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**VIA FEDERAL EXPRESS**

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

Ref: Customs Entry No. BF3-0002628-8/001/001  
Product: Fresh Snow Peas (1,000/10 lb. cases)

**WARNING LETTER**

**FLA-01-89**

September 20, 2001

Sue Ng, President  
Snow Peas International, Inc.  
1480 N.W. 96<sup>th</sup> Avenue  
Miami, Florida 33172

Dear Ms. Ng:

The Food and Drug Administration (FDA) on August 31, 2001, attempted to supervise the destruction of the above refused entry of snow peas which was offered for entry into the United States by your firm. The following chart gives background information for this entry:

<u>Entry No.</u>	<u>Entry Date</u>	<u>Quantities</u>	<u>Date Refusal Notice</u>
BF3-0002628-8/001/001	7/15/01	1,000/10 lb. cases	7/20/01

Our examination of the product referenced above and presented for destruction indicate that the snow peas presented for destruction do not appear to be the product which was originally entered. The majority of the product presented for the destruction contained low quality snow peas with pieces of stems and leaves (calyx) and, to a lesser extent, sugar snap peas, mixed in with product. Review of entry documents indicate that calyx and sugar snap peas were not declared in the original entry.

As a result of our findings, we have recommended that the U. S. Customs Service (Customs) require that future entries of food by your firm be held in secured storage. Secured storage will be under the supervision and direction of Customs, such as in a bonded warehouse. You will be responsible for all costs incurred at secured storage.

In addition, we are requesting Customs to order redelivery of this shipment.

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, including an explanation of each step being taken to prevent recurrence. 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: Paul R. Bagdikian, Compliance Officer, P. O. Box 59-2256, Miami, Florida 33159-2256.

Sincerely,

A handwritten signature in cursive script that reads "Emma R. Singleton". The signature is written in black ink and is positioned above the printed name and title.

Emma R. Singleton  
Director, Florida District

cc: Carlos Martel  
Supervisory Import Specialist  
U. S. Customs Service  
P. O. Box 02-5280  
Miami, Florida 33102-5280