

LABEL VIOLATIONS

Label Violation Report; Procedure and Routing

Follow the steps in the section which best describe where the package was labeled and which agency regulates the commodity. Instructions for filling out the report begin on page 10-11. Examples of completed reports are on pages 10-13 through 10-16.

1. LABELED IN YOUR COUNTY

- Personally contact the party responsible for label compliance (usually this is the party in the Statement of Responsibility on the package) and supervise the correction.
- Send a copy of the completed Label Violation Report to your area Price and Quantity Verification Investigator. Note in the “remarks” section the corrective action taken by the responsible party.

2. LABELED IN CALIFORNIA, NOT REGULATED BY A FEDERAL AGENCY

The list, beginning on page 10-6, identifies these commodities with (CA).

- Complete the Labeling Violation Report, including the Inquiry Section.

In the inquiry section, the “Agency Violation Referred To” is the County Weights and Measures Office for the packing location. List your county name and address in the Section “To Receiving Agency...”

Attach or include a label, a copy of the label, or a diagram with the report.

- Send a copy of the completed Labeling Violation Report to the Sealer of the county where the packages are labeled. That county will contact the labeler and oversee the correction.
- Send a copy of the completed report to your area Price and Quantity Verification Investigator.
- In some situations additional copies may be required, see page 1-2.

3. LABELED IN CALIFORNIA **AND REGULATED BY A FEDERAL AGENCY**

The list, beginning on page 10-6, identifies the appropriate agency in parenthesis behind each category [(FTC), (FDA), (USDA), (EPA), and (UST)]. Agency addresses are listed on page 10-5 of this procedure.

- Complete the Labeling Violation Report, including the Inquiry Section.

In the inquiry section, list the federal agency as the “Agency Violation Referred To” and your county’s name and address in the Section “To Receiving Agency...”

Attach or include a label, a copy of the label, or a diagram with the report. The Food and Drug Administration (FDA) requires an actual label before action may be taken.

- Send a copy of the completed Labeling Violation Report to the Sealer of the county where the packages are labeled. That county will contact the labeler and oversee the correction.
- Send a copy of the completed report to the federal agency.
- Send a copy of the completed report to your area Price and Quantity Verification Investigator.
- In some situations additional copies may be required, see page 1-2.

4. LABELED **OUTSIDE** OF CALIFORNIA, **NOT** REGULATED BY A FEDERAL AGENCY

The list, beginning on page 10-6, identifies these commodities with (CA).

Complete the Labeling Violation Report, including the Inquiry Section.

- In the inquiry section, list the DMS Office for your area Price and Quantity Verification Investigator as the “Agency Violation Referred To” and your county name in the Section “To Receiving Agency...”

Attach or include a label, a copy of the label, or a diagram with the report.

- Send the completed Report to your area Price and Quantity Verification Investigator.

The Price and Quantity Verification Investigator will send a “violation notice” letter and copy of the Violation Report to the labeler and to the Weights and Measures Agency where the labeler is located. A copy of the letter will be sent to you for your county records.

- In some situations additional copies may be required, see page 1-2.

5. LABELED **OUTSIDE** CALIFORNIA **AND** REGULATED BY A FEDERAL AGENCY

The list, beginning on page 45, identifies the appropriate agency in parenthesis behind each category [(FTC), (FDA), (USDA), (EPA), and (UST)]. Agency addresses are listed on page 10-5 of this procedure.

- Complete the Labeling Violation Report, including the Inquiry Section.

In the inquiry section, list the federal agency as the “Agency Violation Referred To” and your county’s name and address in the Section “To Receiving Agency...”

Attach or include a label, a copy of the label, or a diagram with the report. The Food and Drug Administration (FDA) requires an actual label before action may be taken.

- Send the completed Report to your area Price and Quantity Verification Investigator.

The Price and Quantity Verification Investigator will send a “violation notice” letter and copy of the Violation Report to the labeler, to the Federal agency, and to the Weights and Measures Agency where the labeler is located. A copy of the letter will be sent to you for your county records.

- In some situations additional copies may be required, see page 1-2.

Label Violation; Procedure for Correction

1. When a Label Violation Report has been referred to your county.

- Personally contact the responsible party. Determine how the violation will be corrected.
- If the packages have been ordered Off Sale, ensure that all packages are present.

Do not release the packages until the violation or violations have been corrected and the required information appears on the labels.

- If the violation is technical, e.g., letter size too small, incorrect abbreviation, etc.

Establish the time needed for correction and an estimate of the time required for the corrected packages to be in retail outlets.

- Notify the county or agency listed in the Inquiry Section as to the corrective action and required times.
- Notify your area Price and Quantity Verification Investigator as to the corrective action and required times.

2. When a violation is found on a package labeled at the inspection site.

- Complete the Label Violation Report in order to document the violation.
- Determine how the violation will be corrected
- If there is no net content statement, order the packages "Off Sale"

Do not release the packages until the violation or violations have been corrected and the required information appears on the labels.

- If the violation is technical, e.g., letter size too small, incorrect abbreviation, etc.

Establish the time needed for correction and an estimate of the time required for the corrected packages to be in retail outlets.

Send a copy of the report, including the corrective action, to your area Price and Quantity Verification Investigator.

FTC - Federal Trade Commission -- Designates commodities under jurisdiction of the Federal Trade Commission. (FPLA, Title 16, Part 500)

CA - Per Federal Trade Commission Interpretation -- Designates categories that have been excluded by the Commission in the light of legislative history of the definition of "consumer commodity." (Section 503.5.) These commodities are controlled by California laws only.

FDA - Food and Drug Administration -- Designates commodities subject to regulation by the Food and Drug Administration and under the portion of the FPLA administered by that agency or the Federal Food, Drug, and Cosmetic Act. (Section 10 (a)(3) and Section 7 of the FPLA.)

USDA - U.S. Department of Agriculture -- Designates commodities excluded from jurisdiction under Section 10(a) of the FPLA and subject to regulation by the Department of Agriculture.

EPA - Environmental Protection Agency -- Designates commodities excluded from jurisdiction under Section 10(a) of the FPLA and are subject to regulation by the Environmental Protection Agency under the Federal Insecticide, Fungicide, and Rodenticide Act.

UST - U.S. Department of the Treasury -- Designates those commodities excluded from jurisdiction under Section 10(a) of the FPLA and subject to regulations administered by the Alcohol, Tobacco and Firearms Division, Internal Revenue Service, Department of the Treasury's Tax and Trade Bureau, **UST/BTAF/TTB.**

The list of commodities and commodity groups, beginning on the following page, is quite broad for some categories and quite specific for others. The list was prepared by the Federal Trade Commission and is the best reference currently possessed by the Division. Officials should familiarize themselves with the list and refer to it to ensure the appropriate regulations are followed for correct labeling. When it is not clear which agency should be contacted, consult your area Price and Quantity Verification Investigator.

Federal agency addresses are on page 10-5.

FEDERAL AGENCIES AND ADDRESSES

UST/BATF/TTB

Trade Analysis and Enforcement Division
Tax and Trade Bureau
Suite 200 W
1310 G Street, NW
Washington, D.C. 20226

FTC

Division of Enforcement
Bureau of Consumer Protection
Federal Trade Commission
Washington, D.C. 20580

EPA

Environmental Protection Agency
Office of Pesticide and Toxic
Substance Registration Division (TS-767 C)
401 M Street, SW
Washington, D.C. 20460

FDA

Division of Enforcement (HFS-607)
CFRAN FDA
5100 Paint Branch Parkway
College Park, MD 20740-3835

USDA (Meat and Poultry Products)

U.S. Department of Agriculture
Standards and Labeling Division (MPITS)
Washington, D.C. 20250

USDA (Seed Products)

Federal Seed Regulatory Branch
1400 Independence Avenue, SW
Washington, D.C. 20250

COMMODITIES

ADHESIVES AND SEALANTS: Pastes, glue, specialty adhesives and sealants, tapes including pressure sensitive, masking, electrical, binding, etc. (FTC)

ADHESIVE TAPE FOR BANDAGES (FDA)

AIR FRESHENERS AND DEODORIZERS (FTC)

ALCOHOLIC BEVERAGES (UST/TTB)

ALUMINUM CLOTHESLINE: Including plastic clothesline with a steel core (CA)

ANTIFREEZE (CA)

ARTIFICIAL FLOWERS AND PARTS (CA)

AUTOMOTIVE ACCESSORIES: Floor mats, seat covers, spare parts, etc. (CA)

AUTOMOTIVE CHEMICAL PRODUCTS: Auto polish, wax and finish conditioner, rubbing compound, tire paint, chrome polish, gasoline additives, etc. (CA)

BATH OIL AND BUBBLE BATH (FDA)

BICYCLE TIRES AND TUBES (CA)

BOOKS (CA)

BOTTLED GAS FOR COOKING OR HEATING (CA)

BRUSHES: Paint brushes, etc. (CA)

BROOMS AND MOPS: Glass, dish mops, floor mops, etc. (CA)

“BUG PROOF” SHELF PAPER (EPA)

CANDLE HOLDERS: Packaged without candles (CA)

CAMERAS (CA)

CHINAWARE (CA)

CHRISTMAS LIGHT SETS (CA) Note: Replacement or other bulbs sold separately are FTC.

CIGARETTE LIGHTERS (CA)

CLEANING DEVICES: Sponges, steel wool, scouring soap pads, chamois (FTC)

CLEANING COMPOUNDS: Liquid, powder, paste or cake (FTC)

CLOTHESPINS (CA)

CLOTHING AND WEARING APPAREL: Socks, gloves, shoelaces, underwear, etc. (CA)

COMPACTS AND MIRRORS (CA)

CONTAINERS: Paper (plain, waxed or plastic coated), foil, plastic, styrofoam, vacuum cleaner bags, etc. (FTC)

COSMETICS: Defined by Section 501(l) of the Food, Drug, and Cosmetic Act as “(1) articles intended to be rubbed, poured, sprinkled, or sprayed on, introduced into, or otherwise applied to the human body or any part thereof for cleansing, beautifying, promoting attractiveness, or altering the appearance; and (2) articles intended for use as a component of any such articles; except that such term shall not include soap.” (FDA)

COTTON PUFFS, STERILIZED (FDA)

CRYSTAL WARE (CA)

DETERGENT BAR WITH A DRUG OR COSMETIC CLAIM (FDA)

DECORATIONS: Christmas, birthday, other holidays and special events (FTC)

DECORATIVE MAGNETS (CA)

DEVICES: Defined by Section 201(h) of the Food, Drug, and Cosmetic Act as “instruments, apparatus, and contrivances, including their components, parts and accessories, intended (1) for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or other animals; or (2) to affect the structure or any function of the body of man or other animals.” This category includes trusses, syringes, arch supports, etc. (FDA)

DIARIES AND CALENDARS (CA)

DISINFECTANTS (EPA)

DRUGS: Defined by Section 201(g)(l) of the Food, Drug, and Cosmetic Act as “(a) articles recognized in the official United States Pharmacopoeia, official Homeopathic Pharmacopoeia, or official National Formulary, or any supplement to any of them; (b) articles intended for use in the diagnosis, cure, mitigation, treatment, or prevention of disease in man or other animals; (c) articles (other than food) intended to affect the structure or any function of the body of man or other animals; and (d) articles intended for use as a component of any articles specified in clauses (a), (b) or (c); but does not include devices or their components, parts, or accessories.” (FDA)

DURABLE ARTICLES OR COMMODITIES (CA)

ELECTRICAL SUPPLIES: Light and flashlight bulbs, household batteries, fuses, etc. (FTC)

FIFRA COVERED PRODUCTS: Products subject to regulation under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) which is now administered by the Environmental Protection Agency. Normally the label will bear an EPA or USDA number if subject to. (EPA)

FINGERNAIL FILES (CA)

FLOWERS, FLOWER SEEDS, FERTILIZER AND FERTILIZER MATERIALS, PLANTS OR SHRUBS, GARDEN AND LAWN SUPPLIES (CA)

FOOD: Defined by Section 201(f) of the Food, Drug, and Cosmetic Act as “(1) articles used for food and drink for man or other animals; (2) chewing gum; and (3) articles used for components of any such article.” (FDA)

FOOD WRAPS: Plastic, cellophane, wax paper, paper, foil or other types (FTC)

FOUNTAIN PENS, MECHANICAL PENCILS, AND KINDRED PRODUCTS: Ballpoint pens, pencils, lead refills, etc. (CA)

GARDEN TOOLS: Hose, trowels, grass clippers, etc. (CA)

GERM KILLING OR GERM PROOFING PRODUCTS (EPA)

GIFT TAPE AND TIES (CA)

GIFT WRAPPING MATERIAL: Decorative wrapping foil, paper, cellophane, etc. (CA)

GLASSES AND GLASSWARE: Note, disposable plastic glasses are regulated by FTC (CA)

GLOVES (CA)

GREETING CARDS (CA)

HAIR COMBS, HAIR NETS, HAIR PINS (FDA)

HAND TOOLS (CA)

HANDICRAFT, SEWING THREAD, YARN (CA)

HARDWARE: Extension cords, thumbtacks, hose clamps, nails and screws, picture hangers, etc. (CA)

HOUSEHOLD APPLIANCES, EQUIPMENT OR FURNISHINGS: Feather and down-filled products, synthetic-filled bed pillows, mattress pads, quilts, comforters, and decorative curtains (CA)

HOUSEHOLD SUPPLIES: Matches, candles, toothpicks, cordage (string, twine, rope, clothes-line, etc.), drinking straws, lighter fluid, propane torch fuel, flints, pipe cleaners, household lubricants, picnic supplies, sandpaper, emery paper, charcoal briquettes, chips, logs, dyes, tints, camera film, photo supplies, protective fabric sprays, plastic or paper drop cloths, etc. (FTC)

INK (CA)

INSECTICIDES: Insect repellents in any form, mothballs, etc. (EPA)

IRONING BOARD COVERS (CA)

JEWELRY (CA)

LAMBS WOOL DUSTERS (CA)

LAUNDRY SUPPLIES: Conditioners, softeners, ironing aids, distilled water, sizing, starches, bluing, bleaches, presoaks, enzymes, etc. (FTC)

LUGGAGE (CA)

MAGNETIC RECORDING TAPE: Reels, cassettes, and cartridges (CA)

MEAT AND MEAT PRODUCTS (USDA)

METAL PAILS (CA)

MOTOR OIL AND ADDITIVES (CA) Note: Household multipurpose oil is regulated by FTC.

MOUSE AND RAT TRAPS (CA)

MOUTHWASH (FDA)

MUSICAL INSTRUMENTS (CA)

PAINTS AND KINDRED PRODUCTS: Wallpaper, turpentine, putty, paint removers, glazing compounds, wood fillers, etc. (CA) Note: Caulking materials, patching plaster, spackling compound, and plastic wood are regulated by FTC.

PAINTINGS AND WALL PLAQUES (CA)

PAPER PRODUCTS: Toweling, napkins, tablecloths, place mats, facial tissues, bathroom tissues, disposable diapers, crepe paper, shelf paper, wrapping paper, eye glass tissues, etc. (FTC)

PET CARE SUPPLIES (CA)

PEWTER WARE (CA)

PHOTO ALBUMS (CA)

PICTURES (CA)

PLASTIC BUCKETS AND GARBAGE CANS (CA)

PLASTIC SHELF LINING (CA)

PREMOISTENED TOWELETTES (FDA)

POLISHING CLOTHS (CA) Note: Polishing cloths impregnated with polish or chemicals (silicone, etc.) are regulated by FTC.

POULTRY AND POULTRY PRODUCTS (USDA)

RUBBER GLOVES (CA)

RUBBING ALCOHOL (FDA)

SAFETY FLARES (CA)

SAFETY PINS (CA)

SANITARY NAPKINS, TAMPONS (FDA)

SCHOOL SUPPLIES: Rulers, crayons, paper, pencils, etc. (CA)

SEEDS, AGRICULTURAL (USDA)

SELF-STICK PROTECTIVE FELT PADS (CA)

SEWING ACCESSORIES: Needles of any type, thimbles, kindred articles, etc. (CA)

SHAMPOO (FDA)

SHOELACES (CA)

SMALL ARMS AMMUNITION (CA)

SILVERWARE, STAINLESS STEEL WARE, AND PEWTER WARE (CA)

SMOKING PIPES (CA)

SOAP BARS WITH A DRUG CLAIM: Includes any claim for removing facial blemishes, etc. (FDA)

SOAPS AND DETERGENTS: Powder, flakes, chips, liquid, paste, cake, or tablet (FTC)

SOAP DISHES (CA)

SOUVENIRS (CA)

SPORTING GOODS (CA)

STATIONERY AND WRITING SUPPLIES: Loose-leaf binders, paper tablets, etc. (CA)

TEXTILES AND ITEMS OF WEARING APPAREL: Cloth laundry bags, towels, cheesecloth, shoe shine cloths, etc. (CA)

TOBACCO AND TOBACCO PRODUCTS (UST/TTB)

TOOTHPASTE (FDA)

TOYS (CA)

TYPEWRITER RIBBON (CA)

WAXES AND POLISHES: Powder, liquid, paste, cake, polish impregnated cloths, scratch removers, etc. (FTC)

WIRE OF ANY TYPE (CA)

WOODEN WARE (CA)

INSTRUCTIONS FOR LABELING VIOLATION REPORT, FORM 49-062

A. Heading

1. The Date and Time the inspection begins.
2. The full County name. S.C. could be Santa Clara or Santa Cruz
3. Report or Off Sale Number (optional): Used according to county policy. It is the number used by some jurisdictions to identify the inspection or for tracking off sale commodities.
4. Commodity Number: The number used by the State of California to designate the specific classification of the commodity under inspection. If the commodity is being inspected at the packing location, it is considered to be an audit and the number is the general classification followed by .50. For example, 2.00 is the general classification for Dairy Type Products. The commodity number for an inspection of packages of cottage cheese at the packing plant would be "2.50-Prepackaged Dairy Type Products (Audits)." If this same cottage cheese were to be inspected at the retail market, the classification would be "2.06-Cottage Cheese."

The next section contains information about the inspection and commodity. The information is used to identify and locate all parties having some control over the commodity. Always enter the complete name and address of all the parties. If at a retail location, it may be necessary to ask for or to check invoices to determine the distributor.

5. Packer is the name and address of the party actually placing the commodity into the package. Usually this is the Statement of Responsibility (i.e., the company name and address printed on the label).
 6. Distributor is the party transferring the commodity from the packer to the sales location. It may be the packer if the lot was a direct shipment to the sales location. The dealer's distribution center or warehouse is considered to be the distributor when the packer ships to that location.
 7. Dealer is the party selling the commodity. The location may be wholesale or retail location.
- * Check the box in front of Packer, Distributor, or Dealer to indicate which one of these parties is responsible for the accuracy of the label (i.e., the one that specified the content of the label).
- * Check the appropriate box following Packer, Distributor, and Dealer to indicate at which location the inspection is taking place.

B. Commodity information

1. Brand Name: Trademark or the name the commodity is marketed under (e.g., for Blue Seas Chunk Light Tuna, "Blue Seas" is the brand name).
2. Commodity: Identity of the commodity. In the above example, it is "Chunk Light Tuna."
3. Marked Contents: The content statement exactly as written on the package. If there is none, write "None."

4. Other Identification - Code/Symbols:

- a. Date: Any and all dates printed on the label. If there is more than one, record all of them and identify the type. Types of dates may include pack, best used by, or sell by.
- b. Other: Any code or identifying marks on the package designating the part of the production or the location that this commodity is from.

5. Container Description: A complete explanation of everything considered tare for this commodity. This is any part of the whole package and commodity not considered to be the net contents. The description should give enough detail so that someone not familiar with the package could recognize the container and tare.

C. Out-of-Compliance Check Boxes

1. Check the box in front of the type of violation(s), Identity, Responsibility, Quantity, and/or Other.
2. Check the box in front of the B&P Code and CCR section numbers of the violation(s). If the section is not listed, check the box in front of the blank line in the appropriate area and write in the section number. If in doubt, look up the sections.
3. Description: Write a brief description of the violation (e.g., **Qualifying Terms** "*may not use the words when packed*").
4. Complete description of label . . . : Attach the label, a copy of the label, or a picture of the label to the report. If this is not possible, draw a picture of the package and label in this area. Show the dimensions of the principal display panel, wording, and letter size used in the quantity statement.

This area may also be used for an explanation of the violation(s) or the needed corrections.

D. Off Sale Order: If the lot has been rejected as a result of the violation(s), it is ordered "Off Sale" by checking this box.

1. If CORRECTED AND RELEASED: Write in the date of release. This may be different from the inspection date. If the disposition is not determined, a follow-up will be necessary.
2. Number of Packages: The number of packages placed Off Sale.
3. The next line contains the signature and title of the Owner or Agent for the owner, of the lot inspected, and the names of the County Sealer and the Inspector conducting the inspection. The signature of the agent or owner signifies his or her understanding of the conditions of the Off Sale order. If there is no Off Sale as a result of the violation(s), it is not necessary to obtain the Owner or Agent's signature.

E. Labeling Violation Inquiry

Complete this section when the correction or follow-up to this violation is being referred to a federal agency, DMS, or another county or agency. See pages 10-1 to 10-4. Be sure to complete your agency name and address so that you will receive notification of the correction or investigation results.

STATE OF CALIFORNIA
DEPARTMENT OF FOOD AND AGRICULTURE
DIVISION OF MEASUREMENT STANDARDS

COUNTY: MISSION

DATE: 12-6-96

CATEGORY NO.: 11.05

LABELING VIOLATION REPORT

49-052 (Rev. 4/85)

Check Person Responsible for Net Contents			Inspected At
<input checked="" type="checkbox"/> Packer	KANE KEMICAL COMPANY		167 ROAD D OUTLAND, TX 49608
Distributor	NATIONAL MERCHANDISING		18557 INDUSTRIAL, BRIDGER NV 88571
Dealer	SUPER DUDE DISCOUNT CENTER		109 So. MAIN, ROCKRIDGE, CA
Brand Name	Commodity	Marked Contents	
KEEP AWAY	INSECT REPELLENT	1 LB. (16 oz) 1/2 KILD	
Other Identification - Code / Symbols	Container Description		
79-00684 ZBN	FIBERBOARD CAN, METAL ENDS		

CHECK WHERE OUT OF COMPLIANCE WITH CALIFORNIA LAWS(S) OR REGULATION(S)

VIOLATION	BUSINESS & PROFESSIONS	CCR 4510	DESCRIPTION
<input type="checkbox"/> IDENTITY	<input type="checkbox"/> 12603(a) <input type="checkbox"/> 12603(a) <input type="checkbox"/>	<input type="checkbox"/> 3.1 <input type="checkbox"/> 4. <input type="checkbox"/>	Consumer Package Nonconsumer
<input checked="" type="checkbox"/> RESPONSIBILITY	<input checked="" type="checkbox"/> 12603(a) <input type="checkbox"/>	<input checked="" type="checkbox"/> 5. <input type="checkbox"/>	No STATEMENT OF RESPONSIBILITY
<input checked="" type="checkbox"/> QUANTITY	<input type="checkbox"/> 12603(b) <input type="checkbox"/> 12603(b) <input type="checkbox"/> 12605 <input checked="" type="checkbox"/> 12602(a) <input type="checkbox"/> 12602(a) <input type="checkbox"/> 12603(b) <input checked="" type="checkbox"/> 12611 <input checked="" type="checkbox"/> 12611	<input type="checkbox"/> 6.3 <input type="checkbox"/> 6.1 <input type="checkbox"/> 6.14 <input checked="" type="checkbox"/> 8.1 <input type="checkbox"/> 8.2.1 <input type="checkbox"/> 7.2 <input type="checkbox"/> 6.5 (f) <input type="checkbox"/> 6.5.1	None Metric & inch-pound Qualifying Terms Prominence & Placement <u>MUST BE ON PRINCIPAL DISPLAY PANEL</u> Letter Size Nonconsumer <u>SI NUMERICAL VALUES TO BE ROUNDED 1-1000</u> <u>INCORRECT SI SYMBOLS</u>
<input type="checkbox"/> OTHER			

Complete description of label; include area of principal display panel and package dimensions.

	CONTAINER DIAMETER = 3 INCH CONTAINER HEIGHT = 7 INCH	
PRINCIPAL DISPLAY PANEL		REAR PANEL
		QUANTITY STATEMENT
		INSTRUCTIONS FOR USE

THESE PACKAGE HAVE BEEN ORDERED OFF SALE UNDER PROVISION OF DIVISION 5, CHAPTER 6 OF THE CALIFORNIA BUS. & PROF. CODE.
DO NOT MOVE OR IN ANY WAY DISPOSE WITHOUT WRITTEN AUTHORIZATION. CORRECTED AND RELEASED: / / Number of Packages: /

Owner / Agent	Title	Sealer	By
		G. PEEL	G. PEEL

LABELING VIOLATION INQUIRY

DO NOT SEND THIS INQUIRY WITHOUT ACTUAL LABEL, DIAGRAM, PHOTO, ETC.

Agency Violation Referred To
EPA OFFICE OF PESTICIDE AND SUBSTANCE REGISTRATION DIV (TS-767C)
Address
401 M STREET SW, WASHINGTON DC 20460

TO RECEIVING AGENCY; UPON COMPLETION OF INVESTIGATION, PLEASE SUBMIT YOUR FINDINGS TO AGENCY

Agency	Officer
MISSION COUNTY DEPT. OF WEIGHTS & MEASURES	G. PEEL
Address	Phone
100 SUNSET DR, METRO CA 96605	(713) 452-9768

STATE OF CALIFORNIA
DEPARTMENT OF FOOD AND AGRICULTURE
DIVISION OF MEASUREMENT STANDARDS

COUNTY: MISSION

DATE: 12-2-96

CATEGORY NO.: 15.13

LABELING VIOLATION REPORT

49-052 (Rev. 4/85)

Check Person Responsible for Net Contents			Inspected At
<input checked="" type="checkbox"/> Packer	SMART BROS. INC 10213 FIRST ST. PABCO, CA 94021		
<input type="checkbox"/> Distributor	TRI CITY PAPER BROKER HWY 40 #12 AYALA CA 98017		
<input type="checkbox"/> Dealer	SUPER DUPER DISCOUNT CENTER 109 So MAIA, ROCKLEDGE CA		
Brand Name	Commodity	Marked Contents	
SMART'S	TYPING PAPER	200	
Other Identification -- Code / Symbols		Container Description	
NAME		FIBERBOARD BOX	

CHECK WHERE OUT OF COMPLIANCE WITH CALIFORNIA LAWS(S) OR REGULATION(S)

VIOLATION	BUSINESS & PROFESSIONS	CCR 4610	DESCRIPTION
<input type="checkbox"/> IDENTITY	<input type="checkbox"/> 12603(a) <input type="checkbox"/> 12603(a) <input type="checkbox"/> _____	<input type="checkbox"/> 3.1 <input type="checkbox"/> 4. <input type="checkbox"/> _____	Consumer Package Nonconsumer
<input type="checkbox"/> RESPONSIBILITY	<input type="checkbox"/> 12603(a) <input type="checkbox"/> _____	<input type="checkbox"/> 5. <input type="checkbox"/> _____	
<input checked="" type="checkbox"/> QUANTITY	<input type="checkbox"/> 12603(b) <input type="checkbox"/> 12603(b) <input type="checkbox"/> 12605 <input checked="" type="checkbox"/> 12602(a) <input type="checkbox"/> 12602(a) <input type="checkbox"/> 12603(b) <input checked="" type="checkbox"/> 12602 <input checked="" type="checkbox"/> 12602	<input type="checkbox"/> 6.3 <input type="checkbox"/> 6.1 <input type="checkbox"/> 6.14 <input checked="" type="checkbox"/> 8.1.1 <input type="checkbox"/> 8.2.1. <input type="checkbox"/> 7.2 <input checked="" type="checkbox"/> 3.1.1 <input checked="" type="checkbox"/> 6.9	None Metric & inch-pound Qualifying Terms Prominence & Placement REQUIRED IN LOWER 30% OF PRINCIPAL DISPLAY PANEL Letter Size Nonconsumer STATEMENT TO BE PARALLEL BOTH COUNT & DIMENSIONS REQUIRED
<input type="checkbox"/> OTHER			

Complete description of label; include area of principal display panel and package dimensions.

	<p>NOTE: QUANTITY COMPLAINT; SEE PIR 12-2-96, AVG. SHORTAGE 3.2 SHEETS / PACKAGE</p>
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THESE PACKAGE HAVE BEEN ORDERED OFF SALE UNDER PROVISION OF DIVISION 5, CHAPTER 6 OF THE CALIFORNIA BUS. & PROF. CODE. DO NOT MOVE OR IN ANY WAY DISPOSE WITHOUT WRITTEN AUTHORIZATION. CORRECTED AND RELEASED: / / Number of Packages: _____

Owner / Agent	Title	Sealer	By
		G. CALOGERO	J. STEED

LABELING VIOLATION INQUIRY

DO NOT SEND THIS INQUIRY WITHOUT ACTUAL LABEL, DIAGRAM, PHOTO, ETC.

Agency Violation Referred To
GOLDEN CO. DEPT WEIGHTS & MEASURES
Address
11882 GREEN ST. BERNAL, CA 94270

TO RECEIVING AGENCY; UPON COMPLETION OF INVESTIGATION, PLEASE SUBMIT YOUR FINDINGS TO AGENCY

Agency	Officer
MISSION COUNTY W M	J. STEED
Address	Phone
100 SUNSET DR. METRO CA 94605	(713) 452-9768

STATE OF CALIFORNIA
DEPARTMENT OF FOOD AND AGRICULTURE
DIVISION OF MEASUREMENT STANDARDS

COUNTY: MISSION

DATE: 12-5-96

CATEGORY NO.: 11.04

LABELING VIOLATION REPORT


49-052 (Rev. 4/86)

Check Person Responsible for Net Contents		Inspected At
<input checked="" type="checkbox"/> Packer	<u>NORTHWOODS FORESTRY PRODUCTS</u>	Address <u>SITKA, WA</u>
<input type="checkbox"/> Distributor	<u>HOME SUPPLY</u>	Address <u>8585 FOUNDRY WAY, BAYSIDE CA 98620</u>
<input type="checkbox"/> Dealer		
Brand Name	Commodity	Marked Contents
<u>HEARTH SIDE</u>	<u>PREMIUM HARDWOOD</u>	<u>NONE</u>
Other Identification - Code / Symbols	Container Description	
<u>NONE</u>	<u>SHRINK WRAP BUNDLE OF SPLIT FIREWOOD</u>	

CHECK WHERE OUT OF COMPLIANCE WITH CALIFORNIA LAWS(S) OR REGULATION(S)

VIOLATION	BUSINESS & PROFESSIONS	CCR 4510	DESCRIPTION
<input type="checkbox"/> IDENTITY	<input type="checkbox"/> 12603(a) <input type="checkbox"/> 12603(a) <input type="checkbox"/> _____	<input type="checkbox"/> 3.1 <input type="checkbox"/> 4. <input type="checkbox"/> _____	Consumer Package Nonconsumer
<input checked="" type="checkbox"/> RESPONSIBILITY	<input checked="" type="checkbox"/> 12603(a) <input type="checkbox"/> _____	<input checked="" type="checkbox"/> 5. <input type="checkbox"/> _____	<u>No ZIP, No ADDRESS, Not in DIRECTORY</u>
<input checked="" type="checkbox"/> QUANTITY	<input checked="" type="checkbox"/> 12603(b) <input type="checkbox"/> 12603(b) <input type="checkbox"/> 12605 <input type="checkbox"/> 12602(a) <input type="checkbox"/> 12602(a) <input type="checkbox"/> 12603(b) <input type="checkbox"/> _____ <input type="checkbox"/> _____	<input checked="" type="checkbox"/> 6.3 <input type="checkbox"/> 6.1 <input type="checkbox"/> 6.14 <input type="checkbox"/> 8.1 <input type="checkbox"/> 8.2.1. <input type="checkbox"/> 7.2 <input type="checkbox"/> _____ <input type="checkbox"/> _____	None Metric & Inch-pound Qualifying Terms Prominence & Placement Letter Size Nonconsumer
<input checked="" type="checkbox"/> OTHER	<u>12026</u>	<u>4534 (C)</u>	<u>NAME OR GROUP OF ORIGIN OF WOODS REQUIRED</u>

Complete description of label; include area of principal display panel and package dimensions.



1 - 15 1/2" - 1

THESE PACKAGE HAVE BEEN ORDERED OFF SALE UNDER PROVISION OF DIVISION 5, CHAPTER 6 OF THE CALIFORNIA BUS. & PROF. CODE. DO NOT MOVE OR IN ANY WAY DISPOSE WITHOUT WRITTEN AUTHORIZATION. CORRECTED AND RELEASED: / / . Number of Packages: 1,350

Owned Agent <u>[Signature]</u>	Title <u>Owner</u>	Sealer <u>[Signature]</u>	By <u>E. PEEL</u>
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LABELING VIOLATION INQUIRY DO NOT SEND THIS INQUIRY WITHOUT ACTUAL LABEL, DIAGRAM, PHOTO, ETC.

Agency Violation Referred To <u>DMS SACRAMENTO</u>
Address <u>8500 FRUITRIDGE RD. SACRAMENTO</u>

TO RECEIVING AGENCY; UPON COMPLETION OF INVESTIGATION, PLEASE SUBMIT YOUR FINDINGS TO AGENCY

Agency <u>MISSION Co. WEIGHTS & MEASURES</u>	Officer <u>E. PEEL</u>
Address	Phone <u>(713) 452-9768</u>

STATE OF CALIFORNIA
DEPARTMENT OF FOOD AND AGRICULTURE
DIVISION OF MEASUREMENT STANDARDS

COUNTY: MISSION

DATE: 8-10-96

CATEGORY NO.: 3.01

LABELING VIOLATION REPORT

49-052 (Rev. 4/85)

Check Person Responsible for Net Contents		Inspected At
<input checked="" type="checkbox"/> Packer	Address	
<input checked="" type="checkbox"/> DISTRIBUTOR	Address	
Dealer		Address
Brand Name	Commodity	Marked Contents
<u>SUPER DUPER</u>	<u>DINNER ROLLS</u>	<u>ONE DOZEN</u>
Other Identification - Code / Symbols	Container Description	
<u>8-8-96</u>	<u>PLASTIC BAG, SPOT LABEL, TWIST TIE</u>	

CHECK WHERE OUT OF COMPLIANCE WITH CALIFORNIA LAWS(S) OR REGULATION(S)

VIOLATION	BUSINESS & PROFESSIONS	CCR 4510	DESCRIPTION
<input type="checkbox"/> IDENTITY	<input type="checkbox"/> 12603(a) <input type="checkbox"/> 12603(a) <input type="checkbox"/>	<input type="checkbox"/> 3.1 <input type="checkbox"/> 4. <input type="checkbox"/>	Consumer Package Nonconsumer
<input type="checkbox"/> RESPONSIBILITY	<input type="checkbox"/> 12603(a) <input type="checkbox"/>	<input type="checkbox"/> 5. <input type="checkbox"/>	
<input checked="" type="checkbox"/> QUANTITY	<input type="checkbox"/> 12603(b) <input type="checkbox"/> 12603(b) <input type="checkbox"/> 12605 <input type="checkbox"/> 12602(a) <input type="checkbox"/> 12602(a) <input type="checkbox"/> 12603(b) <input checked="" type="checkbox"/> <u>12602</u> <input type="checkbox"/>	<input type="checkbox"/> 6.3 <input type="checkbox"/> 6.1 <input type="checkbox"/> 6.14 <input type="checkbox"/> 8.1 <input type="checkbox"/> 8.2.1. <input type="checkbox"/> 7.2 <input checked="" type="checkbox"/> <u>6.4</u> <input type="checkbox"/>	None Metric & inch-pound. Qualifying Terms Prominence & Placement Letter Size Nonconsumer <u>NET WEIGHT REQUIRED*</u>
<input type="checkbox"/> OTHER			

Complete description of label; include area of principal display panel and package dimensions.
~~*COUNT ALONE DOES NOT PERMIT PRICE AND QUANTITY COMPARISONS AS ROLLS MAY BE HIGHLY VARIABLE IN DENSITY BUT APPEAR THE SAME. SECTION 6.4.1 PERMITS THE USE OF COUNT IN ADDITION TO NET WEIGHT~~

THESE PACKAGE HAVE BEEN ORDERED OFF SALE UNDER PROVISION OF DIVISION 5, CHAPTER 6 OF THE CALIFORNIA BUS. & PROF. CODE. DO NOT MOVE OR IN ANY WAY DISPOSE WITHOUT WRITTEN AUTHORIZATION. CORRECTED AND RELEASED: 8/10/96 Number of Packages: 47

Owner/Agent <u>Officer Orde</u>	Title <u>Bakery Rep</u>	Sealer <u>Cherindora</u>	By <u>J. STEEN</u>
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LABELING VIOLATION INQUIRY DO NOT SEND THIS INQUIRY WITHOUT ACTUAL LABEL, DIAGRAM, PHOTO, ETC.

Agency Violation Referred To
Address

TO RECEIVING AGENCY: UPON COMPLETION OF INVESTIGATION, PLEASE SUBMIT YOUR FINDINGS TO AGENCY

Agency	Officer
Address	Phone