



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service
Food and Drug Administration

m3234n

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

WARNING LETTER

VIA FEDERAL EXPRESS

December 3, 1999

Michael Hayworth
President/Owner
Orange Belt Stages dba: Orange Belt Adventures
3640 N. Sillect Ave.
Bakersfield, CA 93308

Dear Mr. Hayworth,

On October 28, 1999, FDA Investigator Lorna F. Jones conducted an inspection of your facility located at 3640 N. Sillect Avenue, Bakersfield, CA. This facility provides food, water, and waste disposal service for buses operated by your firm. The operations at this facility are in serious violation of the federal regulations for interstate conveyances, Title 21, Code of Federal Regulations, Part 1250 (21 CFR 1250), and Section 361 of the Public Health Service Act. Investigator Jones' observations were listed on Form FDA 483, List of Inspectional Observations, a copy of which was provided to Ms. Sharon Henson, Office Manager, and discussed with Ms. Henson and (via phone) Mr. Ken Baker, Site Manager.

Investigator Jones' observations include the following:

- There is a lack of protection against water system backflow in the commissary and maintenance areas of your firm, as evidenced by a failure to provide backflow protection for the ice machine's water supply, which is connected via a Y-connector to the hose used for washing down the bus service area, and by the lack of backflow prevention devices on the hoses used for washing down spillage from the sewage servicing operations. These latter hoses were stored directly on the floor in dirty standing water.
- The ice machine is located within the maintenance area without proper separation from maintenance activities. There is no handwashing facility conveniently located for employees handling ice, and ice scoops are stored directly on dirty surfaces on top of the ice machine.
- There is a lack of adequate protection against the contamination of food and ice in the commissary area, as evidenced by the storage of cleaning chemicals adjacent to food items and the storage of glass jars of juices in direct contact with ice used in passenger beverages.
- There is an accumulation of toilet paper and trash in the area surrounding the waste pit used for sewage disposal.

Because of these deficiencies, your facility was assessed a rating score of 79 on Form FDA 2420, Food Service Establishment Inspection Report, and is now classified as "Provisional". A classification of "Provisional" means that if the violations are not corrected within thirty (30) working days from receipt of this notification, your firm may be reclassified as "Not Approved". Reclassification as "Not Approved" would prohibit the use of food, drinking water and ice from your facility on interstate conveyances until the deficiencies have been corrected and the facility has passed FDA inspection.

You should take prompt action to correct these deficiencies. Failure to do so 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 deficiencies, including an explanation of preventive measures taken to preclude the recurrence of similar deficiencies. 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:

Warren E. Savary, Compliance Officer
U.S. Food and Drug Administration
1431 Harbor Bay Parkway
Alameda, CA 94502
FAX (510) 337-6703

Sincerely,

Charles D. Moss
Acting District Director
for Patricia C. Ziobro
Director
San Francisco District

Enclosures:

FDA 2589, Inspection Summary—Bus Service Area Sanitation
FDA 2420, Food Service Establishment Inspection Report
FDA 483, Inspectional Observations dated 10/28/1999