

Wagner, Scott - FSIS

From: [REDACTED] FSIS
Sent: Wednesday, November 09, 2011 8:30 AM
To: Symons, Sara - FSIS; Gallegos, Anna - FSIS; Reeder, Robert - FSIS; Wagner, Scott - FSIS; Nelson, Ron - FSIS
Subject: AER for Est. 7299



AER for Est. 7299,
11-9-11.pd...

U.S. DEPARTMENT OF AGRICULTURE
FOOD SAFETY AND INSPECTION SERVICE
FIELD OPERATIONS

1. REPORT NO.
15-12-S022

2. EST. NO.
7299
3. EST. ID.
4967

ADMINISTRATIVE ENFORCEMENT REPORT

4. NON-COMPLIANCE (Check all applicable boxes)

SPS SSOP HACCP HUMANE TREATMENT THREAT, INTIMIDATION, ASSAULT OTHER

5(a). NAME OF BUSINESS Valley Meat Co., LLC

5(b). ADDRESS OR P.O. BOX 3845 Cedarvale Rd.

5(c). CITY, STATE, ZIP CODE Roswell, New Mexico 88203

Check if the business type is a non-federally inspected facility.)

6. TYPE OF NON-FEDERALLY INSPECTED BUSINESS

Broker/Distributor

Retail/Restaurant

Other _____ (Describe)

7. PLANT SIZE

Large

Small

Very Small

8. HACCP PROCESSING CATEGORIES (If non-compliance type shown in block 2 is HACCP, check all that apply to the NOIE/Suspension letter issued)

Slaughter - all species Thermally Processed - commercially sterile Fully Cooked - not shelf stable

Raw Product - ground Not Heat Treated - shelf stable Heat Treated But Not Fully Cooked - not shelf stable

Raw Product - not ground Heat Treated - shelf stable Product With Secondary Inhibitors - not shelf

9. PRODUCT TYPE

Meat Poultry

Meat/Poultry Eggs

10. LABORATORY FINDINGS (Check if applicable to case)

Listeria monocytogenes Salmonella E. Coli O157:H7

Other _____

11. REPORT TYPE AND DATE OF ACTIONS

NOIE _____ DEFERRAL _____ SUSPENSION 11/08/11 ABEYANCE 11/08/11

REINSTATEMENT _____ WITHHOLDING OF LABELS _____

(Date the establishment provided written notice of these actions)

CUSTOM (1) _____ CUSTOM (2) _____ CUSTOM (3) _____

(Date LOW) (Date LOW) (Date LOW)

DETENTION _____ TERMINATION _____

(Date product detained, and if applicable, terminated by FSIS personnel)

RECALL (1) _____ RECALL (2) _____

(Date product was recalled by producing firm) (Date of final recall effectiveness report to RMD)

RECALL (FSIS Recall Number) _____ PROHIBITED ACTIVITY _____

(Date establishment/business provided written notice of this action)

APPEAL (1) _____ APPEAL (2) _____ APPEAL (3) _____

(Date of appeal to DM) (Date of appeal to EARO) (Date of EARO decision)

ILLNESS OUTBREAK (1) _____ ILLNESS OUTBREAK (2) _____

(Date investigation closed with no enforcement action) (Date enforcement action initiated)

NON ROUTINE INCIDENT _____ OTHER (Specify): _____

(Date incident reported to OFSEP) (Date of action)

12. COMPREHENSIVE ASSESSMENT OF THE EXECUTION AND DESIGN OF AN ESTABLISHMENT'S FOOD SAFETY SYSTEMS

FROM: _____ TO: _____

13. OTHER SPECIAL REVIEW (e.g. IDV, Epidemiological Review, etc.)

FROM: _____ TO: _____

14. REFERRED TO OPEER FOR: (Provide date of referral)

COMPLAINT _____ SEIZURE _____

(Date) (Date)

TERMINATE CUSTOM _____ CRIMINAL INVESTIGATION _____

(Date) (Date)

OTHER (Specify): _____

(Date)

15. LIST PAST/RELATED REPORTS

16. COMPLETE WHEN CASE IS CLOSED

LOI DATE _____ LOW DATE _____ OTHER (Specify): _____ DATE _____

17. SIGNATURE OF ENFORCEMENT INVESTIGATION AND ANALYSIS OFFICER

Dr. [REDACTED] DVMS/s/

18. SIGNATURE OF CASE SPECIALIST

Sara Symons/s/

19. DATE

LIST OF EXHIBITS

NAME/ADDRESS OF ESTABLISHMENT	REPORT NO.
Valley Meat Co., LLC 3845 Cedarvale Rd. Roswell, New Mexico 88203	15-12-S022
EXHIBIT NUMBER	DESCRIPTION
1	AER
2	Memorandum Of Information (MOI) written by Dr. [REDACTED] Supervisory Public Health Veterinarian/Inspector in Charge (SPHV/IIC), describing the egregious stunning event that occurred November 4, 2011 at Valley Meat Co., LLC, Roswell, NM, Est. 07299 M.
3	Notice of Suspension (NOS), dated November 8, 2011, was issued to Est. 7299 for failure to meet regulatory requirements in regards to the inhumane stunning of a beef cow.
4	Plant response, dated November 4, 2011, from Mr. Ricardo De Los Santos, President/General Manager of Est. 7299, giving immediate corrective actions and further preventive measures.
5	Notice of Suspension Held in Abeyance (NOSHA), dated November 8, 2011, was issued to Est. 7299 based on satisfactory immediate corrective actions and further preventive measures given by the plant.
6	Verification plan which was implemented by Dr. [REDACTED] District Veterinary Medical Specialist (DVMS), with Dr. [REDACTED] SPHV/IIC, via telephone on November 9, 2011.
7	
8	
9	