

AFFIDAVIT		SAMPLE NO.
STATE OF Texas	COUNTY OF Hunt	
<p>Before me, Sydney H. Rodgers, an employee of the Department of Health and Human Services, Food and Drug Administration, designated by the Secretary, under authority of the Act of January 31, 1925, 43 Statutes at Large 803; Reorganization Plan No. IV, Secs. 12-15, effective June 30, 1940; Reorganization Plan No. 1 of 1953, Secs. 1-9, effective April 11, 1953; and P.L. 96-98, Sec. 509, 93 Statutes at Large 965 (20 U.S.C. 3508), effective May 4, 1980; to administer or take oaths, affirmations, and affidavits, personally appeared Felicia M. Rodriguez in the county and State aforesaid, who, being duly sworn, deposes and says:</p> <p>I am the Import Manager for ABC Foods Warehouse, 234 Industry Avenue, Commerce, TX, where I have worked for about 3 years, and as such have knowledge of products imported, held, processed and/or shipped by my firm.</p> <p>On 8/12/04, we received a shipment consisting of five 200 kg burlap bags of dried Ancho Peppers, manufactured by Del Campo, Extension Del Mina #4, Guadalajara, Mexico, covered by entry BAD-1234565-7.</p> <p>On 8/13/04, my firm repacked this shipment of peppers into 25 kg burlap bags for distribution to restaurants and other customers.</p> <p>On 8/17/04, Investigator Rogers visited my firm and showed me copies of documents including Customs form 3461 marked with the entry number of Entry BAD-1234565-7, Bill of Lading #2345RRR678, dated 8/10/04 and invoice 45678, dated 8/8/04 . I am familiar with these documents and they cover the shipment of peppers my firm received.</p> <p>Part of the repackaged peppers from Entry BAD-123456-7 were sold and distributed by my firm on 8/16/04. Three 25 kg burlap bags were shipped to John's Pepper House, 3456 First Avenue, Dallas, Texas; and two 25 kg bags were shipped to Casa De Juanita, 5678 Mulberry Drive, Fort Worth, Texas. I have identified and provided copies of the shipping documents that cover this distribution to Investigator Rogers. These documents are invoice 999888, dated 8/14/04 and UPS B/L 787878000009, dated 8/16/04 which covers the shipment to John's Pepper House and invoice 757575, 8/14/04 and UPS B/L 2323232323, 8/16/04 which covers the shipment to Casa De Juanita. The rest of the repackaged peppers remain at my firm.</p> <p>I received the Customs and Border Protection release for this entry on 8/12/04 and I believed I could ship the product. I was informed by Investigator Rogers I was not supposed to ship the product until I received the FDA release. I will keep the remainder of the shipment intact.</p> <p style="text-align: center;"><i>I read this statement and agree it is true</i></p>		
AFFIANT'S SIGNATURE AND TITLE		
<i>Felicia M. Rodriguez</i> , Import Manager		
FIRM'S NAME AND ADDRESS (Include ZIP Code)		
ABC Foods Warehouse, 234 Industry Avenue, Commerce, TX, 75428		
<p>Subscribed and sworn to before me at ABC Foods Warehouse, 234 Industry Avenue, Commerce, TX, 75428 this 17th day of August, 2004.</p> <p style="text-align: right; margin-right: 200px;"><i>Sydney H. Rogers</i></p> <p style="text-align: right; margin-right: 200px;">_____ (Employee's Signature)</p>		
<small>Employee of the Department of Health and Human services designated under Act of January 31, 1925, Reorganization Plan IV effective June 30, 1940; Reorganization Plan No. 1 of 1953, effective April 11, 1953; and P.L. 96-88 effective May 4, 1980.</small>		