

Thompson, Eric - FSIS

From: Thompson, Eric - FSIS
Sent: Tuesday, September 03, 2013 9:44 AM
To: Engeljohn, Daniel - FSIS
Cc: Gilmore, Keith - FSIS; Bane, Robert - FSIS; Cornett, Julie - FSIS; Kiecker, Paul - FSIS; Clarkson, Robert - FSIS; Hammar, Melissa - FSIS; Bolick, Thomas - OGC
Subject: Rains Natural Meats Gallatin MO, update

Good Morning Dr. Engeljohn,

We received Mr. Rains' attestation on the Clean Water Act this morning. I am sending the list of what we have in the grant application file along with the self attestation and DRAFTS Grant, Withdrawal, and Cover letter for your review. We will not move forward until we have the catex document. That is all. Thank You.



Grant Application
Contents.doc...



Rains Water
Affadavit.pdf



DRAFT Est
20575 Rains Natur



DRAFT Rains
Withdrawal.pdf



Rains Cover
Letter.doc

Eric Thompson
Deputy District Manager
United States Department of Agriculture
Springdale District Office
4700 South Thompson
Bldg B, Suite 201, Springdale, AR 72764
eric.thompson@fsis.usda.gov
Phone-479-751-8412

OFO - Verifying Food Safety and Animal Welfare Everyday

AR0004806

TO: Eric Thompson

SUBJECT: Rains Natural Meats

PAGES: 2

DATE: 9-3-13

**Rains Natural Meats
23795 260th Street
Gallatin, MO 64640**

September 3, 2013

**USDA
Paul A. Kiecker, District Manager
Springdale District Office
4700 South Thompson B-201
Springdale, AR 72764**

Dear Mr. Kiecker,

I declare that the operations conducted at the Rains Natural Meats facility will not result in a discharge into any navigable waters as defined by the Clean Water Act (33 U.S.C. § 1251 et seq.). Until current litigation is resolved favorably we will not be using the lagoon on site at all. All pipes connecting the plant to the existing lagoon have been capped and sealed. All discharge from the plant is currently piped into closed tanks and hauled to a permitted wastewater treatment facility.

Sincerely,



**David Rains
Co-owner**

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

GRANT OF INSPECTION

1. DATE

9/3/2013

2. ESTABLISHMENT NO.

E20575

3. DISTRICT/REGIONAL CODE

01 35 06

4. NAME AND MAILING ADDRESS OF APPLICANT (Use 9 Digit Zip Code if Known)

Rains Natural Meats
Div of Pro Show Enterprises, Inc
23795 260th Street
Gallatin, MO 64640

5. LOCATION OF ESTABLISHMENT (PHYSICAL STREET ADDRESS)

23795 260th Street
Gallatin, MO 64640

7. TYPE OF INSPECTION (Check all that apply)

MEAT * POULTRY EGG IMPORT

8. TYPE OF GRANT

CONDITIONAL (VERIFY HACCP PLAN) FINAL

9. DATE OF INAUGURATION OF SERVICE

6. ADDRESS OF DISTRICT/REGIONAL OFFICE

4700 South Thompson, Ste. B-201
Springdale, AR 72764

A survey of your establishment at the location shown above (Item 4 or 5) indicates compliance with the applicable requirements of the regulations under the Federal Meat Inspection Act or the Poultry Products Inspection Act, or both. Accordingly, inspection service is granted.

A copy of your Application for Federal Meat, Poultry or Import Inspection, Form FSIS 5200-2, is enclosed. This application specifies the type of operation conducted at your establishment and contains your agreement and certification that you will conform strictly to applicable Federal law and regulations pertaining to meat inspection, poultry inspection, or the importation of meat and poultry products.

Your establishment is under the supervision of the District/Regional Office. Call the District/Regional Office if you need help in interpreting the provisions of the regulations.

* Catfish is included under the category "Meat", as per the 2008 Food Conservation and Energy Act

REMARKS:

In accordance with the Code of Federal Regulations (CFR) Title 9, Part 304.3(b), this Conditional Grant of Inspection issued with conditions for a period not to exceed ninety (90) days from the commencement of operations, during which this establishment must validate its Hazard Analysis and Critical Control Point (HACCP) plan(s). Upon successful validation, the conditions of this Grant of Inspection will be removed, and inspection will be granted in accordance with 9 CFR 304.2. This Grant is valid only for the applicant listed above who is liable for any inspection overtime or holiday costs for the operation of the plant. Should the applicant decide to sell, rent, or lease this location, the applicant will continue to be liable for any charges until the District Manager receives written notification of the change. Slaughter and processing operations are conducted at this establishment. Dr. Robert Clarkson is the Front Line Supervisor. He can be reached at 785-764-9945.

Billings and other communications for this plant should be addressed as follows:

Rains Natural Meats
Div of Pro Show Enterprises, Inc
23795 260th Street
Gallatin, MO 64640

DISTRICT/REGIONAL MANAGER/IO-HQ SIGNATURE

PRINT NAME

Paul A. Kiecker, District Manager

**VOLUNTARY SUSPENSION OR VOLUNTARY
WITHDRAWAL OF INSPECTION SERVICE**

1. DATE 09/03/2013		2. ESTABLISHMENT NO. M20575/P20575
3. DISTRICT CIRCUIT CODE 01 35 06		
4. NAME AND MAILING ADDRESS OF APPLICANT Rains Natural Meats 23795 260th Street Gallatin, MO 64640		5. LOCATION OF ESTABLISHMENT (If different from Item 4)
		6. ADDRESS OF DISTRICT OFFICE 4700 South Thompson, Ste. B-201 Springdale, AR 72764
7. NATURE OF SUSPENSION (Check one) <input type="checkbox"/> VOLUNTARY <input type="checkbox"/> SEASONAL OR INTERMITTENT		8. DATE SERVICE SUSPENDED
		9. DATE SERVICE WITHDRAWN
		10. DATE SERVICE WILL BE REINSTATED

Grant of regular inspection or import inspection service and authority to use labels bearing the Department's inspection mark are hereby suspended or withdrawn for the reason shown below. The suspension or withdrawal is effective at the close of business on the date given above (Item 8 or 9). It will remain in effect until the reinstatement date specified in Item 10 has been reached or a new request is made and granted. Voluntary suspensions are granted for periods not in excess of 120 days; seasonal or intermittent suspensions are granted for not more than one year.

11. REASON FOR ACTION TAKEN:

- SUSPENSION:** As requested in your communication of
- WITHDRAWN:** As requested in your communication of
- OTHER AS SPECIFIED:** Withdrawn by FSIS upon issuance of Grant for E20575.

REMARKS

Title 9, the Code of Federal Regulations, Part 305.2 Separation of Official Establishments, states in part, "(b)The slaughter or other preparation of products of horses, mules, or other equines required to be conducted under inspection pursuant to the regulations in this subchapter shall be done in establishments separate from any establishment in which cattle, sheep, swine, or goats are slaughtered or their products a prepared."

Paul A. Kiecker

DISTRICT MANAGER

WARNING: The Federal Meat Inspection Act and the Poultry Products Inspection Act prohibit the representation of meat, meat food products, poultry, or poultry products as officially inspected unless they have been so inspected. Accordingly, during any period of suspension, you may not use any official marks, labels, or packaging material on hand or otherwise represent the products as having been officially inspected. If service is withdrawn you are held responsible for the destruction or adequate obliteration of any official marks on packaging material remaining on hand.



Food Safety and
Inspection Service

September 3, 2013

Via Email: XXX@XXX and
UPS Tracking #

Office of Field
Operations

Springdale District
Office

Rains Natural Meats
23795 260th Street
Gallatin, MO 64640

4700 S. Thompson
Suite B-201
Springdale, AR 72764
Voice 479-751-8412
Fax 479-751-9049

A Copy of your Application for Federal Meat Inspection, FSIS Form 5200-2, is enclosed. This application specifies the type of operation conducted at your establishment and contains your agreement and certification that you will conform strictly to applicable Federal law and regulations pertaining to meat inspection. Your Grant of Inspection, FSIS Form 5200-1, and your Hours of Operation Request/Approval, FSIS Form 5200-15, are also enclosed.

A survey of your establishment conducted on April 23, 2013, at the location listed above indicated compliance with the applicable requirements of the regulations under the Federal Meat Inspection Act. On XX you submitted a letter self-certifying compliance with the Clean Water Act and 9 C.F.R. § 304.2(c). Accordingly, inspection service is granted. The date of inauguration of inspection services at your establishment will be XX. Please advise the Springdale District office as soon as possible concerning the date on which you intend to commence horse slaughter operations at your establishment so that we may schedule the assignment of one or more inspectors to your establishment.

In accordance with 9 C.F.R. § 304.369, this Conditional Grant of Inspection shall be issued for a period not to exceed 90 days from the date on which your establishment commences horse slaughter operations. During this 90 day period your establishment must validate its Hazard Analysis and Critical Control Point (HACCP) plan and prepare and maintain written procedures for the recall of meat food products produced and shipped by the establishment (9 C.F.R. § 418.3). Upon successful validation, inspection will be granted in accordance with Part 304. This grant is valid only for the applicant listed above who is liable for any inspection overtime or holiday costs for the operation of the plant. Should the applicant decide to sell, rent, or lease this location, the applicant will continue to be liable for any changes until the District Manager receives written notification of the change.

In accordance with 9 C.F.R. § 305.2, slaughter of horses, mules, or other equines or preparation of products therefrom is required to be conducted under inspection in establishments separate from any establishment in which cattle, sheep, swine, or goats are slaughtered or processed. Therefore, we have withdrawn your grant of inspection for MP20575 concurrently with the issuance of the grant of inspection for E20575. Voluntary Suspension or Voluntary Withdrawal of Inspection Service, FSIS Form 5200-3 for MP20575 is enclosed.

Your establishment is under the supervision of the Springdale District Office. Please call this office if you need help in interpreting the provisions of the regulations. Dr. Robert Clarkson is the Front Line Supervisor for your establishment. He can be reached at 785-764-9945.

Sincerely,

Paul A. Kiecker
District Manager

Enclosures

DRAFT