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One Montvale Avenue  
Stoneham, Massachusetts 02180  
(781) 279-1675  
FAX: (781) 279-1742

WARNING LETTER

NWE-34-00W

VIA FEDERAL EXPRESS

July 18, 2000

Mr. Christopher Leconte  
Manager  
A. N. Deringer  
15 River Street  
Calais, ME 04619

Dear Mr. Leconte:

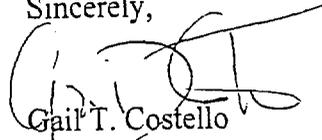
According to a phone conversation with Frank Mazzoni, Supervisor Imports, on June 23, 2000 with [REDACTED] (shipper) entry number 551-0508280-9 consisting of a shipment of approximately [REDACTED] of fresh swordfish that had been detained without physical examination by our office on June 21, 2000, was distributed into commerce without proper release from us. This is a violation of Title 21, Code of Federal Regulations, Section 1.90, which requires the importer to hold an entry intact pending receipt of a May Proceed or Release notice from FDA. We are issuing a Notice of Refusal of Admission (copy enclosed) for the above referenced entry.

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

Within 15 working days of receipt of this letter, notify this 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 recurrence of the violation.

You may direct your reply to Richard B. Midwood, Compliance Officer, at the address noted above. If you have any questions concerning this matter, please contact Mr. Midwood at (781) 279-1675 extension 1730.

Sincerely,



Gail T. Costello  
District Director  
New England District Office

cc:



Mr. Leo Maciekewski  
Import Specialist  
United States Customs Service  
312 Fore Street  
Portland, ME 04101