



g1144d

Food and Drug Administration
Kansas City District
Southwest Region
P.O. Box 15905
Lenexa, Kansas 66285-5905

Telephone: (913) 752-2100

April 16, 2001

**CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

WARNING LETTER

KAN #2001-017

George D. Warrington
President and CEO
Amtrak
60 Massachusetts Avenue
Washington, DC 20002-4285

Dear Mr. Warrington:

During inspections on January 4-5 and March 22, 2001, of Amtrak, 414 North Main Street, Newton, Kansas, our investigators observed violations of the Public Health Service Act and implementing regulations for the Control of Communicable Diseases and Interstate Conveyance Sanitation (Title 21, Code of Federal Regulations, Parts 1240 and 1250).

At the conclusion of the inspections, our investigators presented to Mr. John A. Arbuckle, Station Agent, lists of Inspectional Observations, Form FDA 483 (copies enclosed), and the Inspection Summary for Railroad Watering Point or Service Area Sanitation, Form FDA 2529 (copy enclosed). The findings were discussed with Mr. Arbuckle.

The following deviations were observed during the inspection:

1. Watering points are not repaired in a timely manner. A leaking pipe and hydrant found on 12/19/00 has not been repaired.
2. Station employees are not trained to complete the watering point mini audit report, which is used to determine the maintenance status of critical water point systems.
3. Station employees are not trained to determine whether back flow prevention devices function satisfactorily.
4. There is no record of any test to determine if back flow prevention devices function satisfactorily.

George D. Warrington, President and CEO
Amtrak
April 16, 2001
Page 2

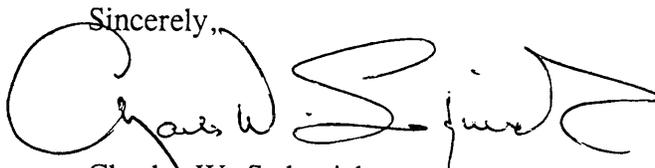
The list of inspectional observations, identified above, is not intended to be an all-inclusive list of the conditions observed at your facility. It is your responsibility to assure adherence with all requirements of the regulations.

Based on the inspectional findings, we are classifying the Newton, Kansas facility as **NOT APPROVED (Use-Prohibited)** for interstate carrier use. A classification of **NOT APPROVED (Use-Prohibited)** means that potable water from this facility **MAY NOT** be used for human consumption by any domestic passenger conveyance, until said violations have been corrected and the facility has been re-inspected by the Food and Drug Administration.

Please advise this office in writing within fifteen (15) working days of the receipt of this letter regarding the measures you have implemented to correct the violations. Your response should include a discussion of any delays you foresee in achieving correction, and a deadline by which correction can be expected.

Please direct your response to Compliance Officer Clarence R. Pendleton, at the above address.

Sincerely,

A handwritten signature in black ink, appearing to read "Charles W. Sedgwick". The signature is fluid and cursive, with a large initial "C" and "S".

Charles W. Sedgwick
District Director
Kansas City District

Enclosures: Form FDA 483
Form FDA 2529

cc: John A. Arbuckle, Station Agent
Amtrak
414 North Main Street
Newton, KS 67114