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VIA FEDERAL EXPRESS

**Food and Drug Administration
555 Winderley Pl., Ste. 200
Maitland, FL 32751**

Ref: Customs Entry No. 231-3513149-0 (XXX-0034908-5)
Fresh Egg Pasta w/Artichokes-Filling

Customs Entry No. 231-3513598-8 (XXX-0034907-7)
Fresh Egg Pasta with Ricotta and Spinach-Filling

WARNING LETTER

FLA-01-61

June 11, 2001

Mr. Jim Ehlers
Customs Operations Manager
Walmart Stores
702 S.W. 8th Street
Import Operations Mail Stop 0410
Bentonville, Arkansas 72716-0410

Dear Mr. Ehlers:

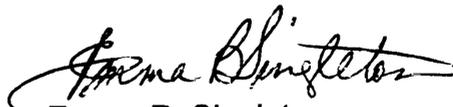
The Food and Drug Administration (FDA) attempted to examine the above referenced shipments of food items offered for entry into the United States by your firm on March 14 and 26, 2001, and found that the shipments have not been made available for FDA examination. Title 21, Code of Federal Regulations, Section 1.90 requires the importer to hold an entry intact pending the receipt of a "May Proceed Notice" or "Notice of Release" from FDA. Since the entries have not been made available to FDA, we have requested the U. S. Customs Service (Customs) to order redelivery of this shipment (copy enclosed).

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 further shipments. It is your responsibility, as the importer, to ensure that imported products meet all the requirements of the Federal Food, Drug, and Cosmetic Act and the regulations promulgated thereunder.

We request a response in writing within fifteen (15) working days of receipt of this letter outlining the specific steps you have taken to correct the violation. Your response should include an explanation of each step being taken to prevent the recurrence of the violation. In the event that the product is still available for examination, you should inform Customs and FDA if and when redelivery is accomplished.

Your written reply should be addressed to the Food and Drug Administration, Attention: Carlos W. Hernandez, Compliance Officer, P. O. Box 59-2256, Miami, Florida 33159-2256.

Sincerely,

A handwritten signature in black ink, appearing to read "Emma R. Singleton". The signature is fluid and cursive, with a large initial "E" and "S".

Emma R. Singleton
Director, Florida District

Enclosure

cc: Thomas Winkowski
Port Director
U. S. Customs Service
P. O. Box 02-580
Miami, Florida 33102-5280

Expeditors International
2 East Bryan Street
Savannah, GA 31401