

**VIA FEDERAL EXPRESS**Food and Drug Administration  
555 Winderley Pl., Ste. 200  
Maitland, FL 32751

Ref: Customs Entry No.: EM5-0006180-6  
Product: Bread, Black Beans, Dry Mixed Cereal, Corn White,  
Dry Red Chili and Cocoa

**WARNING LETTER****FLA-01-13**

November 15, 2000

Pablo Lewis, President/Owner  
Comercial San Carlos  
5545 SW 8<sup>th</sup> Street  
#204  
Miami, Florida 33134

Dear Mr. Lewis:

The Food and Drug Administration (FDA) attempted to examine the above referenced foodstuffs offered for entry into the United States by your firm on June 14, 2000, under the above referenced entry number, and found that the entire shipment was not available for FDA examination. Title 21, Code of Federal Regulations (21CFR), Section 1.90 requires the importer to hold an entry intact pending receipt of a "May Proceed Notice" or "Release Notice" from FDA. Since the product was not held intact, we have requested the U. S. Customs Service (Customs) to order redelivery of the foodstuffs which has been distributed without a release from FDA (copy enclosed).

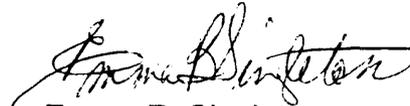
Failure to promptly correct this violation and prevent future violations may result in regulatory action without further notice such as seizure, injunction, or automatic detention of further shipments. It is your responsibility, as the importer, to ensure that imported products meet all the requirements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

We request a response in writing within fifteen (15) working days of receipt of this letter outlining the specific steps you have taken to correct the violation. Your response should include an explanation of each step being taken to prevent the recurrence of the violation. In the event that the product is still available for examination, you should inform Customs and FDA if and when redelivery is accomplished.

Pablo Lewis  
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Your written reply should be addressed to the Food and Drug Administration,  
Attention: Magda M. Karlsen, Compliance Officer, P. O. Box 59-2256, Miami,  
Florida 33159-2256.

Sincerely,

A handwritten signature in cursive script, appearing to read "Emma R. Singleton".

Emma R. Singleton  
Director, Florida District

cc: Rubin Ponce, CHB  
P. O. Box 593342  
Miami, Florida 33159-3342

U. S. Customs Service  
P. O. Box 02-5280  
Miami, Florida 33102-5280