

**Department of Health and Human Services
DEPARTMENTAL APPEALS BOARD
Appellate Division**

Aloha P and C Corp. d/b/a Grocery Boy Jr. 44
Docket No. A-19-99
Decision No. 2948
June 20, 2019

**DECISION TO DECLINE REVIEW OF
ADMINISTRATIVE LAW JUDGE DECISION**

This case is before the Departmental Appeals Board (DAB) on a notice of appeal filed by Aloha P and C Corp. d/b/a Grocery Boy Jr. 44 (Respondent). Respondent appealed an April 25, 2019 initial decision of the Administrative Law Judge (ALJ), *Aloha P and C Corp. d/b/a Grocery Boy Jr. 44*, DAB TB3760 (2019). In that decision, the ALJ entered judgment against Respondent in the amount of \$11,182 for six violations of the Federal Food, Drug, and Cosmetic Act, 21 U.S.C. § 301 *et seq.*, and its implementing regulations, 21 C.F.R. pt. 1140, within a 48-month period.

We considered each of the contentions made by Respondent in its appeal and examined the record. Based on this review, the Board finds no basis to disturb the ALJ's factual findings or legal conclusions on any issue. We therefore decline review of the ALJ's initial decision. Thus, the ALJ's initial decision becomes final and binding 30 days after this declination. *See* 21 C.F.R. § 17.47(j).

_____/s/
Leslie A. Sussan

_____/s/
Constance B. Tobias

_____/s/
Susan S. Yim
Presiding Board Member