



DEPARTMENT OF HEALTH AND HUMAN SERVICES

Refer to: CFN 1110462

HFI-35

MS221 n

Food and Drug Administration  
Baltimore District Office  
Central Region  
900 Madison Avenue  
Baltimore, MD 21201-2199  
Telephone: (410) 962-3396  
FAX: (410) 962-2307

01-BLT-20

March 2, 2001

**WARNING LETTER**

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

Mr. Timothy T. Brown, President  
Old Dominion Peanut Company, Inc.  
204 West 24<sup>th</sup> Street  
Norfolk, Virginia 23517

Dear Mr. Brown:

During a Food and Drug Administration inspection of your peanut candy product manufacturing facility located at 204 West 24<sup>th</sup> Street, Norfolk, Virginia conducted on January 31 to February 1, 2001, our investigator observed insanitary conditions. At the conclusion of the inspection you were issued a Form FDA-483, Inspectional Observations, which delineated a number of insanitary conditions present in your manufacturing facility at the time of that inspection. These conditions cause food products manufactured and stored in your facility to be adulterated within the meaning of Section 402(a)(4) of the Federal Food, Drug and Cosmetic Act (the Act). The following is a list of some of the insanitary conditions observed during the inspection:

1. Rodent activity in the form of the following:

- One (1) dead mouse on a glue board on the floor in the north side area of the warehouse;
- Six (6) rodent excreta pellets (REPs) observed on the top surface of bags of desiccated coconut;
- Florescent stains on the top of three (3) bags of desiccated coconut. The stains ranged from ¼" to 1 ½" in diameter; and
- Three (3) REPs observed in the northeast corner of the facility, next to one of the corn syrup holding tanks.

2. Bird activity in the form of the following:

- One (1) dead bird observed on a glue board adjacent to the front loading dock door;
- Bird feathers observed in three locations including the back storage area adjacent to the peanut brittle processing area.

3. Insect activity in the form of over fifty (50) cockroaches observed on glue boards throughout the facility.

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4. A one-inch gap was observed along the bottom of the small entry door next to the roll-up door in the warehouse.

This letter is not intended to be an all-inclusive list of deficiencies at your facility. It is your responsibility to ensure adherence to each requirement of the Act and regulations.

During our inspection you indicated that you were aware of a consumer complaint from the Indiana State Department of Health regarding a sample of "Old Dominion Peanut Brittle" manufactured at your facility. The analysis of the consumer sample of peanut brittle by the Indiana State Department of Health on January 11, 2001 disclosed the presence of rodent hairs in 5 pieces of dark brown foreign material found adhering to the product sample.

You should take prompt action to correct these deviations. Failure to do so may result in regulatory action being initiated by the FDA without further notice. These actions include, but are not limited to, seizure and/or injunction.

You must notify this office in writing, within 15 working days of receipt of this letter, of the specific steps you have taken to correct the noted violations and to prevent their recurrence. If corrective action cannot be completed within 15 days, state the reason for the delay and the time within which the corrections will be completed.

Your reply should be sent to the Food and Drug Administration, Richmond Resident Post, at 10710 Midlothian Turnpike, Suite 424, Richmond, VA 23235, to the attention of Scott J. MacIntire, Compliance Officer. Mr. MacIntire may be reached at 804-379-1627, extension 14.

Sincerely,



Lee Bowers  
Director, Baltimore District

cc: Virginia Department of Agriculture  
and Consumer Services  
Division of Consumer Protection  
Office of Dairy and Food  
1100 Bank Street, Suite 510  
Richmond, Virginia 23219