

IMPORTANT NOTICE- FDA REGULATION

Obade Candy Co. Inc.

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RE: FDA REGULATIONS ON CIGARETTES

Recently congress passed and the president signed a bill giving regulation authority of cigarettes and tobacco to the FDA (Federal Drug Administration). Effective September 22, 2009 the first rule will take effect. This rule bans the sell of FLAVORED CIGARETTES (excluding MENTHOL). **This ban does NOT include cigars, little cigars or moist snuff.**

Obade Candy Co., has not offered for sale any products that are effected by this law change with the exception of DJARUM CLOVE cigarettes. This product is no longer available for sell.

“The Food and Drug Administration (FDA) is providing this notice to remind regulated industry that effective September 22, 2009, cigarettes that contain certain characterizing flavors are considered adulterated under the Federal Food, Drug, and Cosmetic Act (FFDCA or the Act), as amended by the Family Smoking Prevention and Tobacco Control Act (FSPTCA). “

“...a cigarette or any of its component parts (including the tobacco, filter, or paper) shall not contain, as a constituent (including a smoke constituent) or additive, an artificial or natural flavor (other than tobacco or menthol) or an herb or spice, including strawberry, grape, orange, clove, cinnamon, pineapple, vanilla, coconut, licorice, cocoa, chocolate, cherry, or coffee, that is a characterizing flavor of the tobacco product or tobacco smoke. “

“As of the September 22, 2009, effective date, cigarettes and their component parts that fail to comply with the special rule established under section 907 are deemed adulterated under section 902 of the Act. Under the Act, adulterated products sold or held for sale in the United States may be subject to seizure under section 304 of the Act. In addition, manufacturers, distributors, and retailers may be subject to injunction actions, civil money penalties, and/or criminal prosecution for violating the requirements of the Act (FFDCA, sections 301, 302, 303). FDA intends to use the full range of enforcement tools within the Agency’s authority to ensure compliance with the new requirement.”

Obade Candy Co., Inc.