



3/16/98

February 26, 1998

Dallas District  
3310 Live Oak Street  
Dallas, Texas 75204-6191

Ref: 98-DAL-WL-22

**WARNING LETTER**

**FEDERAL EXPRESS**

Mr. Juan Antonio Solis  
Picante Dried Pepper Corporation  
4725 Knox Ave.  
Chicago, IL 60632

Dear Mr. Solis:

On February 5, 1998, the Food and Drug Administration inspector notified your broker that a shipment of Jamaica flowers imported by your firm under entry number N93-00012107-2 was to be held intact for sampling. Your broker stated that he would get in touch with you and then notify our inspector when and where the shipment would be available for inspection. To date, you and/or your broker have not provided the shipment for inspection. Failure to hold an entry intact pending receipt of the results of examination is a violation of 21 CFR 1.90. We are hereby requesting U.S. Customs to order redelivery of this shipment.

Failure to promptly correct this violation and 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 product meets all requirements of the Federal Food, Drug, and Cosmetic Act and the regulations promulgated thereunder.

Within 15 working days of receipt of this letter, notify this office in writing of the specific steps you have taken to correct the violation, including an explanation of each step being taken to prevent the recurrence of the violation. In addition, you should inform Customs and FDA if and when redelivery is accomplished.

Your reply should be addressed to the Food and Drug Administration, Attention: Stella A. Notzon, Import Compliance Officer.

Sincerely yours,

*for* Joseph R. Baca  
District Director