



DEPARTMENT OF HEALTH & HUMAN SERVICES

MD477N  
HFI-35  
New York District

RAH

Food & Drug Administration  
850 Third Avenue  
Brooklyn, NY 11232-1593

**WARNING LETTER**

MAR 23 1999

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Mr. Alfouns Tadrous  
President  
Feletto Food Products, Inc..  
399-419 St. Pauls Avenue  
Jersey City, NJ 97306

**Ref: NYK-1999-34**

Dear Mr. Tadrous:

The Food and Drug Administration (FDA) has information which shows that your firm violated the Federal Food, Drug and Cosmetic Act.

On January 28, 1999 FDA collected a sample of mango nectar "tetra pak" from your St. Pauls Avenue, Jersey City, NJ warehouse. This product was offered for admission into the United States through the Port of New York/New Jersey under entry number 991-0106939-3. This non-electronic entry was filed by Joseph C. Murray & Company, Inc., New York, NY and received by FDA on January 19, 1999. Our examination of the mango nectar from the shipment consisting of [redacted] cartons (27 x 250 ml tetra pak) found only [redacted] cases remained at time of sample collection.

This action taken by your firm is in violation of 21 CFR 1.90 which requires an importer to hold an entry intact pending receipt of a "May Proceed" or "Release Notice" from FDA. A "Release" by the U. S. Customs Service is a conditional release which merely permits you to take possession of the shipment. When other Federal agencies, such as FDA also exercise jurisdiction over a product offered for importation, its release must also be obtained before any of the product may be legally distributed.

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 to ensure that imported products are held intact until released by FDA. 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.

**Mr. Alfouns A. Tadrous, President**  
**Feletto Food Products, Inc.**

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Within fifteen (15) working days of receipt of this letter, please notify our office in writing of the specific steps you have taken to correct the violation, including an explanation of each step being taken to prevent the reoccurrence of the violation.

A copy of this letter, except for any confidential, personal, or commercial information will be placed on public display no earlier than fifteen (15) days after the date of this letter. Your response will also be on public display with any confidential, personal or commercial information purged.

Your response should be addressed to the Food and Drug Administration, Attention: Joseph V. Sollazzo - Compliance Officer, Port Elizabeth Resident Post, 1201 Corbin Street, Elizabeth, New Jersey 07201 (telephone 732-645-2386 extension 20).

Sincerely,



Brenda Holman  
District Director  
New York District Office

cc: Joseph C. Murray & Company, Inc.  
139 Fulton Street  
New York, NY 10038