



United States Department of Agriculture

Food Safety and  
Inspection Service

Office of Field  
Operations

Springdale District

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Springdale, AR 72764  
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July 20, 2020

Via Email: [baumans@privategarden.org](mailto:baumans@privategarden.org)  
FedEx Tracking #771034276412

Ms. Roseanna Bauman, Plant Manager  
Bauman's Butcher Block, Est. M51184  
2417 Haskey Rd  
Ottawa, Kansas 66067

## **NOTICE OF SUSPENSION HELD IN ABEYANCE**

Dear Ms. Bauman,

On July 14, 2020, the Food Safety and Inspection Service (FSIS) notified you of the suspension of the assignment of inspection personnel at your facility. This Notice of Suspension (NOS) was based on the Rules of Practice due to your establishment's failure to prevent inhumane handling and slaughtering of livestock at your facility as required by 9 CFR 313.16(a)(1) and 313.(a)(3).

On July 14, 2020, you provided a written response (Action Plan) to the NOS via email, beginning a dialogue with FSIS that concluded with your final Action Plan submission on July 17, 2020. FSIS analyzed the corrective and preventive measures provided in your Action Plan and subsequent revisions and determined they represented compliance or the intent to comply with all applicable regulations. Therefore, FSIS will hold the suspension in abeyance pending verification by FSIS personnel that your Action Plan is effectively implemented. You were verbally notified of the suspension being held in abeyance on July 17, 2020 pending verification of additional training of your stun operator and this letter serves as formal, written notification of the same.

An abeyance is a moratorium on the effect of a suspension. Once a suspension is imposed, the Agency may put it into abeyance if the establishment undertakes corrective and preventive actions that they Agency finds will ensure that the conditions that were the basis for the suspension will be eliminated, and the Action Plan is effectively implemented. During the abeyance period, FSIS personnel will evaluate your corrective actions and preventive measures to ensure their effectiveness.

A copy of the FSIS Verification Plan is being shared with you to assist in understanding the nature and importance of the Agency's verification activities. This FSIS Verification Plan is designed to verify that your establishment fully implements the Action Plan identified in your proposal and subsequent clarifications, and that measures proffered are effective in assuring ongoing regulatory compliance. It identifies the regulatory noncompliance, your actions, and FSIS verification procedures.

**Ms. Roseanna Bauman, Plant Manager  
Bauman's Butcher Block, Est. M51184  
Notice of Suspension Held in Abeyance  
July 20, 2020  
Page 2 of 2**

Please be advised that your failure to comply with statutory and regulatory requirements, to implement the corrective actions identified in the Action Plan, and/or failure to notify this office in writing of any changes to the Action plan may result in us initiating further regulatory action as deemed necessary at the time. **During this period of abeyance, any changes made to the Action plan need to be submitted to this office for review and comment prior to you putting the changes into place/implementation.** FSIS inspection program personnel will notify the Frontline Supervisor and District Office immediately when modifications are made to the Action Plan and your establishment fails to notify this office.

If you have any questions, please contact this office.

Sincerely,

Dr. Don Dowdle  
Acting District Manager

cc: Ms. Geraldine French, Acting EARO  
Dr. Evan Sumner, DDM  
Dr. Don Dowdle, DDM  
Mr. Jeffery Barham, DDM

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FO/Quarterly Reports

Digitally signed  
**DONALD DOWDLE** by DONALD DOWDLE  
Date: 2020.07.20  
08:46:31 -05'00'

**FSIS Verification Plan**

**Bauman's Butcher Block (M51184+P51184)**

<i>Background that led to enforcement action (Bkgd)</i>
<i>Related Regulations (Reg)</i>
<i>Establishment Action Plan (AP)</i>
<i>Related Establishment Records (Rec)</i>
<i>FSIS Verification Activity (VA)</i>
<i>Frequency of Verification Activity (Freq)</i>
<i>Related PHIS Task (PHIS)</i>

VP1	<p>At approximately 0845 hours on June 14, 2020, an establishment employee attempted to shoot a hog, while in the cattle knock box, with a .22 caliber rifle. FSIS personnel heard the first gunshot followed by vocalization which lasted approximately 3 seconds before another shot was heard followed by vocalization. At that point, the CSI walked around to the knocking box door when he heard another shot. The CSI observed the hog roll onto the kill room floor from the knock box unconscious.</p>
	<p>9 CFR 313.16(b)(1)(iv)</p>
	<p>Employee responsible for livestock stunning was re-trained and the training recorded. Employees have to receive the training protocol, sign and date a training document prior to stunning a hog. The training document will be presented to FSIS personnel for review before that employee is allowed to stun a hog.</p>
	<p>T. Grandin training docs; Training sign off records; skull shot placement diagrams</p>
	<p>Verify training documents when notified of a new stun operator (hogs only).</p>
	<p>Verify training documents when notified of a new stun operator (hogs only).</p>
VP2	<p>Humane Handling</p>
	<p>At approximately 0845 hours on June 14, 2020, an establishment employee attempted to shoot a hog, while in the cattle knock box, with a .22 caliber rifle. FSIS personnel heard the first gunshot followed by vocalization which lasted approximately 3 seconds before another shot was heard followed by vocalization. At that point, the CSI walked around to the knocking box door when he heard another shot. The CSI observed the hog roll onto the kill room floor from the knock box unconscious.</p>
	<p>9 CFR 9 CFR 313.16(b)(1)(iv); 313.16(a)(1); 313.16(a)(3)</p>
	<p>After performing the kill shot, the hog will be released from the knock box and the head examined to evaluate shot placement and bullet trajectory. Shot placement will be evaluated by comparing the silhouette 'best' target with the actual entry hole on the forehead of the hog. Bullet trajectory shall be verified by pithing the stun wound with a screwdriver to determine if the brain cavity was penetrated. This will be performed on each inspected hog by the stun operator. This task shall be directly observed once per slaughter day if hogs are slaughtered by the Plant Manager or designee</p>
	<p>Humane Handling SOP</p>
	<p>IPP are to review Humane Handline SOP record to ensure plant is documenting monitoring of skinning/pithing and documenting actions taken if pith is solid or trajectory is off. IPP are to perform direct observations during slaughter to ensure silhouette is present and stun operator performs evaluation of shot placement and trajectory during hog slaughter.</p>
<p>twice a day for direct observations/once a day for record review</p>	
<p>Humane Handling</p>	