback, Acting Compliance Officer.

Sincerely,

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Raymond V. Mlecko
District Director

Enclosure