



Chicago District  
300 S. Riverside Plaza, Suite 550 South  
Chicago, Illinois 60606  
Telephone: 312-353-5863

May 16, 2000

WARNING LETTER  
CHI-19-00

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Art Timp, Director of Operations  
John B. Sanfilippo & Son, Inc.  
2299 Busse Road  
Elk Grove Village, IL 60007

Dear Mr. Timp:

On April 6, 2000, the Food and Drug Administration provided, by mail, a Notice of Sampling to your firm (John B. Sanfilippo & Son, Inc.) and your filer [REDACTED] [REDACTED] for an entry of roasted peanuts/returned goods, 909-0603445-0. On May 1, 2000, your firm informed FDA that the shipment was not held intact, and you had already distributed the merchandise without a FDA release. This is a violation of Title 21, Code of Federal Regulations, Section 1.90, which requires an importer to hold an entry intact pending receipt of a "May Proceed" or "Release" Notice from FDA.

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

Please notify this office in writing within 15 working days of receipt of this letter, explaining the specific steps you have taken to prevent future violations.

Return your written reply to the Food and Drug Administration at the above address, and mark it to the attention of Robert A. Sittig, Compliance Officer.

Sincerely,

\s\  
Raymond V. Mlecko  
District Director