

Wagner, Scott - FSIS

From: Wagner, Scott - FSIS
Sent: Wednesday, February 29, 2012 10:37 AM
To: [REDACTED] - FSIS; [REDACTED] - FSIS; Gallegos, Anna - FSIS; [REDACTED] - FSIS;
Nelson, Ron - FSIS
Subject: RE: Corrected NOS

I just talked with Mr. De Los Santos. He is going to propose using [REDACTED] on all animals in the outside chute.

Scott T Wagner, DMM
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scott.wagner@fsis.usda.gov

From: [REDACTED] - FSIS
Sent: Wednesday, February 29, 2012 10:21 AM
To: [REDACTED] - FSIS; Wagner, Scott - FSIS; Gallegos, Anna - FSIS; [REDACTED] - FSIS; Nelson, Ron - FSIS
Subject: Re: Corrected NOS

Good points and indeed relavent.

Sent from my BlackBerry Wireless Handheld

From: [REDACTED] - FSIS
Sent: Wednesday, February 29, 2012 11:18 AM
To: Wagner, Scott - FSIS; [REDACTED] - FSIS; Gallegos, Anna - FSIS; [REDACTED] - FSIS; Nelson, Ron - FSIS
Subject: RE: Corrected NOS

Thank you.

Additionally, the comments about "abnormal circumstances" provided by Mr. De Los Santos is not entirely true according to my experience at Establishment 07299.. The company readily requests to knock in the side chute when there is difficulty with the front chute. This usually applies to dairy cattle too lame for the incline in the front chute. The company has often employed the use of the side chute. I understand that the plan is for the company to switch to equine operations; however, I do not believe the company should misrepresent the current beef practices. My point is this, and I am not sure if it relevant, the beef business which comprises the majority of business for this company is cull dairy cattle and adult beef cattle for individual owners. The beef cattle are frequently bulls. Given this history, the company should expect these "abnormal circumstances", as they are relatively normal occurrences.

Perhaps the company construction plan includes a larger knocking chute or lower inclined ramp to accommodate larger and lame animals.

Sorry to clog your emails. I just have concerns over knocking, regardless if the company transitions to equine operations or sticks with beef, and want to nip as many future company issues in the bud as possible.

Thanks again,

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From: Wagner, Scott - FSIS
Sent: Wednesday, February 29, 2012 10:01 AM
To: ██████████ - FSIS; ██████████ - FSIS; Gallegos, Anna - FSIS; ██████████ - FSIS; Nelson, Ron - FSIS
Subject: RE: Corrected NOS

A ██████████ would be much more powerful than a ██████████. I agree with Dr. ██████████ but I suggest that we find out what rifle he intends to use. A ██████████ might not be enough. Also, I would like to see how they intend to assess. What are their criteria? We appreciate your input Dr. ██████████

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From: ██████████ - FSIS
Sent: Wednesday, February 29, 2012 9:57 AM
To: ██████████ - FSIS; Wagner, Scott - FSIS; Gallegos, Anna - FSIS; ██████████ - FSIS; Nelson, Ron - FSIS
Subject: Re: Corrected NOS

Check with Rick and see if he didn't intend to put ██████████ or higher. That would make much better sense. As it is his corrective action isn't sufficient.

Sent from my BlackBerry Wireless Handheld

From: ██████████ - FSIS
Sent: Wednesday, February 29, 2012 10:53 AM
To: Wagner, Scott - FSIS; ██████████ - FSIS; Gallegos, Anna - FSIS; ██████████ - FSIS; Nelson, Ron - FSIS
Subject: RE: Corrected NOS

Forgive me if I am wrong on this, but is a ██████████ not less than a ██████████ in terms target affected?

The last corrective action/preventive measure from 11/4/2012 states the company will use ██████████. If ██████████ is smaller than ██████████, then I do not believe the preventive measure provided to Mr. De Los Santos to be effective. Also, the 2/24 event presented the issue of the company also utilizing an ineffective back-up. This "Plan B" does not include any means to address this issue, nor does it address how the company lack of judgment on selecting the correct caliber will be adjusted (use of reference, training materials, etc.) It seems as though the Mr. De Los Santos is suggesting the company will judge on what size firearm to use, beginning with ██████████ caliber in response to a noncompliance where ██████████ and ██████████ were in effective.

I apologize if I am overstepping my bounds. Please let me know if I am out of step.

Thank you,

██████████

From: Wagner, Scott - FSIS

Sent: Wednesday, February 29, 2012 9:45 AM

To: ██████████ - FSIS; Gallegos, Anna - FSIS; ██████████ - FSIS; ██████████ - FSIS; Nelson, Ron - FSIS

Subject: FW: Corrected NOS

Importance: High

I Just got this.

Scott T Wagner, DDM

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From: Sarah De Los Santos [mailto:██████████@yahoo.com]

Sent: Wednesday, February 29, 2012 9:41 AM

To: Wagner, Scott - FSIS

Subject: Re: Corrected NOS

Dr Wagner,

Thank you for the corrected NOS. Please see attachment for my written corrective action and preventive measure to the NOS.

After much consideration, it is obvious in my mind that the stunning issues (Nov 2011 and February 2012) have been outside of the normal KF stunning procedures of this establishment thus creating a necessity of abnormal stunning procedures for abnormal circumstances.

Please review and advise.

Sincerely,

Ricardo De Los Santos

--- On Wed, 2/29/12, Wagner, Scott - FSIS <Scott.Wagner@fsis.usda.gov> wrote:

From: Wagner, Scott - FSIS <Scott.Wagner@fsis.usda.gov>

Subject: Corrected NOS

To: ██████████@yahoo.com" <██████████@yahoo.com>

Cc: "Nelson, Ron - FSIS" <Ron.Nelson@fsis.usda.gov>, "Reeder, Robert - FSIS"

<Robert.Reeder@fsis.usda.gov>, "Gallegos, Anna - FSIS" <Anna.Gallegos@fsis.usda.gov>, "Symons,

Sara - FSIS" <Sara.Symons@fsis.usda.gov>, "██████████ - FSIS" <██████████@fsis.usda.gov>,"

"[REDACTED] - FSIS" <[REDACTED]@fsis.usda.gov>, "[REDACTED] - FSIS"
<[REDACTED]@fsis.usda.gov>, "Khroustalev, Allison - FSIS" <Allison.Khroustalev@fsis.usda.gov>,
"FSIS - FO/Quarterly Enforcement Report" <FO/QuarterlyEnforcementReport@fsis.usda.gov>
Date: Wednesday, February 29, 2012, 6:52 AM

Mr. Delos Santos,
The attached file is a corrected NOS. The address on the original for requesting a hearing has been corrected. Thank you.

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-----Original Message-----

From: Scott Wagner [mailto:Scott.Wagner@fsis.usda.gov]
Sent: Wednesday, February 29, 2012 4:48 AM
To: Wagner, Scott - FSIS
Subject:

This E-mail was sent from "RNP969788" (Aficio MP 6500).

Scan Date: 02.29.2012 06:48:22 (-0500)

Queries to: Ricoh-mp6500

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