



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service
Food and Drug Administration

1121520

San Francisco District
1431 Harbor Bay Parkway
Alameda, CA 94502-7070
Telephone (510) 337-6700

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

October 23, 1998

Our Reference: 2940218

Ralph G. Tonseth, Airport Director
San Jose Municipal Airport
1661 Airport Boulevard Suite C-205
San Jose, CA 95110-1285

WARNING LETTER

Dear Mr. Tonseth:

On October 7, 1998, FDA Investigator Lorna F. Jones conducted an inspection of your airline waste service facility and airline watering point facility. Your operations are in serious violation of the federal regulations for interstate conveyance sanitation, Title 21, Code of Federal Regulations, Parts 1240, and 1250 (21 CFR 1240, 1250), and Section 361 of the Public Health Service Act. Observations by Ms. Jones were listed on Form FDA 483, Inspectional Observations, and discussed with Constantino Herrera, Manager on Duty, at the conclusion of the inspection.

Lack of proper protection of the potable water supply was demonstrated at your facility by the following observations: there was no backflow prevention device attached to the potable water line; there was no cabinet to protect the potable water hose from environmental contamination; and, the end of the potable water hose was uncapped. This system provides potable water to the following airlines, located at Terminal C: Northwest Airlines, Alaska Airlines, Delta Airlines, United Airlines, Continental Airlines, and Air Canada.

It is a violation of the Public Health Service Act and The Food Drug and Cosmetic Act to provide water to interstate conveyances from a watering point which is improperly constructed and operated.

The findings were discussed with Constantino Herrera, Manager on Duty, at the conclusion of the inspection, and a copy of the FDA 483, Inspectional Observations, was provided to him.

Copies of the FDA 483, and Form FDA 2528, Inspection Summary -- Airline Service Area or Watering Point Sanitation, are being provided to you for your information.

Based on these findings, your facility has been classified "Provisional". A "Provisional" classification means that if the deficiencies are not corrected within thirty (30) working days from receipt of this notification, your facility will be placed on "Not Approved" status. A "Not Approved" status means that potable water service from your facility will be prohibited from use by interstate conveyances at the San Jose Municipal Airport.

Failure to take prompt corrective action may result in appropriate regulatory action, such as injunction, without further notice. You should notify this office within fifteen (15) working days of receipt of this letter of the specific steps you have taken to correct the violations, including an explanation of preventive measures taken to preclude recurrence of similar violations. If corrective action cannot be completed within fifteen working days, cite the reason for the delay and the time by which the corrections will be completed. Your response should be sent to:

Randall P. Zielinski, CSO/ITS
U.S. Food and Drug Administration
1431 Harbor Bay Parkway
Alameda, CA 94502-7070

You may wish to FAX your response to Mr. Zielinski at (510) 337-6703.

Sincerely,



Patricia C. Ziobro
District Director
San Francisco District

Enclosures: FDA 483
FDA 2528

cc: Lee E. Esquibel, Director
Environmental Health Services
Santa Clara County
2220 Moorpark Ave., Rm.. 100
San Jose, CA 95128

cc: Gary L. Wilson, Chairman
Northwest Airlines, Inc.
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John F. Kelly, Chairman and CEO
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