



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service
Food and Drug Administration

M2153n

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: 2940191

Michael Z. Kay, President and CEO
LSG Lufthansa Service/Sky Chefs
524 E. Lamar Blvd.
Arlington, TX 76011

WARNING LETTER

Dear Mr. Kay:

On October 8, 1998, FDA Investigator Lorna F. Jones conducted an inspection of your facility which provides meals to aircraft at the Oakland International Airport and to Amtrak trains in Oakland, California. Your operations are in serious violation of the federal regulations for good manufacturing practices (GMP's) which are established in Title 21, Code of Federal Regulations, Part 110 (21 CFR 110), Part 1250, Interstate Conveyance Sanitation (21 CFR 1250), and Section 361 of the Public Health Service Act. Observations by Investigator Jones were listed on Form FDA 483, and discussed with Glenn Fernandez, Materials Manager, at the conclusion of the inspection.

Lack of adequate food protection was demonstrated by the following observations: the Amtrak entree, fried chicken, cooked the previous day, had an internal temperature of 62.6° F during packaging. Potentially hazardous foods in refrigerated storage were found to have internal temperatures above 45° F, as follows: two packages of the fried chicken had internal temperatures of 49.3° F and 50.9° F; three of the ham and cheese sandwiches had internal temperatures of 50.9° F, 54.1° F, and 54.9° F; two of the turkey and cheese sandwiches had internal temperatures of 51.3° F and 52.2° F.

These potentially hazardous foods fail to meet temperature requirements, and these conditions are likely to result in adulteration of foods within the meaning of Sections 402(a)(3) and 402(a)(4) of the Food, Drug and Cosmetic Act. Adulteration of food while held for sale after shipment in interstate commerce is prohibited by Section 301(k) of the Act. Delivery or

causing the delivery of adulterated foods into interstate commerce is prohibited by Section 301(a).

Additional observations by Investigator Jones included failure to sanitize pots and pans after washing them in the three compartment sink, a handwashing sink made inaccessible for employee use by equipment stored around it, and pooled waste water on the loading dock where employees must walk.

The findings were discussed with Glenn Fernandez, Materials Manager, at the conclusion of the inspection, and copy of the FDA 483, Inspectional Observations, were provided to him. A copy of the FDA 483, and of Form FDA 2420, Food Service Establishment Inspection Report, are being provided to you for your information.

Based on these findings, your facilities have 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 firm will be placed on "Not Approved" status. A "Not Approved" status means that food and beverage from your facility will be prohibited from use on interstate conveyances at Amtrak and the Oakland International Airport.

Failure to take prompt corrective action may result in appropriate regulatory action, such as seizure and/or 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
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 2420

cc: Dwight Nissen, General Manager
LSG Lufthansa Service/Sky Chefs
Bldg M-1111 Neil Armstrong Way
Oakland, CA 94614

[REDACTED]

George Warrington, President
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