



DEPARTMENT OF HEALTH & HUMAN SERVICES

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CERTIFIED
RETURN RECEIPT REQUESTED

Food and Drug Administration
Detroit District
1560 East Jefferson Avenue
Detroit, MI 48207-3179
Telephone: 313-226-6260

WARNING LETTER
99-DT-06

December 23, 1998

Mr. Shafik Shoaib
Kaha Import
6361 Piedmont Street
Detroit, MI 48228

Entry No.: 004-7658371-1
Product: Various Fruit Drinks

Dear Mr. Shoaib:

We have been advised by the U.S. Customs Service that you have failed to redeliver for destruction or exportation under U.S. Customs supervision the above referenced product which, as per the attached Notice of Refusal, had been refused admission by the Food and Drug Administration (FDA). Any distribution of this product is in violation of U.S. law and may result in domestic seizure or other sanctions. It is thus necessary to determine the disposition of this product.

If you cannot provide a satisfactory response, we may request U.S. Customs to suspend physical release authorization. Any future cargo would then remain in the physical custody of the U.S. Customs Service until all FDA regulated articles are covered by a May Proceed or Release Notice, or they have been reconditioned, exported or destroyed under government supervision.

Failure to promptly correct this violation and to prevent future violations may result in regulatory action without further notice, such as seizure, injunction or automatic detention of future shipments. It is your responsibility, as the importer, to ensure that imported products meet all requirements of the Federal Food, Drug and Cosmetic Act and the regulations promulgated thereunder.

Please notify us in writing, within fifteen (15) working days of the receipt of this letter, of the steps you have taken to correct the violation, including an explanation of each step being taken to prevent its recurrence. In addition, please state the current disposition of the products in this entry. Your response should be directed to this office to the attention of Mr. John E. Klemmer, Compliance Officer.

Sincerely yours,

John P. Dempster
Raymond V. Mlecko
Acting District Director
Detroit District