



DEPARTMENT OF HEALTH & HUMAN SERVICES

Public Health Service

HFI-35

1055

July 23, 1997

VIA FEDERAL EXPRESS

In reply refer to Warning Letter SEA 97-22

John H. Kirkwood
Managing Member
Railviews Limited
2660 West Ontario Street
Sandpoint, Idaho 83864

Food and Drug Administration
Seattle District
Pacific Region
22201 23rd Drive S.E.
P.O. Box 3012
Bothell WA 98041-3012

Telephone: 206-486-8788
Fax: 206-483-4996

WARNING LETTER

Dear Mr. Kirkwood:

On July 11-12, 1997, FDA Investigators Lisa M. Elrand and Robert A. Williams conducted an inspection of the "Montana Rockies Daylight" passenger tour train which travels between Sandpoint, ID and Livingston, MT. The inspection was conducted under the authority of the Public Service Act and the Federal Food, Drug and Cosmetic Act.

The inspection revealed significant deviations from Interstate Conveyance Regulations which are established in Title 21, Code of Federal Regulations (CFR), Part 1250, and Section 361 of the Public Health Service Act. Based on these findings, your train has been assessed a "Provisional" classification.

Our investigation revealed significant insanitary conditions onboard the train, including: Critical items - poor handwashing practices by employees before and during preparation of food; chlorine sanitizer measuring below the acceptable level of 50 ppm; handwash sink in diner car not being used, not having available soap and sanitary towels, and not being constructed properly with a 15 second flow of hot and cold water; and another handwash sink that was not accessible.

These insanitary conditions can be a significant health hazard to your passengers and train employees and can result in foodborne illness. This letter is not intended to be an all inclusive list of deficiencies on your passenger train and it is your responsibility to insure adherence to each requirement of the regulations. You should assure that your passenger train is in compliance with the regulations.

A list of Inspectional Observations (FDA-483) and The Food Service Establishment Inspection Report (FDA-2420) were issued to and discussed with you and Marcia Pilgeram, Director of

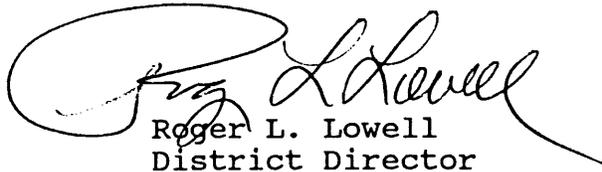
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John H. Kirkwood
Railviews Limited
Re: Warning Letter SEA 97-22

Operations on July 12, 1997. A copy of the FDA-483 and FDA 2420 are enclosed for your reference.

A reinspection will be made to determine if your future classification will be "Approved" or "Not Approved". A "Not Approved" classification means you can not provide food service from this train.

You should notify in writing, within fifteen (15) days of receipt of this letter, stating specific steps you have taken to correct the aforementioned violations including an explanation of each step being taken to prevent the occurrence of similar violations. Your reply should be directed to Robert Wesley, Compliance Officer, at 22201 23rd Drive SE, PO Box 3012, Bothell, WA 98021-3012. If you have any questions, please contact Mr. Wesley at 425-483-8788.

Sincerely,



Roger L. Lowell
District Director

Enclosures
1. FDA-483
2. FDA-2420