

# **CPG Sec. 585.700 Potato Chips - Adulteration with Rot**

## **REGULATORY ACTION GUIDANCE:**

The following represents the criteria for direct reference seizure \*requests to the Office of Human and Animal Food Operations (OHAFO) in consultation with the Office of Enforcement and Import Operations (OEIO) and CFSAN, and for direct citation by the appropriate Field Office within the Human and Animal Food Program\*:

The potato chips contain an average of six percent or more rot by weight.

## **SPECIMEN CHARGE:**

\*The article was adulterated when introduced into and while in interstate commerce, and is adulterated while held for sale after shipment in interstate commerce within the meaning of said Act 21 U.S.C. 342(a)(3) in that it consists in part of a decomposed substance by reason of the presence therein of decomposed potato chips.

NOTE: Use direct reference citation authority only when prosecution is anticipated and evidence to support a prosecution is included with the adulteration charge. Evidence to support a prosecution is specified in existing regulatory procedure issuances.\*

\*Material between asterisks is new or revised.\*

Issued: 11/ 7/79

Reissued: 10/1/80

Revised: 12/8/88