

EXHIBIT 27

FROM : HAHS

PHONE NO. : 8153375569

Apr-22-05 08:46am From-USA FSIS CMGO

630-820 7589

Aug. 26 2005 04:04PM P6

reporting burden for this collection of information is estimated to average 7 minutes per response, including reviewing the collection of information, Send comments regarding this existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, Room 404-W, Washington, DC 20250, and to the Office of Information and Regulatory Affairs, Office of Management and Budget.

US Department of Agriculture
FOOD SAFETY AND INSPECTION SERVICE
NONCOMPLIANCE RECORD

TYPE OF NONCOMPLIANCE

Food Safety Other Consumer Protection

1. DATE

2. RECORD NO.

3. ESTABLISHMENT NO.

04/13/2005

0019-2005-8243

15849 E/I

4. TO (Name and Title)

5. PERSONNEL NOTIFIED

6. RELEVANT REGULATION(S)

313.2 (a) & (b)

7. SECTION/PAGE OF EST. PROCEDURE PLAN

HACCP

SSOP

OTHER

8. ISP CODE

04C02

9. NONCOMPLIANCE CLASSIFICATION INDICATORS

PRODUCT - Protocol

138

10. DESCRIPTION OF NONCOMPLIANCE

At 11:20am while performing ante mortem examination, I observed actions that violate Regulation 313.2(a) & (b). Eight horses were in the alleyway leading directly to the knock-box. Only the last stop gate, the one behind the last horse present in the alleyway, was closed. The employee who is routinely assigned to work on the kill floor, hanging the horses on the rails, was using a riding crop to whip the horse in the alleyway closest to the knock-box. This horse continued to move backward, away from the knock-box causing the other horses behind it to be overcrowded. As the whipping continued the horses in the alleyway became extremely excited. I immediately told the employee to stop but he did not listen to me. During this time, the last horse in the alleyway attempted to jump over the alleyway wall and became stuck over the top of the wall. Eventually it had flailed around enough to fall over to the other side of the wall. I went to the kill floor to find the plant manager, could not find him, so I informed [redacted] in the booning room, to locate him and send him to the ante mortem pens immediately. Meanwhile two more horses fell down in the alleyway. The first was the second horse in line to the knock-box. It had fallen forward and the horse behind it began to walk on top of it as the downed horse struggled to get up. The second horse to fall was the fourth horse in line. It had flipped over backwards due to the overcrowding and was subsequently trapped and trampled by the fifth and sixth horse in line in their excitement to move forward as the one's closest to the knock-box were finally moved forward. At this time [redacted] arrived and was informed of the situation.

11. SIGNATURE OF INSPECTION PROGRAM EMPLOYEE

You are hereby advised of your right to appeal this decision as delineated by 302.5 and/or 301.35 of 9 CFR.

12. PLANT MANAGEMENT RESPONSE (immediate action(s)):

13. PLANT MANAGEMENT RESPONSE (further planned action(s)):

This document serves as written notification that your failure to comply with regulatory requirements (s) could result in additional regulatory or administrative action.

14. SIGNATURE OF PLANT MANAGEMENT

15. DATE

16. VERIFICATION SIGNATURE OF INSPECTION PROGRAM EMPLOYEE

17. DATE

FSIS FORM 5400-4 (7/98)
Replaces FSIS Form 5400-4 (6/97), which may be used until exhausted (7/98)

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FROM : HHHS

Apr-22-05 09:46am From-USDA FSIS CHGO

PHONE NO. : 8153375569

530 620 7599

Aug. 26 2005 04:04PM P7
1-518 P.006/009 1 403

FOOD SAFETY AND INSPECTION SERVICE
NONCOMPLIANCE RECORD CONTINUATION SHEET

Food Safety Other Consumer Protection

1. DATE 04/13/2005 2. RECORD NO. 0819-2005-8243 3. ESTABLISHMENT NO. 15849 E/1

4. TO (Name and Title) [REDACTED] (b)(6) 5. PERSONNEL NOTIFIED [REDACTED]

6. RELEVANT REGULATION(S)
313.2 (a) &(b)

7. SECTION/PAGE OF EST. PROCEDURE PLAN | HACCP | SSOP | OTHER
| | | | 138

8. ISP CODE 04C02 9. NONCOMPLIANCE CLASSIFICATION INDICATORS
PRODUCT - Protocol

10. DESCRIPTION OF NONCOMPLIANCE

He was reminded that the plant's response to the last humane handling NR was to have only appropriately trained individuals handling the horses. The employee who was whipping the initial horse was not one of those trained. Finally I required the second downed horse to be immediately rendered unconscious by a captive bolt stunner and dragged to the knock-box.

Animals are required to be handled with a minimum of excitement and discomfort, and implements employed to move the animals shall be used as little as possible in order to minimize excitement according to 9 CFR Ch.III, regulation 313.2(a) &(b) respectively. A similar violation was noted on NR 18-2005. This document serves as written notification that your failure to comply with regulatory requirements could result in additional regulatory or administrative action.

11. SIGNATURE OF INSPECTION PROGRAM EMPLOYEE

[REDACTED SIGNATURE] (b)(6)(b)(7)(c)

FSIS FORM 5400-1 (7/98)
Replaces FSIS Form 5400-2 (9/97), which may be used until exhausted (7/98)

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