

# SUMMARY Analysis of FDA Compliance Check Data

FFY 2024-2025  
through 9/30/2025

| FDA Inspection Type   | Year    | Total Compliance Checks | Number of "NO Violations" | Number of Warning Letters | Number of Civil Money Penalties | Number of No-Tobacco-Sale Orders | Violation Rate |
|---|---------|-------------------------|---------------------------|---------------------------|---------------------------------|----------------------------------|----------------|
| <b>Where Minors were involved.</b><br>(Example: Violations may be a sale to a minor, but may be other violations, such as observed banned self-service racks or other advertision or merchandising violations.) | FFY2011 | 11,049                  | 10,271                    | 777                       | 1                               | 0                                | 7.04%          |
|   | FFY2012 | 43,245                  | 39,419                    | 3,443                     | 383                             | 0                                | 8.85%          |
|   | FFY2013 | 52,027                  | 46,651                    | 4,843                     | 533                             | 0                                | 10.33%         |
|   | FFY2014 | 68,233                  | 60,286                    | 6,871                     | 1,076                           | 0                                | 11.65%         |
|   | FFY2015 | 126,582                 | 107,627                   | 15,667                    | 3,288                           | 0                                | 14.97%         |
|   | FFY2016 | 130,059                 | 114,366                   | 12,057                    | 3,636                           | 24                               | 12.07%         |
|   | FFY2017 | 129,306                 | 110,877                   | 12,397                    | 6,032                           | 55                               | 14.25%         |
|   | FFY2018 | 126,303                 | 111,355                   | 11,894                    | 3,054                           | 45                               | 11.84%         |
|   | FFY2019 | 144,684                 | 125,341                   | 14,635                    | 4,708                           | 11                               | 13.37%         |
|   | FFY2020 | 63,019                  | 55,965                    | 4,724                     | 2,330                           | 32                               | 11.19%         |
|   | FFY2021 | 20,625                  | 18,728                    | 1,887                     | 10                              | 1                                | 9.20%          |
|   | FFY2022 | 92,166                  | 74,460                    | 16,442                    | 1,264                           | 0                                | 19.21%         |
|   | FFY2023 | 106,832                 | 89,038                    | 13,949                    | 3,845                           | 7                                | 16.66%         |
|   | FFY2024 | 115,224                 | 98,342                    | 12,495                    | 4,387                           | 3                                | 14.65%         |
|   | FFY2025 | 117,604                 | 102,865                   | 11,368                    | 3,371                           | 4                                | 12.53%         |
|   |         | <b>1,346,958</b>        | <b>1,165,591</b>          | <b>143,449</b>            | <b>37,918</b>                   | <b>182</b>                       | <b>13.46%</b>  |
| <b>Adult Inspectors Only</b><br>(Example: Violations observed by an adult inspector may include banned self-service racks, vending machine, "loosies", banned advertising such as "light", etc.)                | FFY2011 | 13,355                  | 13,110                    | 245                       | 0                               | 0                                | 1.83%          |
|   | FFY2012 | 44,217                  | 43,553                    | 664                       | 0                               | 0                                | 1.50%          |
|   | FFY2013 | 57,833                  | 56,683                    | 1,149                     | 1                               | 0                                | 1.99%          |
|   | FFY2014 | 55,485                  | 54,253                    | 1,232                     | 0                               | 0                                | 2.22%          |
|   | FFY2015 | 35,222                  | 34,429                    | 793                       | 0                               | 0                                | 2.25%          |
|   | FFY2016 | 31,563                  | 31,100                    | 463                       | 0                               | 0                                | 1.47%          |
|   | FFY2017 | 30,868                  | 30,497                    | 371                       | 0                               | 0                                | 1.20%          |
|   | FFY2018 | 5,820                   | 5,722                     | 96                        | 2                               | 0                                | 1.68%          |
|   | FFY2019 | 1,735                   | 1,721                     | 13                        | 1                               | 0                                | 0.81%          |
|   | FFY2020 | 2,268                   | 2,140                     | 127                       | 1                               | 0                                | 5.64%          |
|   | FFY2021 | 7,772                   | 7,767                     | 4                         | 1                               | 0                                | 0.06%          |
|   | FFY2022 | 128                     | 119                       | 9                         | 0                               | 0                                | 7.03%          |
|   | FFY2023 | 800                     | 633                       | 147                       | 20                              | 0                                | 20.88%         |
|   | FFY2024 | 1,019                   | 757                       | 147                       | 115                             | 0                                | 25.71%         |
|   | FFY2025 | 694                     | 553                       | 119                       | 22                              | 0                                | 20.32%         |
|   |         | <b>288,779</b>          | <b>283,037</b>            | <b>5,579</b>              | <b>163</b>                      | <b>0</b>                         | <b>1.99%</b>   |
| <b>TOTAL</b>  | FFY2011 | 24,404                  | 23,381                    | 1,022                     | 1                               | 0                                | 4.19%          |
|   | FFY2012 | 87,462                  | 82,972                    | 4,107                     | 383                             | 0                                | 5.13%          |
|   | FFY2013 | 109,860                 | 103,334                   | 5,992                     | 534                             | 0                                | 5.94%          |
|   | FFY2014 | 123,718                 | 114,539                   | 8,103                     | 1,076                           | 0                                | 7.42%          |
|   | FFY2015 | 161,804                 | 142,056                   | 16,460                    | 3,288                           | 0                                | 12.20%         |
|   | FFY2016 | 161,622                 | 145,466                   | 12,520                    | 3,636                           | 24                               | 10.00%         |
|   | FFY2017 | 160,174                 | 141,374                   | 12,768                    | 6,032                           | 55                               | 11.74%         |
|   | FFY2018 | 132,123                 | 117,077                   | 11,990                    | 3,056                           | 45                               | 11.39%         |
|   | FFY2019 | 146,419                 | 127,062                   | 14,648                    | 4,709                           | 11                               | 13.22%         |
|   | FFY2020 | 65,287                  | 58,105                    | 4,851                     | 2,331                           | 32                               | 11.00%         |
|   | FFY2021 | 28,397                  | 26,495                    | 1,891                     | 11                              | 1                                | 6.70%          |
|   | FFY2022 | 92,294                  | 74,579                    | 16,451                    | 1,264                           | 0                                | 19.19%         |
|   | FFY2023 | 107,632                 | 89,671                    | 14,096                    | 3,865                           | 7                                | 16.69%         |
|   | FFY2024 | 116,243                 | 99,099                    | 12,642                    | 4,502                           | 3                                | 14.75%         |
|   | FFY2025 | 118,298                 | 103,418                   | 11,487                    | 3,393                           | 4                                | 12.58%         |
|   |         | <b>1,635,737</b>        | <b>1,448,628</b>          | <b>149,028</b>            | <b>38,081</b>                   | <b>182</b>                       | <b>11.44%</b>  |

## Information about FDA publicly available Enforcement Data

FDA raw data now enables the reporting of:

Federal Fiscal Year (FFY) statistics, which is Oct. 1-Sep. 30. -- based upon an FDA "Decision Date" of the reported results of an FDA inspection of a retail store

Identifying information on the type of enforcement check that was conducted and the results. For example, FDA conducts two types of inspections of retail stores:

- Inspections of retail stores where minors are involved. These inspections involve an attempted purchase by a minor of FDA regulated products.
- Inspections of retail stores where no minors are involved. These inspections involve adult inspectors who look for violations such as: banned self-service racks, banned vending machines, banned single cigarette sales also known as "loosies", banned advertising of product, such as "lights" or banned characterizing flavors.

The raw data fields of the publicly available data are:

**Retailer Name**  
**Street Address City, State, Zip**  
**Decision Type** -- (No Violation, Warning Letter or Civil Money Penalty)  
**Minor Involved** -- Yes or No  
**Sale to Minor** -- Yes or No  
**Decision Date** -- The date FDA determined a Decision Type from a previously completed FDA inspection.  
**Link** -- a link to either a Warning Letter or a Civil Money Penalty  
**Inspection Date** -- for data with violations  
**Product & Brand** -- only available for Warning Letter and Civil Money Penalty data.



**Data Analysis:** This analysis was completed by The We Card Program, Inc. using publically available raw data posted online at fdagov. Calculations of Total Compliance Checks and Violation Rate were computed by The We Card Program. Inspections Data FFY 2011-September 30, 2025, accessed 10/14/25.

Analysis of FDA Compliance Check Data  
FFY 2025 By State through 9/30/2025

| FFY 2025                       |                         |                           |                           |                                 |                                  |                | FFY 2025                      |                           |                           |                                 |                                  |                |                         | FFY 2025                          |                           |                                 |                                  |                |  |  |
|--------------------------------|-------------------------|---------------------------|---------------------------|---------------------------------|----------------------------------|----------------|-------------------------------|---------------------------|---------------------------|---------------------------------|----------------------------------|----------------|-------------------------|-----------------------------------|---------------------------|---------------------------------|----------------------------------|----------------|--|--|
| TOTAL ALL TYPES OF INSPECTIONS |                         |                           |                           |                                 |                                  |                | INSPECTIONS Involving a Minor |                           |                           |                                 |                                  |                |                         | INSPECTIONS NOT Involving a Minor |                           |                                 |                                  |                |  |  |
| State                          | Total Compliance Checks | Number of "NO Violations" | Number of Warning Letters | Number of Civil Money Penalties | Number of No-Tobacco-Sale Orders | Violation Rate | Total Compliance Checks       | Number of "NO Violations" | Number of Warning Letters | Number of Civil Money Penalties | Number of No-Tobacco-Sale Orders | Violation Rate | Total Compliance Checks | Number of "NO Violations"         | Number of Warning Letters | Number of Civil Money Penalties | Number of No-Tobacco-Sale Orders | Violation Rate |  |  |
| 1 AK                           | 2                       | 2                         | 0                         | 0                               | 0                                | 0.00%          | 0                             | 0                         | 0                         | 0                               | 0                                |                | 2                       | 2                                 | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 2 AL                           | 2,921                   | 2,656                     | 226                       | 39                              | 0                                | 9.07%          | 2,734                         | 2,469                     | 226                       | 39                              | 0                                | 9.69%          | 187                     | 187                               | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 3 AR                           | 3,559                   | 3,393                     | 142                       | 24                              | 0                                | 4.66%          | 3,559                         | 3,393                     | 142                       | 24                              | 0                                | 4.66%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 4 AZ                           | 1,215                   | 1,022                     | 145                       | 48                              | 0                                | 15.88%         | 1,201                         | 1,008                     | 145                       | 48                              | 0                                | 16.07%         | 14                      | 14                                | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 5 CA                           | 2,832                   | 2,620                     | 163                       | 49                              | 0                                | 7.49%          | 2,813                         | 2,604                     | 160                       | 49                              | 0                                | 7.43%          | 19                      | 16                                | 3                         | 0                               | 0                                | 15.79%         |  |  |
| 6 CO                           | 3,290                   | 2,995                     | 236                       | 59                              | 0                                | 8.97%          | 3,270                         | 2,984                     | 227                       | 59                              | 0                                | 8.75%          | 20                      | 11                                | 9                         | 0                               | 0                                | 45.00%         |  |  |
| 7 CT                           | 2,557                   | 2,218                     | 247                       | 92                              | 0                                | 13.26%         | 2,555                         | 2,216                     | 247                       | 92                              | 0                                | 13.27%         | 2                       | 2                                 | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 8 DC                           | 321                     | 284                       | 37                        | 0                               | 0                                | 11.53%         | 321                           | 284                       | 37                        | 0                               | 0                                | 11.53%         | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 9 DE                           | 592                     | 547                       | 39                        | 6                               | 0                                | 7.60%          | 590                           | 545                       | 39                        | 6                               | 0                                | 7.63%          | 2                       | 2                                 | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 10 FL                          | 7,558                   | 6,282                     | 1,080                     | 196                             | 0                                | 16.88%         | 7,536                         | 6,263                     | 1,079                     | 194                             | 0                                | 16.89%         | 22                      | 19                                | 1                         | 2                               | 0                                | 13.64%         |  |  |
| 11 GA                          | 3,607                   | 3,505                     | 95                        | 7                               | 0                                | 2.83%          | 3,604                         | 3,503                     | 95                        | 6                               | 0                                | 2.80%          | 3                       | 2                                 | 0                         | 1                               | 0                                | 33.33%         |  |  |
| 12 HI                          | 522                     | 496                       | 21                        | 5                               | 0                                | 4.98%          | 522                           | 496                       | 21                        | 5                               | 0                                | 4.98%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 13 IA                          | 2,601                   | 2,455                     | 120                       | 26                              | 0                                | 5.61%          | 2,601                         | 2,455                     | 120                       | 26                              | 0                                | 5.61%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 14 ID                          | 872                     | 793                       | 60                        | 19                              | 0                                | 9.06%          | 872                           | 793                       | 60                        | 19                              | 0                                | 9.06%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 15 IL                          | 3,658                   | 3,163                     | 340                       | 155                             | 0                                | 13.53%         | 3,648                         | 3,154                     | 340                       | 154                             | 0                                | 13.54%         | 10                      | 9                                 | 0                         | 1                               | 0                                | 10.00%         |  |  |
| 16 IN                          | 1,738                   | 1,506                     | 196                       | 36                              | 0                                | 13.35%         | 1,723                         | 1,500                     | 187                       | 36                              | 0                                | 12.94%         | 15                      | 6                                 | 9                         | 0                               | 0                                | 60.00%         |  |  |
| 17 KS                          | 1,967                   | 1,833                     | 114                       | 20                              | 0                                | 6.81%          | 1,967                         | 1,833                     | 114                       | 20                              | 0                                | 6.81%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 18 KY                          | 3,629                   | 3,221                     | 323                       | 85                              | 0                                | 11.24%         | 3,626                         | 3,218                     | 323                       | 85                              | 0                                | 11.25%         | 3                       | 3                                 | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 19 LA                          | 3,202                   | 2,839                     | 318                       | 45                              | 0                                | 11.34%         | 3,183                         | 2,821                     | 317                       | 45                              | 0                                | 11.37%         | 19                      | 18                                | 1                         | 0                               | 0                                | 5.26%          |  |  |
| 20 MA                          | 4,852                   | 4,631                     | 187                       | 34                              | 0                                | 4.55%          | 4,852                         | 4,631                     | 187                       | 34                              | 0                                | 4.55%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 21 MD                          | 1,254                   | 928                       | 132                       | 194                             | 0                                | 26.00%         | 1,234                         | 915                       | 125                       | 194                             | 0                                | 25.85%         | 20                      | 13                                | 7                         | 0                               | 0                                | 35.00%         |  |  |
| 22 ME                          | 1,321                   | 1,278                     | 40                        | 3                               | 0                                | 3.26%          | 1,321                         | 1,278                     | 40                        | 3                               | 0                                | 3.26%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 23 MI                          | 3,382                   | 2,649                     | 535                       | 198                             | 0                                | 21.67%         | 3,379                         | 2,647                     | 535                       | 197                             | 0                                | 21.66%         | 3                       | 2                                 | 0                         | 1                               | 0                                | 33.33%         |  |  |
| 24 MN                          | 3,844                   | 3,403                     | 344                       | 97                              | 0                                | 11.47%         | 3,839                         | 3,402                     | 344                       | 93                              | 0                                | 11.38%         | 5                       | 1                                 | 0                         | 4                               | 0                                | 80.00%         |  |  |
| 25 MO                          | 4,765                   | 4,310                     | 338                       | 117                             | 0                                | 9.55%          | 4,765                         | 4,310                     | 338                       | 117                             | 0                                | 9.55%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 26 MS                          | 1,733                   | 1,710                     | 21                        | 2                               | 0                                | 1.33%          | 1,733                         | 1,710                     | 21                        | 2                               | 0                                | 1.33%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 27 MT                          | 1,112                   | 941                       | 150                       | 21                              | 0                                | 15.38%         | 1,111                         | 940                       | 150                       | 21                              | 0                                | 15.39%         | 1                       | 1                                 | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 28 NC                          | 589                     | 411                       | 134                       | 44                              | 0                                | 30.22%         | 552                           | 387                       | 123                       | 42                              | 0                                | 29.89%         | 37                      | 24                                | 11                        | 2                               | 0                                | 35.14%         |  |  |
| 29 ND                          | 206                     | 170                       | 29                        | 7                               | 0                                | 17.48%         | 206                           | 170                       | 29                        | 7                               | 0                                | 17.48%         | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 30 NE                          | 771                     | 689                       | 61                        | 21                              | 0                                | 10.64%         | 771                           | 689                       | 61                        | 21                              | 0                                | 10.64%         | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 31 NH                          | 1,144                   | 1,011                     | 109                       | 24                              | 0                                | 11.63%         | 1,143                         | 1,010                     | 109                       | 24                              | 0                                | 11.64%         | 1                       | 1                                 | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 32 NJ                          | 6,580                   | 5,090                     | 969                       | 521                             | 3                                | 22.64%         | 6,547                         | 5,063                     | 964                       | 520                             | 3                                | 22.67%         | 33                      | 27                                | 5                         | 1                               | 0                                | 18.18%         |  |  |
| 33 NM                          | 514                     | 457                       | 47                        | 10                              | 0                                | 11.09%         | 514                           | 457                       | 47                        | 10                              | 0                                | 11.09%         | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 34 NV                          | 905                     | 867                       | 38                        | 0                               | 0                                | 4.20%          | 905                           | 867                       | 38                        | 0                               | 0                                | 4.20%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 35 NY                          | 7,227                   | 6,138                     | 767                       | 322                             | 0                                | 15.07%         | 7,213                         | 6,125                     | 767                       | 321                             | 0                                | 15.08%         | 14                      | 13                                | 0                         | 1                               | 0                                | 7.14%          |  |  |
| 36 OH                          | 2,426                   | 2,067                     | 327                       | 32                              | 0                                | 14.80%         | 2,416                         | 2,058                     | 327                       | 31                              | 0                                | 14.82%         | 10                      | 9                                 | 0                         | 1                               | 0                                | 10.00%         |  |  |
| 37 OK                          | 798                     | 671                       | 99                        | 28                              | 0                                | 15.91%         | 755                           | 628                       | 99                        | 28                              | 0                                | 16.82%         | 43                      | 43                                | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 38 OR                          | 1,033                   | 947                       | 70                        | 16                              | 0                                | 8.33%          | 1,029                         | 943                       | 70                        | 16                              | 0                                | 8.36%          | 4                       | 4                                 | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 39 PA                          | 3,028                   | 2,489                     | 466                       | 73                              | 0                                | 17.80%         | 2,989                         | 2,461                     | 457                       | 71                              | 0                                | 17.66%         | 39                      | 28                                | 9                         | 2                               | 0                                | 28.21%         |  |  |
| 40 RI                          | 740                     | 679                       | 35                        | 26                              | 0                                | 8.24%          | 740                           | 679                       | 35                        | 26                              | 0                                | 8.24%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 41 SC                          | 2,227                   | 1,913                     | 258                       | 56                              | 0                                | 14.10%         | 2,211                         | 1,909                     | 246                       | 56                              | 0                                | 13.66%         | 16                      | 4                                 | 12                        | 0                               | 0                                | 75.00%         |  |  |
| 42 SD                          | 390                     | 333                       | 54                        | 3                               | 0                                | 14.62%         | 390                           | 333                       | 54                        | 3                               | 0                                | 14.62%         | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 43 TN                          | 2,586                   | 2,162                     | 330                       | 94                              | 0                                | 16.40%         | 2,567                         | 2,150                     | 323                       | 94                              | 0                                | 16.24%         | 19                      | 12                                | 7                         | 0                               | 0                                | 36.84%         |  |  |
| 44 TX                          | 6,510                   | 5,495                     | 760                       | 255                             | 1                                | 15.59%         | 6,471                         | 5,465                     | 753                       | 253                             | 1                                | 15.55%         | 39                      | 30                                | 7                         | 2                               | 0                                | 23.08%         |  |  |
| 45 UT                          | 306                     | 305                       | 1                         | 0                               | 0                                | 0.33%          | 305                           | 304                       | 1                         | 0                               | 0                                | 0.33%          | 1                       | 1                                 | 0                         | 0                               | 0                                | 0.00%          |  |  |
| 46 VA                          | 3,344                   | 2,824                     | 459                       | 61                              | 0                                | 15.55%         | 3,322                         | 2,815                     | 446                       | 61                              | 0                                | 15.26%         | 22                      | 9                                 | 13                        | 0                               | 0                                | 59.09%         |  |  |
| 47 VT                          | 141                     | 131                       | 9                         | 1                               | 0                                | 7.09%          | 141                           | 131                       | 9                         | 1                               | 0                                | 7.09%          | 0                       | 0                                 | 0                         | 0                               | 0                                |                |  |  |
| 48 WA                          | 3,023                   | 2,562                     | 344                       | 117                             | 0                                | 15.25%         | 3,010                         | 2,559                     | 334                       | 117                             | 0                                | 14.98%         | 13                      | 3                                 | 10                        | 0                               | 0                                | 76.92%         |  |  |
| 49 WI                          | 2,380                   | 2,013                     | 306                       | 61                              | 0                                | 15.42%         | 2,358                         | 2,001                     | 298                       | 59                              | 0                                | 15.14%         | 22                      | 12                                | 8                         | 2                               | 0                                | 45.45%         |  |  |
| 50 WV                          | 2,227                   | 2,087                     | 110                       | 30                              | 0                                | 6.29%          | 2,195                         | 2,064                     | 103                       | 28                              | 0                                | 5.97%          | 32                      | 23                                | 7                         | 2                               | 0                                | 28.13%         |  |  |
| 51 WY                          | 297                     | 227                       | 56                        | 14                              | 0                                | 23.57%         | 295                           | 225                       | 56                        | 14                              | 0                                | 23.73%         | 2                       | 2                                 | 0                         | 0                               | 0                                | 0.00%          |  |  |
| TOTAL                          | 118,298                 | 103,418                   | 11,487                    | 3,393                           | 4                                | 12.58%         | 117,604                       | 102,865                   | 11,368                    | 3,371                           | 4                                | 12.53%         | 694                     | 553                               | 119                       | 22                              | 0                                | 20.32%         |  |  |

Analysis of FDA Compliance Check Data  
FFY 2025 By Month

| Year | Month | FFY 2025                       |                           |                           |                                 |                | FFY 2025                             |                           |                           |                                 |                | FFY 2025                                 |                           |                           |                                 |                |
|------|-------|--------------------------------|---------------------------|---------------------------|---------------------------------|----------------|--------------------------------------|---------------------------|---------------------------|---------------------------------|----------------|--|---------------------------|---------------------------|---------------------------------|----------------|
|      |       | TOTAL ALL TYPES OF INSPECTIONS |                           |                           |                                 |                | INSPECTIONS <i>Involving a Minor</i> |                           |                           |                                 |                | INSPECTIONS <i>NOT Involving a Minor</i> |                           |                           |                                 |                |
|      |       | Total Compliance Checks        | Number of "NO Violations" | Number of Warning Letters | Number of Civil Money Penalties | Violation Rate | Total Compliance Checks              | Number of "NO Violations" | Number of Warning Letters | Number of Civil Money Penalties | Violation Rate | Total Compliance Checks                  | Number of "NO Violations" | Number of Warning Letters | Number of Civil Money Penalties | Violation Rate |
| 2024 | Oct   | 9,942                          | 8,317                     | 1,251                     | 374                             | 16.34%         | 9,802                                | 8,177                     | 1,251                     | 374                             | 16.58%         | 140                                      | 140                       | 0                         | 0                               | 0.00%          |
| 2024 | Nov   | 9,322                          | 8,187                     | 833                       | 302                             | 12.18%         | 9,151                                | 8,135                     | 717                       | 299                             | 11.10%         | 171                                      | 52                        | 116                       | 3                               | 69.59%         |
| 2024 | Dec   | 9,719                          | 8,362                     | 1,031                     | 326                             | 13.96%         | 9,671                                | 8,315                     | 1,031                     | 325                             | 14.02%         | 48                                       | 47                        | 0                         | 1                               | 2.08%          |
| 2025 | Jan   | 9,481                          | 8,788                     | 539                       | 154                             | 7.31%          | 9,374                                | 8,681                     | 539                       | 154                             | 7.39%          | 107                                      | 107                       | 0                         | 0                               | 0.00%          |
| 2025 | Feb   | 9,286                          | 8,437                     | 848                       | 1                               | 9.14%          | 9,234                                | 8,385                     | 848                       | 1                               | 9.19%          | 52                                       | 52                        | 0                         | 0                               | 0.00%          |
| 2025 | Mar   | 11,214                         | 9,672                     | 1,191                     | 351                             | 13.75%         | 11,181                               | 9,639                     | 1,191                     | 351                             | 13.79%         | 33                                       | 33                        | 0                         | 0                               | 0.00%          |
| 2025 | Apr   | 10,331                         | 9,077                     | 1,249                     | 5                               | 12.14%         | 10,304                               | 9,053                     | 1,246                     | 5                               | 12.14%         | 27                                       | 24                        | 3                         | 0                               | 11.11%         |
| 2025 | May   | 10,264                         | 9,111                     | 898                       | 255                             | 11.23%         | 10,257                               | 9,104                     | 898                       | 255                             | 11.24%         | 7  | 7                         | 0                         | 0                               | 0.00%          |
| 2025 | Jun   | 9,564                          | 8,344                     | 894                       | 326                             | 12.76%         | 9,541                                | 8,322                     | 894                       | 325                             | 12.78%         | 23                                       | 22                        | 0                         | 1                               | 4.35%          |
| 2025 | Jul   | 10,934                         | 9,427                     | 1,071                     | 436                             | 13.78%         | 10,919                               | 9,412                     | 1,071                     | 436                             | 13.80%         | 15                                       | 15                        | 0                         | 0                               | 0.00%          |
| 2025 | Aug   | 10,061                         | 8,857                     | 786                       | 418                             | 11.97%         | 10,049                               | 8,845                     | 786                       | 418                             | 11.98%         | 12                                       | 12                        | 0                         | 0                               | 0.00%          |
| 2025 | Sep   | 8,180                          | 6,839                     | 896                       | 445                             | 16.39%         | 8,121                                | 6,797                     | 896                       | 428                             | 16.30%         | 59                                       | 42                        | 0                         | 17                              | 28.81%         |
|      | TOTAL | 118,298                        | 103,418                   | 11,487                    | 3,393                           | 12.58%         | 117,604                              | 102,865                   | 11,368                    | 3,371                           | 12.53%         | 694                                      | 553                       | 119                       | 22                              | 20.32%         |

**We Card's Analysis of FDA Compliance Check Data**  
**FFY 2025 - October 2024 to September 2025**

**SUMMARY**

**By PRODUCT TYPE**

| Product Type            | Warning Letter | %              | Civil Money Penalty | %              | Grand Total   | %              | % of Overall Violation Rate |
|-------------------------|----------------|----------------|---------------------|----------------|---------------|----------------|-----------------------------|
| Cigar(s)                | 4,771          | 41.53%         | 1,388               | 40.91%         | 6,159         | 41.39%         | 5.21%                       |
| Cigarette tobacco       | 4              | 0.03%          | 4                   | 0.12%          | 8             | 0.05%          | 0.01%                       |
| Cigarettes in a package | 2,797          | 24.35%         | 709                 | 20.90%         | 3,506         | 23.56%         | 2.96%                       |
| ENDS / E-liquid         | 2,502          | 21.78%         | 975                 | 28.74%         | 3,477         | 23.37%         | 2.94%                       |
| N/A                     | 124            | 1.08%          | 29                  | 0.85%          | 153           | 1.03%          | 0.13%                       |
| Single cigarette        | 32             | 0.28%          | 21                  | 0.62%          | 53            | 0.36%          | 0.04%                       |
| Smokeless tobacco       | 144            | 1.25%          | 23                  | 0.68%          | 167           | 1.12%          | 0.14%                       |
| Oral nicotine product   | 1,090          | 9.49%          | 235                 | 6.93%          | 1,325         | 8.90%          | 1.12%                       |
| Hookah tobacco          | 23             | 0.20%          | 9                   | 0.27%          | 32            | 0.22%          | 0.03%                       |
| <b>Grand Total</b>      | <b>11,487</b>  | <b>100.00%</b> | <b>3,393</b>        | <b>100.00%</b> | <b>14,880</b> | <b>100.00%</b> | <b>12.58%</b>               |

BRAND  
Details

**By PRODUCT TYPE & BRAND**

| Product Type                         | Brand        | Warning Letter | %              | Civil Money Penalty | %              | Grand Total   | %              | % Of ALL       |
|--------------------------------------|--------------|----------------|----------------|---------------------|----------------|---------------|----------------|----------------|
| Cigar(s)                             | Swisher      | 2,304          | 48.29%         | 614                 | 44.24%         | 2,918         | 47.38%         |                |
| Cigar(s)                             | Black & Mild | 1,385          | 29.03%         | 478                 | 34.44%         | 1,863         | 30.25%         |                |
| Cigar(s)                             | Game         | 609            | 12.76%         | 143                 | 10.30%         | 752           | 12.21%         |                |
| Cigar(s)                             | Other        | 316            | 6.62%          | 99                  | 7.13%          | 415           | 6.74%          |                |
| Cigar(s)                             | White Owl    | 155            | 3.25%          | 53                  | 3.82%          | 208           | 3.38%          |                |
| Cigar(s)                             | Phillies     | 2              | 0.04%          | 1                   | 0.07%          | 3             | 0.05%          |                |
| <b>Cigar(s) Total</b>                |              | <b>4,771</b>   | <b>100.00%</b> | <b>1,388</b>        | <b>100.00%</b> | <b>6,159</b>  | <b>100.00%</b> | <b>41.39%</b>  |
| Cigarettes in a package              | Marlboro     | 1,596          | 57.06%         | 293                 | 41.33%         | 1,889         | 53.88%         |                |
| Cigarettes in a package              | Newport      | 732            | 26.17%         | 305                 | 43.02%         | 1,037         | 29.58%         |                |
| Cigarettes in a package              | Camel        | 270            | 9.65%          | 72                  | 10.16%         | 342           | 9.75%          |                |
| Cigarettes in a package              | Other        | 155            | 5.54%          | 33                  | 4.65%          | 188           | 5.36%          |                |
| Cigarettes in a package              | Winston      | 20             | 0.72%          | 1                   | 0.14%          | 21            | 0.60%          |                |
| Cigarettes in a package              | Decade       | 13             | 0.46%          | 3                   | 0.42%          | 16            | 0.46%          |                |
| Cigarettes in a package              | Kool         | 11             | 0.39%          | 2                   | 0.28%          | 13            | 0.37%          |                |
| <b>Cigarettes in a package Total</b> |              | <b>2,797</b>   | <b>100.00%</b> | <b>709</b>          | <b>100.00%</b> | <b>3,506</b>  | <b>100.00%</b> | <b>23.56%</b>  |
| ENDS / E-liquid                      | Other        | 1,723          | 68.86%         | 664                 | 68.10%         | 2,387         | 68.65%         |                |
| ENDS / E-liquid                      | Vuse         | 435            | 17.39%         | 153                 | 15.69%         | 588           | 16.91%         |                |
| ENDS / E-liquid                      | JUUL         | 195            | 7.79%          | 128                 | 13.13%         | 323           | 9.29%          |                |
| ENDS / E-liquid                      | NJOY         | 138            | 5.52%          | 24                  | 2.46%          | 162           | 4.66%          |                |
| ENDS / E-liquid                      | blu          | 7              | 0.28%          | 4                   | 0.41%          | 11            | 0.32%          |                |
| ENDS / E-liquid                      | Logic        | 4              | 0.16%          | 2                   | 0.21%          | 6             | 0.17%          |                |
| <b>ENDS / E-liquid Total</b>         |              | <b>2,502</b>   | <b>100.00%</b> | <b>975</b>          | <b>100.00%</b> | <b>3,477</b>  | <b>100.00%</b> | <b>23.37%</b>  |
| Smokeless tobacco                    | Grizzly      | 68             | 47.22%         | 9                   | 39.13%         | 77            | 46.11%         |                |
| Smokeless tobacco                    | Copenhagen   | 45             | 31.25%         | 9                   | 39.13%         | 54            | 32.34%         |                |
| Smokeless tobacco                    | Skoal        | 11             | 7.64%          | 1                   | 4.35%          | 12            | 7.19%          |                |
| Smokeless tobacco                    | Other        | 11             | 7.64%          | 2                   | 8.70%          | 13            | 7.78%          |                |
| Smokeless tobacco                    | Longhorn     | 5              | 3.47%          |                     | 0.00%          | 5             | 2.99%          |                |
| Smokeless tobacco                    | Red Seal     | 4              | 2.78%          | 2                   | 8.70%          | 6             | 3.59%          |                |
| <b>Smokeless tobacco Total</b>       |              | <b>144</b>     | <b>100.00%</b> | <b>23</b>           | <b>100.00%</b> | <b>167</b>    | <b>100.00%</b> | <b>1.12%</b>   |
| Oral nicotine product                | Zyn          | 939            | 86.15%         | 196                 | 83.40%         | 1,135         | 85.66%         |                |
| Oral nicotine product                | Velo         | 60             | 5.50%          | 22                  | 9.36%          | 82            | 6.19%          |                |
| Oral nicotine product                | On           | 48             | 4.40%          | 5                   | 2.13%          | 53            | 4.00%          |                |
| Oral nicotine product                | Other        | 28             | 2.57%          | 8                   | 3.40%          | 36            | 2.72%          |                |
| Oral nicotine product                | Rogue        | 15             | 1.38%          | 4                   | 1.70%          | 19            | 1.43%          |                |
| <b>Oral nicotine product Total</b>   |              | <b>1,090</b>   | <b>100.00%</b> | <b>235</b>          | <b>100.00%</b> | <b>1,325</b>  | <b>100.00%</b> | <b>8.90%</b>   |
| N/A                                  |              | 124            |                | 29                  |                | 153           |                | <b>1.03%</b>   |
| Single cigarette                     |              | 32             |                | 21                  |                | 53            |                | <b>0.36%</b>   |
| Cigarette tobacco                    |              | 4              |                | 4                   |                | 8             |                | <b>0.05%</b>   |
| Hookah tobacco                       |              | 23             |                | 9                   |                | 32            |                | <b>0.22%</b>   |
| <b>Grand Total</b>                   |              | <b>11,487</b>  |                | <b>3,393</b>        |                | <b>14,880</b> |                | <b>100.00%</b> |

**Highlights of Oct 2024-September 2025 - FFY2025**

118,298 Total Compliance Checks  
103,418 # of Compliance Checks with NO VIOLATIONS

11,487 # of Warning Letters (WL)  
3,393 # of Civil Money Penalties (CMP)

14,880 Total of WL and CMP

12.58% Calculated Violation Rate

- Violations of CIGAR products sold to minors represent 41% of all violations.
- Violations of CIGARETTES IN A PACKAGE products sold to minors represent more than 24% of all violations.
- Violations of ENDS / E-liquid products sold to minors represent less than 23% of all violations
- Violations of SMOKELESS TOBACCO products sold to minors represent less than 1% of all violations
- Violations of SINGLE CIGARETTE products (LOOSIES) represent 0.36% of all violations
- Violations of ORAL NICOTINE products represent 8.90% of all violations

**Important Unknowns about the publicly available FDA enforcement Data**

An Important 'unknown' are the Products and Brands associated with the 0,000 compliance checks with NO VIOLATIONS. In other words, the data is not available, and therefore, we don't know if one product type or another (or brand) is associated with higher or lower NO VIOLATIONS.

- FDA has indicated (in We Card's Sept 20, 2018 meeting with FDA CTP Director and CTP staff), that it is left up to the States (who sub-contract with FDA to perform the compliance checks) to decide what Products and which Brands are requested by the minors involved in the compliance checks. Therefore, the Products and Brands requested by minors may vary widely amongst the states. We Card is aware that some states specify to the minors what products and brands to attempt to purchase and others do not.