

Table: MOIs in Response to FOIA2021-123

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M10252	Berry & Sons Rababeh Isl Slau	ZEN1407113 618G	18NOV2020	04C02	Livestock Humane Handling	Finalized	This MOI is to document issues concerning human handling *Wood door/gate on top level of barn to be better secured -metal footing near unloading door *The cleanliness of barn floors to be maintained controlling amounts of fecal (on start up and/or thru-out process of day) *Slips and falls-Aggressiveness of animals by employee/employee's

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M11032+P11032+V11032	Northwest Premium Meats, LLC	AOC2415102719G	19OCT2020			Finalized	<p>Attendees: (b)(6) (b)(6)</p> <p>(b)(6) FSIS arranged a meeting between operator management and FSIS IPP and area specialists regarding the humane handling incidents at Northwest Premium Meats M11032 in the past year that demonstrate a trend of humane handling non-compliance. These incidents have been shared with FSIS ELD (Enforcement Litigation Division) and resulted the issuance of a Warning Letter to establishment management, dated October 16, 2020 (b)(6). (b)(6) relayed that continued non-compliance with humane handling and stunning regulations and/or an egregious inhumane handling or stunning event could result in the issuance of a consent decree by ELD. The establishment expressed concerns for humane handling and stunning of the various species slaughtered at M11032. The operator was reminded of the due process proffered by the agency via the right to appeal. Any document or decision issued by FSIS can be appealed by the operator. This is discussed in the guidance by FSIS entitled "Appealing Inspection Decisions", found here https://www.fsis.usda.gov/wps/portal/fsis/topics/food-safety-education/get-answers/food-safety-fact-sheets/production-and-inspection/appealing-inspection-decisions/appeals. FSIS clarified, as requested by Mr. (b)(6) the chain of command and notification procedure regarding humane handling concerns identified by FSIS IPP. CSIs will inform their direct supervisor, the (b)(6) of concerns regarding humane handling and stunning of animals to clarify whether the observations demonstrate non-compliance. SPHV's can and often do seek further confirmation from (b)(6) regarding the incident to ensure the findings are best described and compliance is assessed. To standardize language used in non-compliance records and to establish consistency in issue response, humane handling and stunning events are discussed amongst IPP and Denver District management personnel (DVMS, DDM, DM). FSIS is available to review written humane handling programs to determine if they meet the criteria outlined in FSIS Directive 6900.2 concerning systematic and robust programs. While under abeyance for the current Reinstatement of Suspension, any developed humane handling and stunning program could not be considered robust regardless of their content.</p>

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M11113	Ali International Inc.	FDA5306102 601G	01OCT2020			Finalized	<p>Persons present: (b)(6) (b)(6) (b)(6)</p> <p>(b)(6) discussed the following matters with establishment management: A review of the establishment's documentation on 9/25/2020 shows that the Establishment does not have a written plan of a robust systematic approach to humane handling. (b)(6) discussed the benefits of having a robust systematic approach to humane handling as described above. Please feel free to contact IPP regarding any information needed regarding documents that may help establishment develop a systematic approach to the humane handling of livestock. Plant management indicated they may consider the development of such a program in the future</p>

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M12445+P12 445	Kulana Foods, Ltd.	WYF072011 5402G	02NOV2020	04C02	Livestock Humane Handling	Finalized	<p>This letter is written from the perspective of (b)(6) (b)(6) (b)(6). At approximately 0900 on 10/30/2020 while at my viscera inspection station, I (b)(6) (b)(6), observed the employee performing stunning, on the harvest floor with the captive bolt device in his hand. I proceeded over to investigate and observed that there was a cow shackled and hanging. I did hear the cow make an agonal sound. The cow had not been bled at that point in time. The head and ears were not limp, and the tongue was not hanging out of the cow's mouth. I touched the eye area and there was a palpebral response. No visual tracking was noted or observed. The second attempt to stun the cow failed as the handheld captive bolt device did not discharge. The establishment employee handed the captive bolt device to another employee who then climbed back up to the stunning area to get another round for the captive bolt. After retrieving another round and reloading, the second employee delivered another stun which rendered the animal insensible. The animal was exsanguinated after the second stun was applied and successful. I applied a regulatory tag to the stunning box (B43042904) and a retain tag on the severed head of the animal. (b)(6) (b)(6) was then verbally informed of the regulatory control action. Denver District management was contacted through supervisory channels. The head of the animal was examined, and two stun wounds were located on the forehead the bolts penetrated the brain and not sinus. This incident presents a vulnerability in the establishments ability to comply with the 3 CFR 313 Humane Handling regulations. FSIS determined that this animal did not fully regain consciousness, however the narrative indicates that the establishment's ability to apply immediate corrective to prevent the animal from returning to consciousness were delayed due to an equipment malfunction. 9 CFR 313 Regulations require that an animal be rendered insensible with the first stunning attempt using either captive bolt or firearm, and that the animal remain insensible through the shackling, sticking, and bleeding process. An animal returning to consciousness, or the lack of immediate corrective actions following an ineffective stunning attempt would be considered egregious by FSIS. The delay in the second stun on this animal due to an equipment failure could pose a vulnerability in the establishment's ability to prevent an egregious humane handling event in the future. It is imperative that that A back up stunning device is immediately accessible, and all equipment must be in working order.</p>

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M12445+P12 445	Kulana Foods, Ltd,	WYF211611 5812G	12NOV2020	04C02	Livestock Humane Handling	Open	<p>11-12-2020 At 0620 I (b)(6) (b)(6) observed that on the first and second stun attempt, no current was discharged into the sheep. The animal head was forced down while the sharp spur electrodes were pressed into the back of the sheep's head/neck. The stunning person/employee, (b)(6) informed me that the first 2 attempts did not work. I replied, "Stop, until you get it fixed." Once the wand was replace, the stunning was successful during my follow-up inspections. (b)(6) (b)(6) was present and asked the employee, (b)(6) if current had been applied. He responded, "It did not work." (b)(6) (b)(6) moved closer to the stunning area and specifically asked if current had been delivered? He responded that it had not. October 29, 2020, the same thing occurred during sheep and pig stunning. You removed the equipment and replaced it with a working wand. As you know, humane handling is taken very serious with the USDA and ensuring that your equipment is in good repair and working correctly is part of this process. I understand that the current was not applied, however the sharp spurs that are the electrodes, concern me, and are what have prompted this MOI. The goal is to cause as little stress and discomfort to the livestock as possible. (b)(6) (b)(6) asked me if I thought the animal was being harmed, and I replied that I did not know. I also inspected the spurs and they appear to be designed to penetrate into the animal. I asked (b)(6) (b)(6) about having already replaced the wand on 10-29-2020 and he informed me that you attempted to repair the original wand or had it repaired, at which point I asked him is he ever tested the repaired item to ensure its workability. He did not know the answer to this and deferred me to (b)(6) Establishment Response:</p>

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M1620	Quality Pork Processors	QMO231710 2327G	27OCT2020	04C02	Livestock Humane Handling	Finalized	<p>At approximately 2135 hours in the live animal barn, I observed an establishment employee use a rattle paddle while driving pigs from pen 208 to another pen while I was verifying the HATS category for prod use (VI. Electric Prod/Alternative Object Use). The employee was located in the midsection of pen 208. He swung the paddle from behind his frontal plane, giving the paddle a bit of a backhand motion as he swung. I observed him make contact at least three times (though not with the same pig each time) with the rattle paddle on the pigs' right hams. I was able to hear the paddle make contact from the back pen 208, approximately 15-20 feet away. The pigs did not vocalize or appear to move faster than they usually do and he did not raise the paddle above his axial plane. I directed the employee to stop using the rattle paddle in that fashion. The employee stopped moving the hogs. I then spoke to (b)(6) and (b)(6) and told them what I had observed. (b)(6) and (b)(6) immediately retrained all employees who move hogs on the correct way to use driving implements. At approximately 2215 hours, I spoke with (b)(6) regarding my observations in the live animal pens. We discussed moving pigs with a minimum of excitement, discomfort, and a more judicious use of driving implements as required by regulation 9 CFR 313.2. (b)(6) let me know about the retraining described above.</p>

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M17D+P761 3+V17D	Smithfield Packaged Meats Corp.	WLJ3800122 611G	11DEC2020	04C02	Livestock Humane Handling	Finalized	<p>Non-compliance Reports: 9/17/2020 WLJ3300090018N – No water access for hogs in Fatigue Pen 3. Corrective actions/preventative measures were to bolt down the hanging nipple waterer to the wall. While initially the waterer was bolted down, shortly after the fix the bolt fell out and now the waterer is freely moving and not attached to the wall. The PMs are not implemented as described. Associated to NR WLJ3020064423N/1 dated 6/23/2020 for a fatigue hog removed from the kill drive alley just prior to the (b)(4) room and not having access to water. 11/02/2020 WLJ0220114202N – Ineffective stun of a non-ambulatory disabled hog. Corrective actions/preventative measures state "After the initial stun, the employee failed to follow company protocol in checking the hog for signs of sensibility. After review of company records, we conclude that the miss by this employee was a one-off type event. The employee will be retrained on company expectations regarding captive bolt stunning with an emphasis on checking for signs of sensibility after the captive bolt stun." The response centers more around the employee not checking for signs of sensibility vs correctly stunning the hog on the first shot. Whether the employee checks for signs of sensibility or not would not change the issuance of the NR. 9 CFR 313.15(a)1 states "the captive bolt stunners shall be applied to the livestock in accordance with this section so as to produce immediate unconsciousness." This means every captive bolt shot must result in immediate unconsciousness every time. 11/25/2020 WLJ1800111326N – knocking over an ambulatory hog in a kill drive alley with a frontend loader skid steer. MOIs: 10/28/2020 WLJ2400105828G – Cripple sled found in Fatigue Pen 3 with hog under it. FSIS Observations: (b)(6) has documented that on multiple occasions the Pen Checklists are not being filled out or incorrectly filled out prior to loading hogs into pens. Documented in Establishment Meeting MOI from 12/01/2020 WLJ2011122501E. In the last three months, three non-egregious humane handling NRs have been issued on night shift. The preventative measure given for NR from 9/17/2020 is not currently being implemented to prevent the waterer from being moved again. Two NRs have been issued in the past 30 days. While these NRs describe very different humane handling situations, had the events describe in each been slightly different both NRs could have resulted in egregious non-compliances and subsequent suspensions of slaughter. Cripple Pens A and B. On night shift 12/07/2020 at 1827, both pens contained hogs (B-2 hogs and A-39 hogs) and both gates were latched open. On night shift 12/09/2020 at 1822 hours, Pen B contained 32 hogs and the gate was latched open. While the hogs placed in these pens may initially be non-ambulatory,</p>

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							these animals can/do recover and become ambulatory. Leaving the gates open allows the animals to exit the pens. The alleyway where theses pens open to is a high traffic area for the frontend loader skid steers. This makes for a vulnerable situation for animals to exit the pens and potentially being hit or run over by the skid steers. Very recently (11/25/2020), an NR was issued for a skid steer making contact and knocking down an ambulatory hog in an alleyway. While the establishment is currently declared as robust in the implementation of its systematic approach to humane handling program, recent events and observations are showing decline in this. FSIS's evaluation of the robust implementation of the humane handling program is ongoing. If current trends continue, the robust designation can be removed at any time.
M18079+P27 232	Smithfield Fresh Meats Corp.	VFB0614105 323G	23OCT2020	04C02	Livestock Humane Handling	Finalized	<p>PREDICATION The establishment was not following procedures prescribed in their written humane handling program. OBJECTIVE I met with Mr. (b)(6) (b)(6) and Mr. (b)(6) (b)(6) by the driveway to point out my findings. SUMMARY I observed the establishment exceeding the 75% drive alley capacity prescribed in their written humane handling program. The drive alley was nearly full. I notified Mr. (b)(6) (b)(6) and Mr. (b)(6) (b)(6) of the establishment's failure to follow their program. Mr. (b)(6) corrected the situation but no further planned actions were provided. Failure to properly implement your written humane handling program may result in the rejection of the program as robust.</p> <p>BACKGROUND Est. 18079 is a very large market hog slaughtering facility. Currently, the establishment has a recognized robust humane handling program. An incident involving the mishandling of animals at the same location was documented on NR VFB3713094404N/1 on 09/04/2020.</p>

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M18079+P27 232	Smithfield Fresh Meats Corp.	VFB4608101 429G	29OCT2020	04C02	Livestock Humane Handling	Finalized	<p>PREDICATION I observed some captive bolt concerns while verifying HATS category VIII this morning.</p> <p>OBJECTIVE I met with Mr. (b)(6) (b)(6) in the Procurement Office this morning to notify him of my observations. SUMMARY At approximately 0845 while verifying captive bolt stunning, I observed the following concern. I observed two plant employees captive bolt stunning animals in the back middle segregation pen on B-side. Each employee had a captive bolt gun and were bolting animals at the same time. I observed no other captive bolt gun readily available to employ in case of a failed stun. Also, there were no additional employees there to help restrain the animals while bolting. The establishment's policy is to have one person restrain the animal, another person bolt the animal, and a gun available to immediately stun the animal if the first stun was ineffective. I observed the employees bolt 4 animals in this manner. I observed no ineffective stuns. Immediately after observing the plant fail to follow its policy, I made Mr. (b)(6) aware of my findings. He immediately addressed my concerns with the employees involved. Failure to follow the established humane handling program could result in the rejection of the program as robust. Failure to render an immediate and effective stun after a failed first attempt is considered as an egregious noncompliance.</p> <p>BACKGROUND Est. 18079 is a very large market hog slaughtering facility. The establishment had presented 141 segregated animals for veterinary dispositions this morning, and the involved employees were in the process of bolting these animals. All animals segregated for veterinary dispositions are euthanized by a handheld captive bolt gun after being examined by a veterinarian. All animals passed by the veterinarian are placed on the production line. All animals suspected or condemned by the veterinarian are slashed and denatured and carried to rendering. A similar concern involving the restraint of animals during captive bolt stunning document on MOI VFB3814093802G on 09/02/2020. Mr. (b)(6) (b)(6) (b)(6) addressed the concern with the involved employees at that time.</p>

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M18079+P27 232	Smithfield Fresh Meats Corp.	VFB0312105 930G	30OCT2020	04C02	Livestock Humane Handling	Finalized	<p>PREDICATION I observed a handling practice that could pose a risk of injury to animals. OBJECTIVE I met with Mr. (b)(6) (b)(6) and Mrs. (b)(6) (b)(6) in the Procurement Office to notify the establishment of my findings. SUMMARY At approximately 1130 while conducting ante mortem dispositions, I observed a live animal left outside the segregation pen near the CO2 chamber on A-side. This area contained objects that cause injury to the animals. The objects included a long metal hook that could cause lacerations or punctures and a hose used to wash down the area that could cause tripping. I observed no injury to animal. All plant personnel in that area had left for lunch. Mr. (b)(6) (b)(6) walked the animal into the nearby segregation pen. I informed Mr. (b)(6) (b)(6) of my observations. Injuries resulting from these conditions could result in regulatory control action and possibly be considered egregious. BACKGROUND Est. 18079 is a very large market hog slaughtering facility. Any animals moved out of the drive alleys in this area are supposed to be either immediately euthanized or immediately moved into the nearby segregation pen for veterinary disposition. Unlike the nearby segregation pen, the area outside the segregation pen is not purposely kept free of any objects that could cause injury to animals.</p>

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M18079+P27 232	Smithfield Fresh Meats Corp.	VFB1811115 304G	04NOV2020	04C02	Livestock Humane Handling	Open	<p>PREDICATION I observed a handling practice that could pose a risk to injury to animals. OBJECTIVE I met with Mr. (b)(6) (b)(6) and to notify the establishment of my findings. SUMMARY At approximately 1116 while conducting ante mortem dispositions, I observed a live animal left outside the segregation pen near the A-side CO2 chambers. The animal was left in area that included parts of a yellow hose on the floor that could cause the animal to trip and an open gate leading to a 4 feet drop down a flight of stairs. The animal was in a seated position and showing open mouth breathing. I identified the animal as a US Suspect. Since the establishment elected to euthanize and reject the animal at that time, I used US Condemned Ear Tag Z7789652 to control the animal until I could verify destruction. The segregation pen was roughly 2 feet away. I informed Mr. (b)(6) (b)(6) of my concerns. A similar concern was observed on 10/30/2020 and documented on MOI VFB5711029301. Injuries to animals as a result of these conditions could result in regulatory control action and could possibly be considered egregious. Failure to properly implement your humane handling program could result in your program not being recognized as robust. BACKGROUND Est. 18079 is a very large market hog slaughtering facility. Any animals moved out of the drive alleys in this area are supposed to be either immediately euthanized or immediately moved into the nearby segregation pen for veterinary disposition. Unlike the nearby segregation pen, the area outside the segregation pen is not purposely kept free of any objects that could cause injury to animals.</p>
M18079+P27 232	Smithfield Fresh Meats Corp.	VFB1706110 719G	19NOV2020	04C02	Livestock Humane Handling	Finalized	<p>PREDICATION I observed an incident in which the establishment failed to properly implement its written humane handling program. OBJECTIVE I met with Mr. (b)(6) (b)(6) and Mr. (b)(6) (b)(6) notify them of my observations. SUMMARY At approximately 0920 after performing HATS categories VIII and IX verification activities, I observed a cut in the drive alley leading to the outer CO2 chamber exceeding 75% capacity. The establishment's written humane handling program requires drive alleys not to exceed 75% capacity. The issue did not rise to the level of a humane handling noncompliance. I pointed out the issue to Mr. (b)(6) (b)(6) and I also informed Mr. (b)(6) (b)(6) of my findings. Mr. (b)(6) immediately corrected the issue. Failure to follow your written humane handling program could result in the program not being recognized as robust and possibly lead to a humane handling noncompliance due to the failure of handling animals with a minimum of excitement and discomfort. BACKGROUND Est. 18079 is a very large market hog slaughtering facility. The establishment was notified of a similar concern on 10/23/2020.</p>

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M18079+P27 232	Smithfield Fresh Meats Corp.	VFB2709112 424G	24NOV2020	04C02	Livestock Humane Handling	Finalized	<p>PREDICATION I observed a live animal left outside a designated holding pen. OBJECTIVE I met with Mr. (b)(6) (b)(6) in the Procurement Office to make him aware of my observations. SUMMARY At approximately 0856 while verifying HATS categories VIII and IX, I observed a live animal left outside the segregation pen near the CO2 chambers on B-side. This animal had been segregated from the normal animals in the drive alley leading to the CO2 chamber. The animal was left in an area containing water hoses, long metal hooks used to drag dead animals, a large unused fan, several plastic panels, several metal panels, and several metal poles on the floor. There was also a metal sleeve for one of the cut gates in which the panels had been removed in the area that animal could possibly get stuck in. At that time all employees in the area were moving animals towards the CO2 chambers. No one was making any attempt to move the animal in the nearby segregation pen or euthanize the animal. There was no supervisor in the area. I pointed out the animal to one of the employees who walked the animal to the segregation pen. I informed Mr. (b)(6) (b)(6) of my observations. All the above items in the area could result in injury to the animal. Failure to properly implement your written humane handling program could result in the program not being recognized as robust. Injury to animals from the described conditions could result in regulatory or administrative action. BACKGROUND Est. 18079 is a very large market hog slaughtering facility. The plant has a recognized robust humane handling program. A similar incident was observed on 11/04/20 and documented on MOI VFB1811115304G. During that time the animal was euthanized. No further planned actions were provided by the establishment.</p>

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M18911	Mary's Ranch	HXA2609120 728G	28DEC2020			Finalized	<p>On Monday, January 28, 2020, at approximately 0800 hours, a meeting was held at the USDA office of the establishment 18911 to discuss management response to the complaint letter sent by an unknown regarding Cabrera slaughterhouse (Mary's Ranch). Those in attendance were Mr. Rodolfo T. Cabrera, Plant Manager; (b)(6) and (b)(6) and (b)(6). During the meeting Mr. Rodolfo T. Cabrera informed FSIS that the following changes have been make to improve the humane handling procedures:</p> <ol style="list-style-type: none"> 1. For Cattle the captive bolt was replaced for a low caliber firearm in order to improve the accuracy of the stunning procedures. 2. The establishment covered up with plywood their cattle transportation cage and their cattle shoot pathway. This will help keep the cattle calmer and less nervous making the slaughter procedures more humane and accurate. 3. The establishment only slaughtered cattle under custom exempt and from now on, only cattle less than twenty four (24) months old will be slaughter under custom. 4. The establishment decided to adopt the tamed goat method. The leashed tamed goat will lead the rest of the herd to the goat pen while unloading the trucks. 5. All the employee will be re-trained, specifically the ones who deal with the live animals. 6. All the employees were instructed to carefully handle all live animals with extreme caution. There will be serious consequences including termination for all employees who do not follow procedures. According to Plant Management these new changes will help improve their humane handling procedures. With no other issue to discuss, meeting was adjourned. (b)(6) USDA, FSIS (b)(6)

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M20321+V20321	Luce's Maine Grown Meats	NKI1310103013G	13OCT2020			Finalized	<p>At approximately 11am on 10/13/20 I, (b)(6) (b)(6) spoke with establishment owner Mr. (b)(6) (b)(6) about the new Humane Handling directive that was issued 9/24/20. An electronic copy was provided to the establishment. We discussed the following: Multiple ineffective stun attempts (2 or more) that are due to one or more of the following establishment failures to properly handle or stun the animal may be considered egregious:</p> <ul style="list-style-type: none"> a. Failure to immediately (or promptly) apply the corrective actions that demonstrates a blatant disregard for animal discomfort and excitement; b. Failure to adequately restrain an animal; c. Failure to use adequate stunning methods (e.g., inadequate air pressure, inadequate caliber, insufficient electric current) for the animal being stunned (e.g., species of animal, size of animal, etc.); d. Poorly trained/untrained operator or inexperienced operator; or e. Prolonged discomfort and excitement of the animal due to the inability to render it insensible/unconscious after the application of the immediate (or prompt) corrective actions. <p>•If during stunning the plant has an ineffective stun but does not have a plan or system that they employ for the second attempt (prolonged period of time) it is egregious. •If after multiple ineffective stuns (2 or more) the animal was not effectively stunned because of points a-e listed above, it may be considered egregious. •If it takes 3 stuns to effectively stun the animal but none of a-e occurred it is not egregious and a NR may be issued. •RSA status has NO bearing on egregious determination. Also, the (b)(6) will no longer be performing RSA tasks monthly and reporting the results to the DVMS. Instead, evaluation of written humane handling programs will be performed on a continuous basis.</p>
M20891+P20891+V20891	Mt. McKinley Meat & Sausage	EUM4113104605G	05OCT2020			Open	<p>09/30/2020 approximately 1:00 pm, (b)(6) of Mount McKinley Meats, was notified by (b)(6) that MMM is currently operating under a robust humane handling program.</p>

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M21898+V21898	Farmers Union Industries, LLC	OxG3317124906G	06DEC2020	04C02	Livestock Humane Handling	Open	Establishment M21898, Redwood Farms, Estherville, Iowa-Odd-Hour Inspection Report. On December 5th, 2020 from 1800 to 2000 hours, I, (b)(6) A. (b)(6) performed an Odd-Hour Inspection of Establishment M21898, Redwood Farms in Estherville, Iowa, from the hours of 1800 to 2000. During this period, the establishment was not operating...no staff was present during my inspection. No unloading of trucks or movement of hogs were observed during this time. Lighting throughout the new and old barn was good allowing me to easily observe the condition of the livestock, the availability of water and feed in all pens. No issues were noted either in alleys or pens that would lead to harm or injury to the hogs. All hogs had water and feed available to them at the time of my inspection. Temperature within the barn was pleasant-neither hot or cold. I noticed no evidence that hogs were injured or mistreated nor that they were uncomfortable. No dead hogs were observed. No issues of concern were noted during my inspection.
M21938+P21938	EcoFriendly Foods	FYA1913123317G	17DEC2020			Finalized	I, (b)(6) held a meeting with (b)(6) to discuss the bi-weekly period 12/7/20-12/18/20 of verification activities. I explained to him to continue to follow the corrective actions that are stated. No further topics discussed at this time.

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M2444	Strauss Brands LLC	VFG4515112 524G	24NOV2020			Finalized	<p>On November 24, 2020 at approximately 6:30 am, (b)(6) (b)(6) was observing the establishment employee located at the transfer station who was verifying lamb were not conscious on the second rail as per the verification plan. The first lamb of the day was stunned effectively and received the halal cut for exsanguination. It had a less than 15 second transit time on the first rail before it reached the transfer station to be inverted into a heads-up position on the second rail. The establishment employee appropriately performed a corneal reflex test to verify insensibility. Once the carcass was inverted, (b)(6) (b)(6) noted the incision was predominantly on the ventral aspect and did not extend to the lateral aspects of the neck which typically contain the carotid arteries and the jugular veins. (b)(6) expressed concern to Ms. (b)(6) (b)(6) Establishment Administrator, regarding the short amount of time the lamb spent in a head down position following the halal cut and the location of the halal cut. Both increased the possibility of lambs retaining consciousness on the rail. Ms. (b)(6) and (b)(6) verified the other carcasses on the second rail were very similar to the first lamb. Ms. (b)(6) halted stunning and presented her findings to the establishment employees who were present. Following this discussion, stunning commenced with a delay of moving lambs from the first rail to the second to allow for a long bleed time and a longer halal cut to encompass the areas containing the carotid arteries and jugular veins.</p>

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M2460+P2460	Cimpl's, Inc.	PMB5414102228G	28OCT2020	04C02	Livestock Humane Handling	Finalized	<p>On 10/28/20, between the hours of 1120 and 1140 while performing HATS task category IV Handling during Ante-Mortem Inspection, I (b)(6) observed an animal exiting pen 16 slip and immediately regain it's footing. The animal did not appear to be injured. After all the animals had exited the pen a skid (b)(6) was visible where the animal had slipped. The grooving in the floor was very shallow. Humane Handling Coordinator (b)(6) instructed the barn personnel to sand the pen prior to returning any animals to that pen. No animals were observed slipping while being returned to pen 16. While performing Ante-Mortem Inspection on pen 19 I observed an animal lose her footing and fall onto her left side. The animal was able to rise to her feet without any visible signs of injuries. After all the animals had exited the pen myself and (b)(6) who was present during Ante-Mortem Inspection, entered the pen along with Mr. (b)(6). We observed the grooves in the floor and observed they were very shallow and the floor was slick. Mr. (b)(6) again had the barn personnel apply a layer of sand to the pen prior to returning the animals to the pen. No animals were observed slipping or falling while returning them to the pen. Mr. (b)(6) advised myself and (b)(6) (b)(6) that he would be meeting with maintenance personnel to schedule scarification of the affected pens.</p>

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M27435+P27 435+V27435	The Cut Custom Processing LLC	ROP4305121 804G	04DEC2020			Finalized	<p>NR Status: There are three open NR's. Are there any Plant Tests that have been returned Positive? No FSIS Samples: There is a USDA MT-43 sample (ground beef) scheduled to take Wednesday December 9th. Product will need to be retained until test results return. The last MT43 test took five days for the test results. Plant sampling/testing; 13 Week Generic E Coli testing 10/1/2020 acceptable. Plant Listeria testing dated 10/19 was neg. there was no RTE processing performed in the month of November. Carcass Intervention (before and after) dated 10/22/2020 acceptable; prior test results were sent to Grahams Organics and The Cut is in the process of retrieving those results from them. In the future all test results will come back to The Cut LLC. Thermometer calibrations dated 12/01/2020 Acceptable, Water Test dated 7/28/2020 was acceptable. Two per calendar year are required. New Directives/Notices; Directive 7120.1 Rev. 54 Safe and Suitable Ingredients Used in the Production of Meat, Poultry and Egg Products Sanitation Concerns: Continue to address actions needed on open SPS and Humane Handling NR. Scheduling (OT, Holidays and Dark Days); Friday December 25th is a Federal Holiday. Results of Reviews (custom, odd hour, FSA): Custom Review dated 2/26/2020 acceptable. Plant Discussion; There are three open NR's: SPS Verification NR dated 9/29/20 Humane Handling NR dated 12/2/20 Humane Handling NR also dated 12/2/20 On Wednesday, December 2nd The Cut was given two Humane Handling NR's and the Knock Box as tagged with Retained/Rejected Tag# B18 007868. Thursday December 3rd the plant was visited by (b)(6) and the groundwork was set for the Plants plan for compliance to the humane handling issues. On Friday, December 4, 2020, the Food Safety and Inspection Service's (FSIS) made the decision to place a Notice of Suspension (NOS) dated December 3, 2020, into abeyance for establishment #27435. Friday, December 4th there was a conference call between the USDA and (b)(6) to discuss his course of action regarding humane handling and grounds to reinstate his (b)(6) of Inspection. Mr. (b)(6) was sent two documents from Enforcement Investigations Analysis Officer Sheila (b)(6) which were labeled "Signed NOSA Est. M27435 The Cut 12.03.2020," which confirms verbal notification and document and "VPR Est. M27435 The Cut WE 12-04-20 WK01" which has the verification plan for his response regarding the intended corrective actions. Mr. (b)(6) has established a verification plan and log for use of proper charge during captive bolt stunning which he printed off and explained to me how it would be implemented. Attendees: (b)(6)</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
							(b)(6) NOTE: Portions of the above minutes may have been discussed intermittently throughout the week.

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M27435+P27 435+V27435	The Cut Custom Processing LLC	ROP3007120 111G	11DEC2020			Finalized	<p>NR Status: There are three open NR's. Are there any Plant Tests that have been returned Positive? One presumptive positive Lm test waiting for further test results. FSIS Samples: There was a USDA MT-43 sample (ground beef) taken Wednesday December 9th and shipped Thursday December 10th Product will need to be retained until test results return. The last MT43 test took five days for the test results. Plant sampling/testing: 13 Week Generic E Coli testing 10/1/2020 acceptable. Plant Listeria testing dated 12/2 presumptive positive. Carcass Intervention (before and after) dated 12/3/2020 acceptable; Thermometer calibrations dated 12/07/2020 Acceptable, Water Test dated 7/28/2020 was acceptable. Two per calendar year are required. New Directives/Notices; None pertaining to this plant. Sanitation Concerns: Continue to address actions needed on open SPS and Humane Handling NR. Scheduling (OT, Holidays and Dark Days); Friday December 25th is a Federal Holiday. Results of Reviews (custom, odd hour, FSA): Custom Review dated 2/26/2020 acceptable. Plant Discussion; There are three open NR's: SPS Verification NR dated 9/29/20 Humane Handling NR dated 12/2/20 Humane Handling NR also dated 12/2/20 Thursday, December 10th was the second slaughter since the start of the Suspension. Last Friday the cattle slaughtered were custom. Thursday 12/10 all cattle were slaughtered USDA and the captive bolt shot log was incorporated into the slaughter. All stuns performed were acceptable and verified on the log. Mr. (b)(6) has implemented a Captive Bolt Gun Training Sheet to log all employee training. Mr. (b)(6) reviewed shot placement power point presentation sent to him by (b)(6). He also reviewed firearm stunning of Beef and Sheep power point sent to him by (b)(6). Discussion with Mr. (b)(6) regarding possible removal of Fully Cooked/Not Shelf Stable and Heat Treated/Shelf Stable HACCP programs due to presumptive positive Lm. When there is a repeated Lm positive finding, RTE operations would be suspended to determine the cause or origin of the contamination, develop measures for removal of contamination and prevention of recurrence, and verify that there is no remaining contamination. In answer to what is considered a lot, see below taken from FSIS Compliance Guideline: Controlling Listeria monocytogenes in Post-lethality Exposed Ready-to-Eat Meat and Poultry Products which I have sent to you. "A production lot is the amount of product that may be impacted by a product or FCS positive test result. As previously stated, if the product or FCS sample tests positive for Lm, the production lot may be recalled if it has been released into commerce. A production lot is typically defined as all product produced from clean-up to clean-up unless the</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
							<p>establishment can support a smaller lot size. If the establishment performs a complete cleaning and sanitizing (following the procedures in its Sanitation SOP) between lots, the lot size could be reduced. Factors that should be taken into account when determining lot size include RTE source materials used, frequency of cleaning and sanitizing, and processing steps." Attendees: (b)(6)</p> <p>(b)(6) NOTE: Portions of the above minutes may have been discussed intermittently throughout the week.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M27435+P27 435+V27435	The Cut Custom Processing LLC	ROP4513120 717G	17DEC2020			Open	<p>NR Status: There are two open NR's. Are there any Plant Tests that have been returned Positive? One presumptive positive Lm test. still waiting for further test results. FSIS Samples: There was a USDA MT-43 sample (ground beef) taken Wednesday December 9th which tested Neg. Plant sampling/testing; Plant Listeria testing dated 12/2 presumptive positive which we are still waiting on test results. Carcass Intervention (before and after) dated 12/3/2020 acceptable; Thermometer calibrations dated 12/14/2020 Acceptable, Water Test dated 7/28/2020 was acceptable. Two per calendar year are required. New Directives/Notices; Notice 67-20 Retail Exempt and Custom Exempt Tasks in the Public Health Information System. Sanitation Concerns: Continue to address actions needed on open SPS and Humane Handling NR. Scheduling (OT, Holidays and Dark Days); Friday December 25th is a Federal Holiday. Results of Reviews (custom, odd hour, FSA); Custom Review dated 2/26/2020 acceptable. Plant Discussion; There are two open NR's: SPS Verification NR dated 9/29/20 Humane Handling NR dated 12/2/20 Thursday, December 17th was the second USDA slaughter since the start of the Suspension. All USDA inspected cattle were documented on the Captive Bolt Cartridge Size Log. All stuns performed were acceptable and verified on the log. There were also 7 cattle slaughtered Custom. Mr. (b)(6) commented that he thought the stunning and record keeping "went exceedingly well". Mr. (b)(6) has stated that he has received the water test kit and will be taking a water test on Monday, 12/21. This will fulfill his requirements of two tests per calendar year for 2020. Mr. (b)(6) was given the 2021 table for Rates per hour, per employee, by type of service which was explained. I verified to Mr. (b)(6) that the cooperative agreement for lock out tag out was signed and dated by him on 11/3/2020. It is and always has been posted on the bulletin board in the USDA office since that date. There was a discussion with Mr. (b)(6) regarding Lm spp./Lm monocytogenes. We also talked about sampling on food contact surfaces and environmental sampling. We went through the plants Listeria testing program which was dated 2007 so it is being brought up to date with the FSIS Compliance Guideline: Controlling Listeria monocytogenes in Post-lethality Exposed Ready-to-Eat Meat and Poultry Products 2014 which I sent him last week. Mr. (b)(6) has called the Laboratory for his Lm test results. They told him they would call him when it was finished. Attendees: (b)(6) (b)(6) NOTE: Portions of the above minutes may have been discussed intermittently throughout the week.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M27435+P27 435+V27435	The Cut Custom Processing LLC	ROP5011122 624G	24DEC2020			Finalized	<p>NR Status: There is one open NR. Are there any Plant Tests that have been returned Positive? Upon further testing of the Presumptive Positive Lm testing FCS on 12/2/2020 the results were Positive for LM monocytogenes. FSIS Samples: There are no USDA samples to take in December. Plant sampling/testing; Plant Listeria testing dated 12/2 tested positive for Lm monocytogenes. Carcass Intervention (before and after) dated 12/3/2020 acceptable; Thermometer calibrations dated 12/21/2020 Acceptable, Water Test dated 7/28/2020 was acceptable. Two per calendar year are required. New Directives/Notices; Notice 9900.8 MEAT, POULTRY AND EGG PRODUCTS REFUSED ENTRY INTO THE UNITED STATES Sanitation Concerns: Continue to address actions needed on open SPS and Humane Handling NR. Scheduling (OT, Holidays and Dark Days); Friday December 25th is a Federal Holiday, this plant is not working that day. Plant Discussion; There is one open NR: SPS Verification NR dated 9/29/20 Thursday, December 24th was the fourth week of slaughter verification and the third USDA slaughter since the start of the Suspension. All USDA inspected cattle were observed and documented during antemortem inspection on the Captive Bolt Cartridge Size Log. All stuns performed on four cattle and seven sheep were correctly administered with no deviations. Mr. (b)(6) has split beef and sheep heads for brain location as a training process for proper stunning placement with employees. KIS test performed on bull slaughtered today was Neg. The product that was adulterated from the Positive Lm testing was denatured and disposed of. Mr. (b)(6) is complying with FSIS Compliance Guideline: Controlling Listeria monocytogenes in Post-lethality Exposed Ready-to-Eat Meat and Poultry Products and said he would perform/document a deep clean of the plants RTE areas and all food contact surfaces over Christmas when the plant is closed. Attendees: (b)(6) NOTE: Portions of the above minutes may have been discussed intermittently throughout the week.</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M27435+P27 435+V27435	The Cut Custom Processing LLC	ROP4512124 531G	31DEC2020			Finalized	<p>NR Status: There is one open NR. Are there any Plant Tests that have been returned Positive? One positive Lm test. FSIS Samples: There was a USDA MT-43 sample (ground beef) taken Wednesday December 9th which tested Neg. Plant sampling/testing; Plant Listeria testing dated 12/2 positive for Lm, new swabs have been submitted after plant cleaning and sanitizing. Carcass Intervention (before and after) dated 12/3/2020 acceptable; Thermometer calibrations dated 12/28/2020 Acceptable, Water Test dated 7/28/2020 was acceptable. Second water test has been submitted. New Directives/Notices; Plant was given copy of current Listeria Guidelines. Sanitation Concerns: Continue to address actions needed on open SPS NR. Scheduling (OT, Holidays and Dark Days); Friday January 1st is a Federal Holiday. This plant is not working under USDA that date. Results of Reviews (custom, odd hour, FSA): Custom Review dated 2/26/2020 acceptable. Plant Discussion: There is one open NR: SPS Verification NR dated 9/29/2020 Thursday, December 31st was the fourth USDA slaughter (week 5) since the start of the Suspension. All USDA inspected cattle were documented on the Captive Bolt Cartridge Size Log. All stuns performed were acceptable and verified on the log. There were also 15 hogs slaughtered USDA. (b)(6) was present and verified that 8 hogs were adequately stunned according to regulations. (b)(6) observed 7 or more hogs that were also adequately stunned. Mr. (b)(6) also asked (b)(6) questions as to the proper removal/cut line for tonsils of beef tongues and humane handling questions regarding handling of cattle in the knock box. Mr. (b)(6) has stated that he has sent in the second water sample for this calendar year and is waiting for test results. There was a discussion with Mr. (b)(6) regarding cleaning, and testing for Lm spp./Lm monocytogenes. They performed a deep clean and sanitized all food contact surfaces and associated areas. The test swabs were sent on Tuesday, 12/29. Mr. (b)(6) also sent in a Ground Beef Sample for Shiga Toxin-Producing Escherichia coli. Attendees: (b)(6)</p>

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09:00 Tuesday, January 5, 2021 25

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M27440	Valley Beef, Inc.	VEJ5211101 402G	02OCT2020			Finalized	<p>Establishment Weekly Meeting, October 2, 2020</p> <p>Establishment Management representatives present: (b)(6) (b)(6) (b)(6) (b)(6) USDA Personnel in Attendance: (b)(6) (b)(6) In-plant observations There are no issues under discussion at this time. FSIS Laboratory Sample Collections A NARMS_ST sample was collected on Friday September 25, 2020 and submitted to Eastern Laboratory A NARMS_DC sample was collected on Monday, September 28, 2020 and submitted to Eastern Laboratory. A NARMS_BC is pending and will be collected when a beef cow is presented for slaughter A Mycobacterium bovis suspect granuloma sample was collected from carcass sequence number 127 on 10/01/2020. The sample was prepared the day of collection and taken to the Twin Falls airport for shipping after the completions of slaughter operations on 10/1/2020. The sample is in route to the National Veterinary Services Laboratory. Noncompliance Records. There have been no noncompliance records issued this week Agency Issuances: None at this time. Information from external sources, customer complaints, recalls, etc: None at this time Overtime Request: The establishments (27440 and 27440A) will not operate on Saturday 10/3/2020.</p> <p>Verification of Robust Approach to Humane Handling (b)(6) (b)(6) (b)(6) reviewed the Establishment M27440 Humane Handling Program on Wednesday, September 30, 2020. His review included training documents for (b)(6) (b)(6) who is now working in the live animal areas of the facility. Documents were up-to-date and complete. The review also included Cattle Transportation and Slaughter Audit Forms for 9/1/2020, 9/10/2020, 9/15/2020, 9/25/2020, and 9/29/2020. (b)(6) (b)(6) also reviewed captive bolt maintenance records for September 2020. The program continues to meet robust standards. Inspection Coverage for next week (October 4 to October 10, 2020) (b)(6) (b)(6) (b)(6) (b)(6)</p>

Table: MOIs in Response to FOIA2021-123

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M27440	Valley Beef, Inc.	VEJ4608100 130G	30OCT2020			Finalized	<p>Establishment Weekly Meeting, October 30, 2020</p> <p>Establishment Management representatives present: (b)(6) (b)(6) (b)(6) (b)(6) USDA Personnel in Attendance: (b)(6) (b)(6) In-plant observations None at this time. FSIS Laboratory Sample Collections A positive KIS sample was collected from condemned carcass MPD59402845/743 on Monday October 12, 2020 and submitted to Midwestern Laboratory. "Residue not detected" results were received on 10/21/2020. A positive KIS sample was collected from condemned carcass MPD59402862/092 on Friday, October 16, 2020 and submitted to Midwestern Laboratory. "Residue not detected" results were received on 10/26/2020. A positive KIS sample was collected from condemned carcass MPD59402870/245 on Tuesday 10/20/2020 and submitted to the Midwestern Laboratory. The sample is currently delayed with a residue identified pending final analysis. A NARMS_ST sample was collected and submitted to Eastern Laboratory on 10/27/2020. A positive KIS sample was collected from condemned carcass MPD59402915/843 on Wednesday 10/28/2020. The sample was submitted to the Midwestern Laboratory on 10/29/2020 Noncompliance Records. There have been no noncompliance records issued this week Agency Issuances: None at this time. Information from external sources, customer complaints, recalls, etc: None at this time Verification of Robust Humane Handling Program On Thursday, October 29, 2020 (b)(6) (b)(6) (b)(6) reviewed the Establishment's Animal Handling Program including All monitoring documents to date for the month of October 2020. The review included captive bolt maintenance records. The program continues to meet robust standards. Overtime Request: The establishments (27440 and 27440A) will not operate on Saturday 10/31/2020. Inspection Coverage for next week (November 1 to November 7, 2020) (b)(6) (b)(6) (b)(6)</p>

Table: MOIs in Response to FOIA2021-123

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M2800+P2800	Superior Farms	RJO2009103501G	01OCT2020			Open	<p>This MOI is intended to document that (b) (6) performed monthly verification review task of Ellensburg Lamb Co., Est. M2800 robust systematic approach and humane handling verification activities on September 30, 2020. I assessed the establishment's program and reviewed any associated records, using "Elements of a robust systematic approach to humane handling and slaughter" set out in (Attachment 3 in FSIS Directive 6900.2) such as: INITIAL ASSESSMENT, FACILITY DESIGN AND HANDLING PRACTICES, ONGOING EVALUATION OF IMPLEMENTATION and RESPONSE TO EVALUATIONS. During my verification task, I observed plant's robust systematic approach and humane handling procedures and reviewed any associated documentation and records. I informed the plant manager that since the plant is operating within a Deferral period and verification plan in response to a NOIE that was issued on August 12, 2020 for ineffective stunning of a non-ambulatory sheep in the holding pens, the regulatory discretion to (b) (6) a NOIE instead of a NOS is no longer an option. The robust status is on hold until the NOIE is closed.</p>
M2800+P2800	Superior Farms	RJO1610105123G	23OCT2020			Open	<p>This MOI is intended to document that (b) (6) performed monthly verification review task of Ellensburg Lamb Co., Est. M2800 robust systematic approach and humane handling verification activities on October 21, 2020. I assessed the establishment's program and reviewed any associated records, using "Elements of a robust systematic approach to humane handling and slaughter" set out in (Attachment 3 in FSIS Directive 6900.2) such as: INITIAL ASSESSMENT, FACILITY DESIGN AND HANDLING PRACTICES, ONGOING EVALUATION OF IMPLEMENTATION and RESPONSE TO EVALUATIONS. During my verification task, I observed plant's robust systematic approach and humane handling procedures and reviewed any associated documentation and records. I informed the plant manager that since the plant is operating within a Deferral period and verification plan in response to a NOIE that was issued on August 12, 2020 for ineffective stunning of a non-ambulatory sheep in the holding pens, the regulatory discretion to (b) (6) a NOIE instead of a NOS is no longer an option. The robust status is on hold until the NOIE is closed.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M320M+V320	Smithfield Fresh Meats Corp.	VWK0607111619G	19NOV2020			Finalized	<p>A meeting was held at 0915hrs on 11/18/20 in the large upstairs conference room at Est 320M in Milan, MO. Present for FSIS was (b) (6) (b) (6) (b) (6) (b) (6) (via webinar), and (b) (6) (b) (6) (via webinar). Present for Est. 320M were (b) (6) (b) (6) (b) (6) (b) (6) (b) (6) (via webinar), and (b) (6) (b) (6) Ms. (b) (6) provided some background on discussions relative to the humane handling vulnerabilities in the NOIE that led to this meeting and the opportunity to discuss those. (b) (6) stated that the District Office team had been hoping for more robust corrective actions that addressed the whole system after the latest humane handling finding. This was the second NOIE issued for humane handling violations in 2020. FSIS had found the immediate concerns were addressed in the corrective actions but determined the corrective actions did not address or appear robust in their attempt to identify potential vulnerabilities. This was discussed in the original language of the NOIE to relay those concerns to the plant. Mr. (b) (6) spoke specifically as to the plant's position on whether increased line speed could be a cause of humane handling issues. He stated he does not think stress animals have increased. To address the addition of the new line in early 2020, the plant added at least 5 additional animal handling employees, including an additional person to deal with stress animals. They also made some physical changes to the alleys and pens so that drivers did not have to walk against the flow of animals. They can exit through doors in the alley to the walkways now. He also reminded everyone that the plant altered start time and breaks to allow more time to move hogs. Mr. (b) (6) stated his concern with the language was that it sounded like the plant just 'turned up the line' without proactive action on animal handling, which he stated was not the case. (b) (6) stated she had not seen a 2nd person to handle stress animals until the last couple of weeks and that use of exit doors in alleyways was better now but was off and on. Mr. (b) (6) provided more information on driving procedures and staffing. He stated they run the bleed chain slower than the slaughter floor currently due to Covid, he also stated they have added additional driving staff, worked to find the best driving technique, adjusted gates, and utilized 'prepping' of the next group in. He stated these actions have helped animal flow and movement. Ms. (b) (6) and Mr. (b) (6) discussed hog size. They stated no programs have changed, but Covid has resulted in a lot of bigger pigs coming in. This is a company-wide finding that should resolve itself...hopefully by spring. They will need to work through these issues until then. The plant continues to communicate ideal hog size to the producers. (b) (6) mentioned again that the items we mentioned</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
							were things to consider, the plant must handle animals in compliance with regulations no matter the size. He stated he is not an animal handling systems expert, but that he felt things like the tattoo system used and procurement style (holding pens all day for segregation runs) may also be a factor. He recommends you look at the humane handling system to identify vulnerabilities and get ahead of them, this was the thought process on including them in the original NOIE language, Mr. (b)(6) and Ms. (b)(6) stated they would look at these issues.
M34729	White Oak Pastures	ZME1810104 901G	01OCT2020			Finalized	On 10/01/2020 at approximately 0900 hours, (b)(6) (b)(6) evaluated humane handling at (b)(6) Oak Pastures (M34729) through direct observation and record review. At the time of the inspection, (b)(6) Oak Pastures has a systematic and robust approach to humane handling.
M39894+P39 894+V39894	Al Anam Farms LLC	JLH5115102 620G	20OCT2020			Finalized	I (b)(6) met with plant manager Yayha and contact person (b)(6) regarding the HACCP reassessment needed to be done yearly an NR was written on this I also advised them about proper validation needed for the cold storage CCP for the establishments Raw Intact HACCP and that proper documents are needed. I also talked to them regarding the dates on the Variety meats and the importance of those dates to establish compliance of the variety meats they keep in the cooler some had old dates and some had no dates the establishment properly disposed of the old and none dated product. I also talked to them that it is to the EST best interest to log all humane activities everyday even on the weekend more specifically the weekend due to animals possibly being left over for the following week harvest.
M44217	Schrock's Slaughter House	TZD5012103 406G	06OCT2020	04C02	Livestock Humane Handling	Finalized	A meeting was held with plant manager Bonnie Cash to discuss their robust systematic approach to humane handling. All records were available for review and the plant has followed their written plan. Any issues with stunning effectiveness are documented and infrequent, supporting the robust quality of the plan. At this time, the plant has a robust systematic approach to humane handling.

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M44932+P44932+V44932	BelCampo Butchery	THC0816120321G	21DEC2020			Finalized	<p>On 17Dec2020, I (b)(6) reassessed the aspects of a Systematic Approach to Humane Handling and Slaughter at BelCampo Butchery for the reinstatement of their Robust Systematic Approach to Humane Handling of Livestock. I evaluated the design of the facility, training programs and logs, equipment maintenance logs, and slaughter practices. I was also present for several hours of lamb slaughter. Facility Design Reviewed facilities design and implemented practices that will minimize excitement, discomfort, and accidental injury to livestock. There is a new unloading chute for livestock that is in good condition and has good footing and a gradual slope. The establishment is using a small knock box for lambs, and they have installed a head catch for lambs that significantly reduces lamb head movement. I observed 16 lamb stuns this day. Humane Handling The lambs did not appear excited or distressed, and the head catch allowed for accurate stunning of the lambs. Each of the 16 heads were examined and had proper bolt placement for effective stun. Furthermore, each of the lambs was bled immediately following stunning. There were no lambs that returned to consciousness. Equipment maintenance Each of the captive bolt and electric stunner devices that are used are routinely inspected, tested, and maintained. I reviewed the establishment's Humane Handling Program using the four Aspects of a Systematic Approach to Humane Handling and Slaughter. The CSIs have observed all nine Humane Animal Tracking Categories (Adequate Measures for Inclement Weather; Truck Unloading; Water Availability; Handling During Ante Mortem; Handling of Suspect and Disabled Cattle; Electric Prod/Alternative Object Use; Observation of Slips and Falls; Stunning Effectiveness; and Checking for Conscious Animals on the Rail) while performing ante mortem duties nearly every slaughter day. I agree BelCampo Butchery meets the criteria for a robust systematic approach to Humane Handling and Slaughter requirements and recommend for the reinstatement of this program for BelCampo Butchery.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M44999+V44999	Brush Meat Processors LLC	PPT1916104629G	29OCT2020	04C02	Livestock Humane Handling	Finalized	<p>On 10/29/2020, at approximately 0649, I; (b)(6) (b)(6) finished the observation of both cattle and bison on antemortem. I was walking through the door directly next to the knock box and observed that the kill floor had started and there were 3 bison carcasses that had been slaughtered. However, this was performed prior to the antemortem pen cards being signed, which were all timed stamped between 0651 to 0653. The antemortem directive 6100.1 states, "After antemortem observation, the pen cards are to be signed, and time stamped. Signing the card indicates that the animals have received ante-mortem inspection and are ready for slaughter. The pen card is taken from the pen and delivered to the postmortem inspector by a plant employee prior to, or at the time the animals are driven inside the establishment for slaughter." Therefore the slaughter floor should not start until antemortem has been properly performed. Technical Services Director, (b)(6) (b)(6) was notified of the issue at 0713 and the corrective actions include proper retraining of plant employees.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M45377+P45 377+V45377	3D Meats, LLC	VS0814105 423G	23OCT2020			Finalized	<p>On 10/19/20 at 3D Meats during the slaughter operation at approximately 10:40 am a humane handling nonconformance occurred. (b)(6) observed in the barn the driver of the trailer swings a wooden board and it is striking the longhorn cow in the alleyway. The cow was struck on its rump and on it side. The entrance to the barn was tagged which did not permit the unloading of additional longhorn cows on the trailer. (b)(6) notified (b)(6) (b)(6) and (b)(6) the DVMS located in the Chicago Office, was notified of this incident. (b)(6) informed (b)(6) what (b)(6) had told him of the event. (b)(6) informed (b)(6) that he was on the slaughter floor performing inspection duties at the time of the incident. (b)(6) wanted to more information about the incident. (b)(6) informed (b)(6) that he would get (b)(6) arrived in the office and she conversed with (b)(6) returned to the FSIS office to retrieve his cell phone that (b)(6) used to converse with (b)(6) Before returning to the slaughter floor, (b)(6) and (b)(6) (b)(6) met in the hallway (b)(6) the owner. (b)(6) (b)(6) informed (b)(6) what occurred in the barn and that she had tagged the barn door. (b)(6) was disgruntled about the tagged door and that the knocking process was curtailed. (b)(6) returned to the slaughter floor to continue her inspectional duties (b)(6) (b)(6) queried (b)(6) what was his corrective action for this nonconformance. He stated that he would call the company and inform them of what the driver did and he would converse with the driver to tell him not to enter the barn the rest of the day and to tell the driver what is the correct way to handle livestock that he delivered to 3D Meats, and do not to hit livestock to make them move from location to another. There were rattle paddles and shockers to use in the barn he could have used. Returning to the slaughter floor, I informed (b)(6) (b)(6) of the conversation that I had with (b)(6) I reiterated with her that (b)(6) stated that he would contact the owner of the longhorn cattle shipped to 3D that day, informed the driver currently he is not to enter the barn, and he would talk with him on correct method to handle cattle on his premises. In addition, (b)(6) stated that the owner of the company that owner the longhorns and the trailer want a picture of the board the individual use to hit the longhorn and a picture of the inspector. (b)(6) mentioned that she would not take a picture of herself to be sent to the company. Later, (b)(6) entered the slaughter area and he informed (b)(6) that he had conversed with the owner. He was on his way to converse with the driver. Once this was done, (b)(6) (b)(6) removed the tagged on the barn door. (b)(6) observed the 8 remaining ns cattle unloaded from the trailer without any problems.</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M45572+P45572	Ozark Meats Inc	LJF3514104608G	08OCT2020			Finalized	On 10/08/2020 at approximately 07:15, I observed a red stock trailer sitting in the back parking lot which contained livestock. At approximately 08:00, I observed that the stock trailer contained three beef. I also observed a red meat lug sitting in the front of the trailer. The red meat lug did not contain any water and was heavily contaminated with feces. I then notified Mr. (b)(6) (b)(6) at approximately 08:05 of the humane handling infraction. He informed me that Mr. (b)(6) (b)(6) was supposed to return them to the owner. At approximately 08:10, I informed Mr. (b)(6) (b)(6) (b)(6) of the humane handling infraction. He also informed me that Mr. (b)(6) (b)(6) was supposed to return them to the owner. At 08:30, I observed a plant employee providing water to the three beef. Establishments holding custom livestock are required to have a clean ample supply of fresh water at all times livestock are being held under the control of the establishment.
M45858	Puget Sound Processing, LLC	QSV2412104419G	19OCT2020			Finalized	October Humane Handling Meeting: No humane handling NRs or issues over the last month. Establishment continues to implement the humane handling plan as written. Review of head audits shows continued consistent appropriate placement of knocking devices. Observation of stunning and bleeding was consistent with the plan. No issues at this time. Thank you

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M45948	Ida-Beef LLC	AKL4113100 815G	15OCT2020			Finalized	<p>On October 14, 2020, at approximately 1:00 PM, (b)(6) (b)(6) and I, (b)(6) met with (b)(6) (b)(6) to discuss the humane handling incident that occurred on Monday, October 12, 2020 at approximately 2:45 PM. On the morning of Tuesday, October 13, 2020, since (b)(6) was not available the afternoon of October 12th, we discussed the corrective actions proffered by the firm to prevent future humane handling incidences out in the yards. (b)(6) said that the establishment employee that ineffectively stunned the cow in the yards on the 12th would not be able to stun cattle in the yards until retraining is conducted. The retraining of the knocking procedures was conducted on October 15, 2020 and included all employees that are trained to knock. Furthermore, Mr. (b)(6) said that the head catch will be utilized with every cow that is ambulatory in the yards unless the animals condition prevents them from ambulating the entire distance to the head catch. On October 14th, I, (b)(6) (b)(6) discussed highlights of the revised FSIS Directive 6900.2, Humane Handling and Slaughtering of Livestock. We discussed the humane handling terminology, in particular the terminology regarding multiple ineffective stun attempts and the failure to properly handle or stun the animal. We also discussed HATS category VII, Stunning, and the enforcement and documentation of non-compliances on pages 16 and 17 of the Directive indicated above. Specifically, regarding incidents of not an egregious nature and ones of egregious nature. I, (b)(6) (b)(6) impressed the significance of properly restraining an animal and how that can, in the future, play a significant role in the outcome of the animal being humanely handled in an egregious or non-egregious manner and the enforcement action that may be taken by the District Office.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M46433	SeraTec Inc.	VGf1209100 027G	27OCT2020			Finalized	<p>On October 29, 2020, I, (b)(6) (b)(6) (b)(6) reviewed SeraTec's (Est. M46433) humane handling program and associated records. The written program and humane handling records were available for review. The humane handling program is being implemented adequately. Additionally, I inspected the inside of the livestock trailers to ensure that there were no welfare issues after the winter panels were installed. The establishment has maintained a robust systematic approach to humane handling for the month of October. I reminded plant manager MacKensey Priest that a new assessment with appropriate updates to the program will have to be performed when the establishment changes location next month. A validation period will also occur to ensure the humane handling program is effective at the new building before they will be able to receive a robust status. In order to maintain the robust status, the establishment will continue to be subjected to monthly verification reviews of the associated plan, corrective actions, and records. The robust status designation may be removed if future verification reviews show that the establishment is not implementing the robust systematic approach.</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M46433	SeraTec Inc.	VGF1016125 202G	02DEC2020			Finalized	<p>On December 4th, I. (b)(6) (b)(6) (b)(6) confirmed that a new humane handling assessment has been performed at SeraTec's new location. The establishment has not made any changes to their written program at this time. The written program meets the requirements for a robust systematic approach. (b)(6)</p> <p>District Veterinary Medical Specialist, stated via email to (b)(6) (b)(6) that the establishment will retain their robust status in the new building. The establishment does not need to perform a validation period for their written program at their new location. As the establishment was previously informed when the most recent revision of Directive 6900.2 - Humane Handling was published, the robust systematic approach is no longer evaluated on a monthly basis and will be an ongoing process. The establishment will continue to be considered robust unless notified otherwise. If the establishment is observed to not be implementing their plan as written, it will be documented in an MOI. To following are humane handling issues (b)(6) (b)(6) addressed with the plant since moving to the new building:</p> <ul style="list-style-type: none"> - The pen dividers should be in place when unloading the calves from trucks. The calves should not be loose around the truck/trailer wheels. Having the divider boards in place will also help keep calves from trying to escape outside. - When getting the calves to lie down before knocking, ensure that you are assisting them and not pushing them. The flooring in the new pens is firmer and the calves have better footing. Pushing a calf to get it to lie down would be considered a noncompliance. - As discussed previously, if a miss-stun occurs due to lack of restraint, it will be considered an egregious noncompliance.
M46622	920 Fries Frozen Foods, LLC	QCZ0108101 113G	13OCT2020			Finalized	<p>On October 13th at 0800 hours (b)(6) evaluated humane handling at 920 Fries Frozen Foods (#46622) in Millen, GA. This establishment is currently suspended and operating in abeyance because of a humane handling violation, previously documented. While in this verification time period the establishment can not be considered for having a systematic and robust approach to humane handling. However, at the time of inspection, 920 Fries Frozen Foods was following the verification plan as written.</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M47052	Georgia Meat Packers	IKX44071114 12G	12NOV2020			Finalized	<p>On Tuesday, November 10, 2020 at 0915 hours, while performing my Humane Handling task, I was inspecting the holding pins. I observed a cow with her head restrained in the lower section of the kill chute. The lower section is not normally used for a large beef cow due to the fact the animal is in an awkward position being held with her head in a position that caused her to be strained and uncomfortable. She was attempting to raise her head and because she was restrained, she was unable to move. I observed this animal be left in the head restraint for over 8 minutes. I asked Mr. (b)(6) how long before he stunned this animal with the captive bolt gun. Mr. (b)(6) did not hear me ask him, so his helper (b)(6) stated that it would be just a few minutes. I observed the animal stay in the head restraint for 5 more minutes before the establishment came out to perform the stunning. All the while the animal was thrashing and beating her neck and head up against the restraint. She had injured herself to the point of bleeding. After Mr. (b)(6) stunned the animal, I ask him to please not restrain the animals in the head catch portion of the kill chute until they were close to stunning. 313.15 Mechanical; captive bolt. The slaughtering of sheep, swine, goats, calves, cattle, horses, mules, and other equines by using captive bolt stunners and the handling in connection therewith, in compliance with the provisions contained in this section, are hereby designated and approved as humane methods of slaughtering and handling of such animals under the Act. (a) Application of stunners required effect; handling. (1) The captive bolt stunners shall be applied to the livestock in accordance with this section so as to produce immediate unconsciousness in the animals before they are shackled, hoisted, thrown, cast, or cut. The animals shall be stunned in such a manner that they will be rendered unconscious with a minimum of excitement and discomfort. (2) The driving of the animals to the stunning area shall be done with a minimum of excitement and discomfort to the animals. Delivery of calm animals to the stunning areas is essential since accurate placement of stunning equipment is difficult on nervous or injured animals. Among other things, this requires that, in driving animals to the stunning areas, electrical equipment be used as little as possible and with the lowest effective voltage. C (b)(6) (b)(6) (b)(6) (b)(6) (b)(6) Office of Field Operations Food Safety and Inspection Service United States Department of Agriculture M47052 105 Patton (b)(6) Commerce, Ga 30530 (706) (b)(6) (b)(6) @usda.gov</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M47151	Crowes Butcher Shop	STQ5117102 604G	04OCT2020			Finalized	On Sept. 28, 2020, (b)(6) discussed the following with Establishment owner Phillip Crowe: Up dated FSIS Directive 6900.2 that was issued 9/24/20 Humane Handling and Slaughter of Livestock. Record keeping Sept. production General Housekeeping General Housekeeping
M48144	Abe's Kosher Meats LLC	CFR1109100 727G	27OCT2020			Finalized	On October 30, 2020, I, (b)(6) (b)(6) (b)(6) reviewed Abe Kosher Meat's (Est. M48144) humane handling program and associated records. The written program and humane handling records were available for review. The humane handling program is being implemented adequately. The establishment has maintained a robust systematic approach to humane handling for the month of October. In order to maintain the robust status, the establishment will continue to be subjected to monthly verification reviews of the associated plan, corrective actions, and records. The robust status designation may be removed if future verification reviews show that the establishment is not implementing the robust systematic approach.
M48144	Abe's Kosher Meats LLC	CFR4718110 706G	06NOV2020	04C02	Livestock Humane Handling	Finalized	At approximately 5:30 pm on November 6, 2020, an employee that has not received humane handling training was observed moving cattle in the pens and driving them into the restrainer for knocking. Your written program states that only trained employees are allowed in the pens. (b)(6) (b)(6) notified (b)(6) (b)(6) and he immediately corrected the situation. This incidence will not affect your robust status at this time, however, it is important to ensure your employees follow the written humane handling program.

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M48181+V48181	Ashton Farms Custom Meats	UMT3808102107G	07OCT2020	07C01	Meeting with Establishment Management	Finalized	<p>Memorandum of Interview To: Neil Ashton Establishment: Ashton Farms Custom Meats M48181 Date: October7,2020</p> <p>From: (b)(6) Attachments: Notices & Directives for Sept. 2020 Applies to Inspection Staff and/or Establishments Notices: FSIS Notice 42-20, 9/4/20: CHANGES TO EXPLORATORY POULTRY SAMPLING PROGRAMS FSIS Notice 43-20, 9/4/20: USDA MATERIAL MANAGEMENT SERVICE CENTER END OF FISCAL YEAR SUPPLIES INVENTORY AND RECONCILIATION CLOSURE FSIS Notice 44-20, 9/9/20: CUT-OFF DATES FOR FISCAL YEAR 2021 PURCHASES FSIS Notice 45-20, 9/17/20: END OF THE YEAR PERFORMANCE MANAGEMENT INSTRUCTIONS FSIS Notice 46-20, 9/22/20: LIST OF ELECTRONIC COMMUNICATIONS OPERATIONS PERSONS FSIS Notice 47-20, 9/25/20: FISCAL YEAR 2021 PAY PERIODS AND OFFICIAL PAYDAY DATES FSIS Notice 48-20, 9/25/20: TIME AND ATTENDANCE REPORTING PROCEDURES FOR PAY PERIOD 20 FSIS Notice 49-20, 9/30/20: IMPLEMENTATION OF THE ADULTERATED PRODUCT MONITORING MODULE OF THE PUBLIC HEALTH INFORMATION SYSTEM (District Office) Directives: FSIS Dir.7120.1Rev.53, 9/8/20: SAFE AND SUITABLE INGREDIENTS USED IN THE PRODUCTION OF MEAT, POULTRY, AND EGG PRODUCTS FSIS Dir.6900.2 Rev.3, 9/24/20: HUMANE HANDLING AND SLAUGHTER OF LIVESTOCK FSIS Dir.8160.1, 9/28/20: CUSTOM EXEMPT REVIEW PROCESS (Custom Reviewer's & Supervisor's) On 09-17-2020 Public Health Veterinarian (b)(6) (b)(6) performed a PHIS task for Verification of Robust Systematic Approach of slaughter. This establishment does have a written Robust Humane Handling program currently and is using it. Establishments comments (if any): Thanks List of attendees: Neil Ashton, owner (b)(6) (b)(6)</p>
M48195	Farmer's Pride	OBC1912102120G	20OCT2020			Finalized	<p>As of 20 October 2020, based on review of the establishment written Humane Handling Plan and the Atlanta District (b)(6) report outlined results from review and observation of the establishment written plan and its implementation. I am updating a report on the Humane Handling Plan, at Farmer's Pride Establishment number 48195, that the establishment is operating the Robust Humane Handling Plan.</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M4969+P4969	J J Meat Co.	JCO3312111810G	10NOV2020			Finalized	<p>Purpose: Observation on October 14, 2020, during slaughter Est. Participants: Mr. Javier Juarez, Jr., Plant Manager, Mr. (b)(6) (b)(6) Quality Control FSIS Participants: (b)(6) (b)(6) and (b)(6) (b)(6)</p> <p>On October 14, 2020, at approximately 1500 hours, during an onsite visit at Est. 4969, JJ Meat Co., located in Madera, CA, I observed that after stunning some goats and sheep an establishment employee kicked the unconscious animals from the knock box to the slaughter floor. The motion was not a pushing motion to move the animal but a forceful kick. I did not see any signs the animals were conscious when the employee kicked them. After discussion with the district office, as I did not observe any signs of consciousness, I was instructed to discuss this issue with plant management and document it in an Memorandum of Interview (MOI). At approximately 1515 hours, (b)(6) (b)(6) and I held a quick meeting with Mr. Juarez Jr. and Mr. (b)(6) I informed him that at approximately 1500 hours, I had observed an employee kicking unconscious animals from the knock box to the slaughter floor. I informed him I had discussed the issue with the district office and that I would be documenting an MOI regarding the incident. As instructed, I informed him that I did not see any signs the animals were conscious when the employee kicked them. However, if IPP ever see them kick the animal and the animal regains consciousness and shows any sign of consciousness, that would be ground for tagging the knock box and contacting district office. This could lead to a withholding of the marks of inspection and the suspension of assignment of inspector for inhumane handling. I asked if Mr. Juarez Jr. wanted to go see but he said he knew what I was talking about and did not need to see it. He indicated this was their process, but in my time in the plant I did not see any employee kick the stunned (unconscious) animals. Mr. Juarez Jr. asked if this was the same thing being done at hog slaughter facilities and felt we were picking on him and singling out the establishment. I informed him I could not discuss a hog slaughter facility as I do not know what is happening there, but if I saw this being done there, I would definitely bring it up to district and discuss with the establishment. (b)(6) informed Mr. Juarez Jr. that if the stun was not done right, it could lead to problems for them, but Mr. Juarez Jr. did not seem bothered by this.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M4975+P4975	Dale T. Smith and Sons Meat Packing Company Inc	IYC5711103408G	08OCT2020			Finalized	<p>While performing the antemortem inspection task on Tuesday, 6 October at 9:30 am and again at 10:45 am. of dairy cattle, I observed the cattle in motion, which appeared relatively calm with none vocalizing. The animal handler, Mr. (b)(6) (b)(6) used a red flag attached to a long, flexible stick and his voice to the least extent possible to facilitate driving the cattle. He was very patient and slow as he moved cattle from one end of the pen to the other end. During movement, I noticed six to seven cattle slip with three cattle losing their balance and falling to their knees. All cattle regained their footing and appeared unharmed. Upon examination of the pen floor, I observed that it was covered with a slurry composed of dirt, manure and urine. I relayed my observations to Mr. (b)(6) who immediately stopped driving the cattle and brought a front loader full of sand to spread over the affected areas of the pens as an immediate corrective action. During subsequent antemortem inspection, I did not observe any more slips or falls. I informed Mr. (b)(6) (b)(6) plant manager, of the incident, in accordance with 9 CFR 313.50, which states that an inspector will inform the establishment operator when they observe an incident involving humane handling and request that he take the necessary steps to prevent a recurrence. Mr. (b)(6) informed me that Mr. (b)(6) had already made him aware of the issue and that he instructed his maintenance department to manufacture and install metal mesh grates in the areas of the pens where the incidents occurred as further planned corrective actions to prevent recurrence. I determined that these immediate and further planned actions are acceptable and informed Mr. (b)(6) that I would document the incident in a Memorandum of Instruction (MOI). Mr. (b)(6) understood and further assured (b)(6) that Dale T. Smith & Sons Beef Processing policies and standards for humane handling were completely aligned with the regulatory policies enforced by USDA-FSIS. Below are the appropriate regulatory USDA policies as cited: 9 CFR Part 313.1 (b) states: Floors of livestock pens, ramps, and driveways shall be constructed and maintained so as to provide good footing for livestock. Slip resistant or waffled floor surfaces, cleated ramps are examples of acceptable construction and maintenance HATS Category VII: Observation for Slips and falls FSIS Directive 6900.2, Humane Handling and Slaughter of Livestock, defines: Egregious inhumane treatment: An egregious situation is any act or condition that results in severe harm to animals, for example: 1. Making cuts on or skinning conscious animals; 2. Excessive beating or prodding of ambulatory or nonambulatory disabled animals or dragging of conscious animals; 3. Driving animals off semi-trailers over a drop off without providing adequate unloading facilities (animals are falling to the ground); 4.</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
							Running equipment over conscious animals; 5. Stunning of animals and then allowing them to regain consciousness; 6. Multiple attempts, especially in the absence of immediate corrective measures, to stun an animal versus a single blow or shot that renders an animal immediately unconscious; 7. Dismembering conscious animals, for example, cutting off ears or removing feet; 8. Leaving disabled livestock exposed to adverse climate conditions while awaiting disposition, or 9. Otherwise causing unnecessary pain and suffering to animals, including situations on trucks. Plant implemented all planned corrective actions to include installing metal mesh grates in areas of concern and will continue to monitor and improve pens as needed to prevent recurrence.
M51306+V51306	Powell Meat Company LLC	MCU5309123122G	22DEC2020	04C02	Livestock Humane Handling	Finalized	<p>Today, December 16, 2020, I, (b)(6) D. (b)(6) (b)(6) conducted a Review of the Robust Systematic Approach HH Records at Powell Meat Co, Est. #51306, Clinton, MO. After reviewing the establishment's records and program and discussions with SDO, I determined that this program does not meet all criteria to be designated as Robust. On this day, Mr. (b)(6) had a written program and records were available to be reviewed however because of a recent stun failure and return to consciousness egregious event, the establishment was issued a Notice of Suspension. I informed Mr. (b)(6) (b)(6) that at this time this program was not considered robust. The robust status designation is possible if the establishment implements the verification review which shows that the establishment is implementing a robust plan. The establishment may request FSIS to review its program when it believes the systematic approach is robust. I also informed Mr. (b)(6) that, depending on the circumstances, an incident of egregious inhumane handling or slaughter may not always result in the suspension of slaughter activities at an establishment with a robust systematic approach. Whether the establishment has successfully implemented a robust systematic approach, its humane handling compliance history, and whether the egregious violation is found to be an anomaly are some of the factors considered by FSIS when determining whether to issue an NOIE, rather than a Notice of Suspension. If the establishment is suspended, or receives an NOIE for the egregious incident, they no longer are considered to have a robust systematic approach. FSIS may re-assess the robustness of an establishment's systematic approach after the verification plan has been closed. This meeting was held in the USDA office with Plant Manager, Joe Applegate and (b)(6) (b)(6) (b)(6) Plant management was provided a copy of this MOI.</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M5502	Ruwaldt Packing Co.	KCA5312105 916G	16OCT2020			Open	Written Humane Handling Review MOI The information relating to Ruwaldt Packing Company's Written Humane Handling Program for the months of August and September of 2020 was reviewed. There were no humane handling issues noted during this review period. In September, the plant voluntarily participated in the Agency's new outreach program and met with (b)(6) At this time, Ruwaldt Packing Company's written humane handling program appears to be robust.

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M6012	U. C. Davis Meat Laboratory	BKO2509105 001G	01OCT2020			Open	<p>This MOI is intended to document that (b)(6) performed monthly verification review task of UC Davis Meat Lab, Est. M6012 robust systematic approach and humane handling verification activities on September 30, 2020. I assessed the establishment's program and reviewed any associated records, using "Elements of a robust systematic approach to humane handling and slaughter" set out in (Attachment 3 in FSIS Directive 6900.2) such as: INITIAL ASSESSMENT, FACILITY DESIGN AND HANDLING PRACTICES, ONGOING EVALUATION OF IMPLEMENTATION and RESPONSE TO EVALUATIONS. Plant's robust systematic approach and humane handling procedure does include prod use, animal handling, stunning and assessment of sensibility as well as stunner maintenance. A flow chart from truck unloading through the first dressing cut. Daily sensibility check including animal numbers and species, and a complete facilities self-audit monthly check and corrective actions process in case of any failure in humane handling procedure. I provided plant manager Mr. Caleb Sehnert with instruction from (b)(6) who visited the plant on April 16, 2019, and determined that the establishment is missing a few items that should be included in a Robust Systematic Approach. At this time, until plant management, Mr. Sehnert, can update the plan, the DVMS determined that it is not robust. Concerning the written systematic approach: Humane Handling Activities Tracking System (HATS) categories that need to be added to the written plan:</p> <ul style="list-style-type: none"> o Inclement weather management o Truck/trailer unloading o Facilities repair and maintenance plus a repair log o Handling and housing injured or disabled animals o On the stunner instrument log sheet, I recommended adding what parts are replaced on the date of entry o On the Humane Handling/Stunning log, I recommended that Mr. Sehnert list the items that the employees are checking instead of grouping the observation as "OK" <p>I informed plant manager that once they have a robust systematic approach, the associated plan, corrective actions, and records produced will be subject to monthly verification reviews. The robust status designation may be removed if the verification review shows that the establishment is not implementing the robust systematic approach plan. Robust status can be reinstated if the establishment brings its program back up to robust standards. The establishment may request FSIS to review its program when it believes its systematic approach is again robust.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M6012	U. C. Davis Meat Laboratory	BKO4711101 123G	23OCT2020			Open	<p>This MOI is intended to document that (b)(6) performed monthly verification review task of UC Davis Meat Lab, Est. M6012 robust systematic approach and humane handling verification activities on October 22, 2020. I assessed the establishment's program and reviewed any associated records, using "Elements of a robust systematic approach to humane handling and slaughter" set out in (Attachment 3 in FSIS Directive 6900.2) such as: INITIAL ASSESSMENT, FACILITY DESIGN AND HANDLING PRACTICES, ONGOING EVALUATION OF IMPLEMENTATION and RESPONSE TO EVALUATIONS. Plant's robust systematic approach and humane handling procedure does include prod use, animal handling, stunning and assessment of sensibility as well as stunner maintenance. A flow chart from truck unloading through the first dressing cut. Daily sensibility check including animal numbers and species, and a complete facilities self-audit monthly check and corrective actions process in case of any failure in humane handling procedure. I provided plant manager Mr. Caleb Sehnert with instruction from (b)(6) who visited the plant on April 16, 2019, and determined that the establishment is missing a few items that should be included in a Robust Systematic Approach. At this time, until plant management, Mr. Sehnert, can update the plan, the DVMS determined that it is not robust. Concerning the written systematic approach: Humane Handling Activities Tracking System (HATS) categories that need to be added to the written plan:</p> <ul style="list-style-type: none"> o Inclement weather management o Truck/trailer unloading o Facilities repair and maintenance plus a repair log o Handling and housing injured or disabled animals o On the stunner instrument log sheet, I recommended adding what parts are replaced on the date of entry o On the Humane Handling/Stunning log, I recommended that Mr. Sehnert list the items that the employees are checking instead of grouping the observation as "OK" <p>I informed plant manager that once they have a robust systematic approach, the associated plan, corrective actions, and records produced will be subject to monthly verification reviews. The robust status designation may be removed if the verification review shows that the establishment is not implementing the robust systematic approach plan. Robust status can be reinstated if the establishment brings its program back up to robust standards. The establishment may request FSIS to review its program when it believes its systematic approach is again robust.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M6066+P6066+V6066	Redwood Meat Co., Inc.	BWC0017102714G	14OCT2020			Finalized	<p>On Friday, October 2nd, 2020 (b) (6) (b) (6) (b) (6) reviewed Redwood Meat Company's Humane Handling Program. She reviewed the written program, current documentation of internal evaluations, and observed the employees handling the animals outside. A copy of both the FSIS Compliance Guide for Systemic Approach and (b) (6) (b) (6) research/videos together with the situation based humane handling training scenarios are found in the binder with the written program. Moreover, there is a copy of guidance notes No 2, Captive-Bolt Stunning Livestock and the video titled Magnum 25 Captive Bolt Stunner Maintenance and Safety Procedures. These files are shared and used as training tools for employees at Establishment M6066. The management of M6066 has records that address the four aspects of a systematic approach: 1) initial assessment; 2) facilities design and handling practices to minimize excitement, discomfort, and injury to livestock; 3) weekly internal evaluations performed on handling methods; 4) handling practices and facilities modified when necessary. Employees who have direct contact with livestock are trained thoroughly on animal welfare. These include 1) unloading, 2) driving of livestock, 3) loading pens (overcrowding not allowed), 4) the 7 core criteria, and 5) videos by (b) (6) (b) (6). Once the employee training is completed, paperwork is signed by plant management. The side door remains locked and under the control of the (b) (6) at all times. Currently, the side door is not in use by the establishment due to ongoing construction nearby. After review and observation of the written program and implementation, Redwood Meat Co., M6066, continues to maintain a verified robust systematic approach to humane handling and slaughter. At 01:00 PM, (b) (6) (b) (6) discussed these findings with plant manager Ryan Nylander and a copy of the MOI was provided to the establishment.</p>

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EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M630	CS Beef Packers, LLC	KJN4110111 928G	28NOV2020	04C02	Livestock Humane Handling	Finalized	<p>At approximately 1230 on 11/27/2020, (b) (6) relayed observations made of the handling of animals through the single file raceway that enters the building and slopes downward toward the center track conveyor. These observations were made over the past few processing days, at various points within the day. (b) (6) observed establishment employees using the vibrating wands to encourage animals to enter the building. The wands make a loud noise when they are deployed. Some of the operators were observed to use a sharp, strong jabbing motion with the wands when deploying the vibrations and attempting to move the animal forward. It was also observed that the wand was used in the tail fold region of the animal, which is in close proximity to the anus, and vulva of female animals. 9 CFR 313.2(b) states "Electric prods, canvas slappers, or other implements employed to drive animals shall be used as little as possible in order to minimize excitement and injury." Excessive force with the wands, as well as application in sensitive areas, must be avoided in order to comply with this regulation. Potential causes for animal balking should be identified, investigated, and rectified if possible. Mr. (b) (6) (b) (6) shared with (b) (6) (b) (6) previous alterations that were tried in the raceway and down slope to the center track in attempts to reduce animal stress. Continued monitoring, experimentation and innovation could make incremental improvements to the handling of animals at this point in the system.</p>

Table: MOIs in Response to FOIA2021-123

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M630	CS Beef Packers, LLC	KJN3116122 410G	10DEC2020	04C02	Livestock Humane Handling	Finalized	<p>At approximately 0830 on 12/10/2020, (b)(6) was observing the unloading of cattle from multiple two-deck trailers at the unloading ramps at M630 CS Beef Packers. A trailer loaded with 47 cattle was backed to the ramp and the back exit door was opened. A beef cow was down in lateral recumbency at the back exit door and determined to be non-ambulatory disabled. The back exit door was closed half-way and the plant employee radioed for the cow's euthanasia. The animal was humanely euthanized by one of the designated plant employees trained in euthanasia in the pens with a hand-held captive bolt (HHCB) device. He used a single stun attempt to render the animal insensible. A security stun was applied in the same location. The remaining animals in the back step of the trailer were unloaded over the dead cow after the animal was confirmed insensible and exsanguinated. The plant employee then opened the first gate into the belly of the trailer. There was another beef cow down, in sternal recumbency, behind the first gate and across the walkway obscuring the path for the remaining cattle to exit. The plant employee encouraged the cow to stand and was unsuccessful. The plant employee then left the gate open, walked out of the trailer, and stood outside the trailer on the unloading ramp out of the animal's line of sight. There were cows standing next to the down animal looking out the open gate and back exit door of the trailer. (b)(6) waited a short time then told the plant employee the animal was still down and determined to be non-ambulatory disabled. The plant employee stated he knew the animal was down and did not know what to do next. (b)(6) instructed the plant employee to shut the gate into the belly of the trailer, to discourage animals from attempting to exit the trailer and trample the conscious animal, and formulate a plan. The plant employee then shut the gate. The animal was stunned by the same euthanasia-trained employee with a HHCB device, rendering the animal insensible with the first stun attempt, and a security stun was applied in the same location. Both of the non-ambulatory disabled cows that were humanely euthanized were removed from the trailer before unloading continued. 9 CFR 313.2(d)(1) requires non-ambulatory disabled, or down, animals to be segregated from ambulatory animals. This is to protect the non-ambulatory disabled animal from being injured. Trampling of a conscious animal would be non-compliant with 9 CFR 313.2 Handling of Livestock and could be considered egregious. The event was discussed with Mr. (b)(6), (b)(6), (b)(6) and Mr. Roger Cooper (Plant Manager). The event was also shared with Dr. Reeder, Denver District DDM.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M6590	Randolph Packing Co., Inc.	YBB1812121 130G	30DEC2020	04C02	Livestock Humane Handling	Finalized	At establishment M-6590 cattle enter the slaughter department single file down an alleyway to a single animal staging box just prior to entering the knock box within the building. The staging box has a manually operated horizontal entrance door and a vertical hydraulic exit door into the knock box. The vertical door has a 4-inch rubber gasket along the bottom of the door and there is an approximately 9-inch gap between the bottom of the gasket and the cement floor when the door is in the close position. At approximately 0850 two cows entered the staging box at the same time. The more forward animal ended up on the floor with the other cow standing on top of her. The head of the down cow went through the door to the knock box and she started vocalizing. Plant employees tried to get the standing cow to back out of the staging box but were unsuccessful. (b)(6) (b)(6) (b)(6) came to the knock box area to investigate the animal's vocalizing. He instructed another inspector to notify me. Plant Manger (b)(6) (b)(6) arrived shortly after I did. The animal had stopped vocalizing and at my instigation the door to the knock box was raised slightly to release any possible pressure on the neck. After Mr. (b)(6) made a brief assessment he elected to open the door to the knock box so that one of the animals would move forward and separate the animals. This was done and the standing animal went into the knock box. The animal on the ground immediately (b)(6) to her feet. Neither animal appeared injured.
M7420+V7420	Salatin & Cloud, LC	QQA1208114 702G	02NOV2020	04C02	Livestock Humane Handling	Finalized	Met with (b)(6) (b)(6) (b)(6) and Joe Cloud, Owner on the conditions of the flooring in the barn. Layers of packed sawdust and manure were observed in each pen. The establishment had some opportunities with removing the waste each week in the barn due to transportation issues. It was stated that the establishment humane handling plan states that the barn and alley ways will be cleaned each week and new sawdust will be applied after the manure waste has been removed. If the establishment continues to disregard their humane handling plan it will no longer be considered a Robust Humane Handling Plan. No animals were observed to slip or fall in the pens or alley way to the box.

Table: MOIs in Response to FOIA2021-123

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M7722+P7722+V7722	Jones Meat & Food Services, Inc.	SAN0309124030G	30DEC2020			Finalized	<p>On December 29, 2020, at approximately 10:10 am I, (b)(6) was performing antemortem inspection and HATS category II and VII task. Establishment employee was unloading three Holstein dairy cows from a trailer, the 1st dairy cow coming off the trailer slipped on the way out and fell on the ground. As the 2nd dairy cow was stepping off the trailer her back feet slipped, and she fell. Both animals were able to stand immediately and were uninjured. The 3rd dairy cow came off the trailer with no issues. Once the animals were all unloaded from the trailer, I could see that the trailer floor was impacted with ice, which likely caused the loss of footing. Upon my findings, I immediately pointed out the conditions of the trailer to the plant employee (b)(6) (b)(6) and verbally informed him that next time I witnessed an animal slipping or falling that I would be issuing a noncompliance record. If an animal becomes injured because of a slip or fall it could be considered egregious human handling. On December 30, 2020 I met with the Mr. (b)(6) about this incident that had occurred and reminded him that any future observations of slips or falls will be documented as a noncompliance record per 9 CFR 313.1 (a) and (b) and 313.2 (a). Mr. (b)(6) assured me that in the future he would make sure the trailer floor was in proper conditions prior to unloading the animals and if it were not that he would refuse to unload them.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M7785+P7785+V7785	Huettl's Locker & Dressing Plant	FPI4416105902G	02OCT2020	04C02	Livestock Humane Handling	Finalized	<p>On September 29, 2020 at approximately 1145 hours, I spoke with (b)(6) (b)(6) (b)(6) regarding humane handling concerns I had observed during truck unloading earlier that morning. A trucker and Mr. (b)(6) unloaded two beef at approximately 0710-0740 hours that morning. The first beef was a steer who was very reluctant to unload off the trailer. The trailer was approximately 6 inches higher than the chute that led into the building. The steer would approach the opening of the trailer and then circle back to the back of the trailer. I observed the trucker tap the animal on the bridge of the nose on two separate occasions with a cane, which appeared to be made of wood. Mr. (b)(6) was present for one of these times. I also observed him kick in the direction of the steer once as the steer turned back to him. Mr. (b)(6) was not present when this happened. I gave verbal instruction to the trucker not to tap the animal in the face and not to kick at the animal during each time. While the steer did tilt his head slightly to avoid the cane the first time, he did not appear to react to the kick or the second cane tapping. He did not vocalize at any point. The trucker repositioned the trailer to back up to an unloading ramp so that the steer did not have to step down. The steer walked off the trailer with no further issues. I spoke with Mr. (b)(6) regarding my humane handling concerns. He told me that he did not share my concern and that sometimes beef need to be handled in that manner to unload them successfully. I replied that the bridge of the nose is a very sensitive spot and that animals should not be tapped with canes to unload them. I also told him that kicking at the animal has the potential to become a humane handling noncompliance should the kick make contact. Mr. (b)(6) replied that he does not have control over what the truckers do. I informed him that the establishment is responsible for humane handling on their official premises, even when someone else has hired the trucker to haul their animal. Per Directive 6900.2 Rev. 3: Once a vehicle carrying livestock enters, or is in line to enter, an official slaughter establishment's premises, the vehicle is considered to be a part of that establishment's premises. The animals within that vehicle are to be handled in accordance with 9 CFR 313.2.</p>

Table: MOIs in Response to FOIA2021-123

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M85O+P177 75+V85O	Swift Pork Company	HEM4311114 230G	30NOV2020			Finalized	<p>At approximately 12:30 am, after completing my last round of ante-mortem inspection, I observed team members drive hogs from the barn into the single-file walkway equipment, prior to the (b)(4). Two team members were raising their bats above the level of the shoulder and making contact with the pigs; sometimes repeating this movement up to three times on one pig. I spoke with the (b)(6) about implement usage. I told him that implements being raised above shoulder height can be classified as excessive force and cause excitement. (b)(6) responded that he could not speak with one team member due to a language barrier. After a few minutes, he approached both team members and showed them how to use their implements appropriately.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M85O+P177 75+V85O	Swift Pork Company	HEM4809123 112G	12DEC2020	04C02	Livestock Humane Handling	Finalized	<p>On Tuesday 12/8/2020, I noticed several carcasses with evidence of animal handling tool misuse. The markings resembled a rattle paddle imprint on the dorsum of the hogs. The carcasses that presented with the lesion were from the following tattoos: 0890 (3); 0892 (2); 102 (2); 109 (1); 104 (1). I spoke with (b)(6) and he told me they would begin an investigation into the suspect handling lesions. On Wednesday, 12/9/2020, I again noticed several carcasses with rattle paddle imprints and a few with electric prod marks. The tattoos involved were: 148 (9); 147 (1); 159 (1); 158 (1); and 6767 (1). I also noticed three electric prod marks (tattoos- 164, 178 and 3212) I spoke with Mr. (b)(6) and I told him I suspected these lesions to be occurring in house given the fact that the affected hogs were from different producers. He told me that for corrective actions they had: Investigated all tattoos from unloading to the stick area via camera systems. They coached and signed off all of 1st, 2nd and 3rd shift team members from harvest front end and livestock on paddle (b)(6) prevention and reporting document. They signed off 2 additional front end team members on SOP #22- Paddle and Bat usage. (b)(6) (b)(6) (b)(6) contacted buyers to relay the message to producers and load crews. Signing off truck drivers before unloading (approximately 70 drivers signed off so far). One livestock driver was put on a 72 hour suspension pending investigation for excessive bat usage and overcrowding. On 12/10/2020, the following tattoos presented with paddle marks – 223- 1; 233 – 1; 6816 – 2; 6819- 1 paddle and one electric prod (b)(6) 6824 – 2; 6823 – 3; 6822 – 1. The establishment does not think the round lesions are consistent with the prods used in this establishment. They have also not seen any excessive paddle and/ or prod usage during their investigation. I have also not noticed excessive paddle usage during the performance of my Humane Handling verification activities. I will increase the time I spend in this portion of my verification activities.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M85O+P177 75+V85O	Swift Pork Company	HEM4415122 024G	24DEC2020	04C02	Livestock Humane Handling	Finalized	<p>On 12/21/2020, upon arrival to my second antemortem of the day at ~0800 hours, I observed a hog (tattoo 6X8X) in subject pen 43 that had 2 red marks on the dorsum of its shoulders just behind its neck. The skin was pink/red in color around a blanched (b)(6) rectangle measuring approximately 1 1/4 x 2 inches with an ~7mm round red dot in the center, consistent with the size and shape of rattle paddles used to move hogs. I asked stun tech (b)(6) (b)(6) to contact Livestock (b)(6) (b)(6) (b)(6) to come out to the pen. Mr. (b)(6) arrived at the pen and I showed him the marks. I stated to Mr. (b)(6) that these were fresh marks that happened today. I asked him to take photos of the marks and observed him as he took the photos. He showed me the photos he took of the hog as we discussed the marks. I asked him to send me a copy of the photos to (b)(6) (b)(6) and to CC me on those e-mails. I provided him with my e-mail address. Mr. (b)(6) stated that they have been tracking incidences of these marks with (b)(6) (b)(6) and he would be obtaining trucker and producer information and checking camera footage to see if it happened in-house. As the hog was non-ambulatory, I condemned the hog as U.S. Condemned on antemortem. At ~0800 on 12/22/2020, following up on yesterday's finding I told Mr. (b)(6) that I had not received the photos of the hog we looked at on 12/21/2020. Mr. (b)(6) noted that he forwarded the photos onto (b)(6) (b)(6) (b)(6) (b)(6) for review and investigation. Mr. (b)(6) told me that he was not permitted per JBS policy to share the photos. Mr. (b)(6) also noted that he had reviewed establishment footage and had not found an in-house incident that explained the (b)(6). At ~0855 on 12/23/2020 while performing antemortem I noticed a hog with a paddle (b)(6) on its back in the center alley. I had establishment employees remove the hog, tattoo #0779, and place it in subject pen 43 which had two subject hogs resting in it. Mr. (b)(6) came down to view the hog and took photos of the (b)(6). I instructed Mr. (b)(6) not to move hogs in or out of that pen while I retrieved a suspect tag for the hog as I planned to inspect the carcass post-mortem. Mr. (b)(6) contacted maintenance to bring a chain and padlocks to lock up the pen. I was unable to locate suspect tags and I returned with the retained tags at approximately 1000 hours and applied them to the front and back gates of the pen to keep control of the pen while I contacted (b)(6) (b)(6) (b)(6) to advise on the situation. I returned to pen 43 at approximately 1200 hours and noted the (b)(6) on the hog had faded and was no longer visible. I released the hog and the other two downers in the pen for slaughter. After reviewing camera footage, Mr. (b)(6) and Mr. (b)(6) informed me that they did not observe an in-house incident that would have caused this (b)(6).</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M86M	Cargill Meat Solutions	PAI02141041 26G	26OCT2020	04C02	Livestock Humane Handling	Finalized	Cargill Meat Solutions (Est. 86M) has historically had a robust systematic approach to humane handling. This is documented in monthly MOIs for the Verification of Robust Systematic Approach to Humane Handling task. The establishment has continued to implement their program as written and in a manner that meets the requirements for a robust systematic approach. The establishment will be considered to have a robust humane handling program going forward. Should the establishment change or fail to implement their program, the robust status will be reviewed.
M86R	Cargill Meat Solutions	EHNS813124 302G	02DEC2020	04C02	Livestock Humane Handling	Finalized	Reviewed 11/2020's RSA documentation. Discussed with Regulatory Affairs Superintendent (b)(6) (b) that B shift has increased usage of the electric prod (8%, 9%, and 10% respectively). Although this falls in an acceptable range of usage; I would like to ensure that the electric prod is not the sole tool used to move cattle forward. Per (b)(6) (b)(6) (b) B shift has been short staffed, and more reliant on the electrical prod to help move cattle. Discussed that it would be ideal to keep the prod usage to a minimum; regardless of establishment staffing. Also discussed any blank spaces with regards to observations need to be filled out. (Even if observation is not observed an N/A should be placed in the box respectively to ensure the space was not left blank unintentionally.) (b)(6) (b)(6) (b) this has been discussed with establishment personnel and will be relayed again with establishment personnel. At this time, 86R is in compliance with their robust systematic approach to humane handling and slaughter of livestock.

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M8892+P8892+V8892	Haass' Family Butcher Shop, Inc.	CVJ5809104002G	02OCT2020			Open	<p>A meeting was held with Ms. Amber Cranmer, Plant Manager, to go over the Humane Handling NR's individually along with corrective actions and preventive measures. Ms. Cranmer said it is possible that the cartridges used on Monday, 9/28/20, were stored in the cabinet on the kill floor and have been exposed to moisture from cleaning the kill floor at the end of various shifts. This could have been one of the causes of a muffled sound from the captive bolt gun. They have discussed with all kill floor plant employees, that dry, clean, and unused firearm and captive bolt rounds need to be returned to the office to be stored at the end of the shift. Ms. Cranmer informed me that they are going to throw away any leftover cartridges that could be in the cabinet on the kill floor and replace them with new cartridges that are kept in managements office. Ms. Cranmer told me that employee that was stunning the bovine, had injured his shooting hand very badly a few weeks ago. Monday, 9/28/20, was his first day back to operate the captive bolt. He thought he was healed enough to properly use the device. However, he was not able to keep a steady or firm enough pressure with the barrel of the captive bolt and the bovine's head. This employee has been removed from operating all stunning equipment until his hand is completely healed from his injury and he feels confident he can properly operate stunning equipment. After he is healed, he will go through a two-week minimum hands-on retraining session with a veteran kill floor employee. The re-training sessions will include covering all nine categories of HATs and ensuring the animals are in the restraint devices properly. The employee will also re-watch the captive bolt stunning training video. Regarding the second non-compliance, Ms. Cranmer told me she believes that the head gate restraint may have malfunctioned and did not restrain the animal's head as well as it is supposed to. Ms. Cranmer informed me that the bovine knock box will be completely checked over (especially the head gate component) and serviced if need be to ensure it is operating as designed. Any service that the knock box receives will be documented as such.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M934	Charlie DiMaria & Sons	VMH5617100 808G	08OCT2020	04C02	Livestock Humane Handling	Finalized	<p>Antemortem - Today, 10/07/2020, at approximately 1545 hours, I observed a pen of panting Angus cattle in Pen 4, 2 of the Angus cow appearing non ambulatory disabled. One cow was bleeding on all 3 legs due to a torn claw on each leg. The other cow was non ambulatory laying on its side with head down. The ambulatory cows were stepping on and over them; one cow stepped on the head of the non-ambulatory disabled cow. There was no one present I could speak to in the pens, therefore, called (b)(6) (b)(6) from the knock box to assist me determining if these cows were ambulatory. Instructed (b)(6) (b)(6) to move the cows to another pen, the 2 Angus would not get up/become ambulatory with his prodding, therefore, were condemned. In the School Lunch program, humane handling program, states there is a Pen Foreman who informs the USDA (b) on a daily basis a general synopsis of each days events. There was no persons to speak to in regards to the issues found in the pen, therefore, I had to call (b)(6) to assist. Program also states that there is a pen foreman, assistant pen foreman, and corral workers; an establishment employee is observed on some days and some days he isn't present. There also appears to be a lack of communication as no one to address where these cows in the dead shed come from and no one is monitoring these cows. Plant Response: Will have (b)(6) (b)(6) (b)(6) let me know what happen with the cows in the dead shed, where they came from. They need more employees. Comment to make aware to establishment: The cows from where the 2 Angus cows came from appear distressed, tongue sticking out, panting, suspected to be due to heat. There was another lot in the past establishment received believed to be from the same supplier where ~7 cows were condemned (dead/NAD) with ear tags 7036.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M934	Charlie DiMaria & Sons	VMH3209103 612G	12OCT2020	04C02	Livestock Humane Handling	Finalized	<p>At approximately 2pm, I, (b) (6) and (b) (6) (b) (6) observed a flood of water mixed with feces, in the alleyway adjacent to Pen 8. 50% pen 8 was also covered in water on the other side of the trough. Establishment employee the trough overflowing may have caused the flood, however, the ground during the trough was not flooded, maybe moist. We also observed the trough not full of water, though there was water running into the trough. Also, at this time there was a non-ambulatory disabled Angus cow in Pen 4 by itself (since other ambulatory cows had gone to slaughter), there was no notification of the NAD cow to IPP. This lot of cows appeared lame as well. I expressed my concerns in regards to the NAD to (b) (6) (b) (6). The humane handling program from their school lunch program states (b) (4) (b) (4).</p> <p>(b) (4) The cow was sitting in the pen for unknown duration of time, not humanely euthanized until I condemned it.</p>
M934	Charlie DiMaria & Sons	VMH4013101 113G	13OCT2020	04C02	Livestock Humane Handling	Finalized	<p>At approximately 10:15am, I, (b) (6) (b) (6) observed a truck waiting on DiMaria Rd. The trucker then came onto the loading ramp at about 10:40am, unloaded the cattle at about 11am. It was 84 degrees. Concerning unloading times in this hot weather.</p>
M934	Charlie DiMaria & Sons	VMH3109110 202G	02NOV2020	04C02	Livestock Humane Handling	Finalized	<p>At approximately 1300 hours while observing truck unloading dairy cattle on October 30, 2020, I observed the trucker holding the electric prod (not a paddle) at the very start of unloading. I asked (b) (6) (b) (6) why the trucker felt he needed to use the electric prod instead of a paddle. I told them to stop unloading cattle to call Mr. Todd Manning, Plant Manager, and ask him about the trucker using the electric prod at the very start and not a paddle. Their humane handling program specifies electric prod will be used minimally by a trained establishment employee. Mr. Manning then notified the trucker electric prod used is not to be used.</p>

EstNbr	EstName	MOINbr	Date	Task Code	TaskName	Status	MOI Agenda
M934	Charlie DiMaria & Sons	VMH1707112 905G	05NOV2020	04C02	Livestock Humane Handling	Finalized	On November 4th, 2020, at approximately 1400 hours, I observed a truck at the unloading ramp and observed a dead cow in the compartment adjacent to the trailer door. I asked (b)(6) (b)(6) what happen to that cow, he said it was a downer cow and was knocked. About 3 cows have exited to Pen 6 prior to my arrival, the dead cow was in the middle perpendicular to the back of the trailer. Their humane handling manual states that IPP shall be notified if there is a downer in the pen.
M934	Charlie DiMaria & Sons	VMH2909120 202G	02DEC2020	04C02	Livestock Humane Handling	Finalized	<p>Upon arrival at approximately 0530 hours, I, (b)(6) (b)(6) (b)(6) observed a truck on the street. While performing antemortem, the arrive to loading dock at about 0545 hours from the street. Antemortem was finished by 0605 hours. At approximately 0638 hours, I observed the truck still at the unloading dock. The cattle appeared uneasy. I observed no personnel in the pens except for (b)(6) (b)(6) (b)(6) who does the knocking for slaughter. At approximately 0640 hours, I notified Anthony DiMaria, owner, that the cows have been on the truck for about an hour now. Mr. DiMaria stated that he had already notified (b)(6) (b)(6) (b)(6) and (b)(6) (b)(6) establishment employee, to unload the cattle. (b)(6) (b)(6) (b)(6) informed me that (b)(6) did not come to work today, I also observed (b)(6) absence. Todd Manning, Plant Manager, also, informed me that (b)(6) the security guard who occasionally unloads was sent away to another facility. (b)(6) is not listed under responsible personnel. At approximately 0645 hours, I discussed a humane handling concern with the cows being on the truck for over an hours (they came from Hereford, TX) to Mr. (b)(6) Unloading the cattle by (b)(6) (b)(6) was completed at 0700 hours. Written humane handling program states: (b)(4) (b)(4)</p>

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M332	FPL Food	{8295E206-B668-4E5D-88C6-FEC D444734E2}	ACA0517 123201N -1	12/01/2020	04C02	Livestock Humane Handling	313.15(a)(1)	<p>At approximately 3:35 PM today, December 1, 2020, while performing HATS Tasks VIII (Stunning Effectiveness) and IX (Conscious Animals on the Rail) at M332 FPL Food, I observed the following noncompliance: A Holstein cow had just been knocked with a hand held captive bolt gun at the Knockbox and fallen to the table and shackled. As she began to be hoisted she turned her head in a controlled manner toward me and I could see that she was blinking. She was aware of her surroundings and was tracking me with her eyes. She arched her back. Her tongue was not hanging out. The animal had regained consciousness. I immediately got the knocker to go to her and effectively knock her. I took regulatory control by tagging off the knockbox (USDA Reject/Retain Tag # B43238615) and requesting a (b)(6).</p> <p>(b)(6) was notified of the noncompliance. He proposed changing out the bullets. This is a noncompliance with CFR313.15(a) which states (1) The captive bolt stunners shall be applied to the livestock in accordance with this section so as to produce immediate unconsciousness in the animals before they are shackled, hoisted, thrown, cast or cut. The animals shall be stunned in such a manner that they will be rendered unconscious with a minimum of excitement and discomfort.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

08:32 Thursday, January 7, 2021 2

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M18079+P27 232	Smithfield Fresh Meats Corp.	{961E0F23-58E4 -480E-BDAA-2D 22687657FD}	VFB3910 102505N -1	10/05/2020	04C02	Livestock Humane Handling	313.2	<p>At approximately 9:42 am, I was notified by (b)(6) Ms. (b)(6) (b)(6) that the (b)(6) (b)(6) had observed a hog being kicked by a truck driver during truck unloading. I made my way out to the barn and found Ms. (b)(6) at A-Line truck unloading. She told me that she had the A-Line truck unloading area shut down under US Reject tag number B43370834. She stated that at approximately 9:35am, while verifying HATS Category II: truck unloading, she observed a truck driver kick two hogs. She stated that she did observe his foot did make contact with the hogs. Based on the information I was given by Ms. (b)(6) at 9:51am, I immediately had her apply US Reject tags to all 4 CO2 alleyways pending further investigation (US Rejected: B43370830-B43370833.) I notified (b)(6) Mr. (b)(6) (b)(6) of the noncompliance and he went with Ms. (b)(6) to apply the tags. After further discussion, it did not appear that the truck driver had malicious intent when kicking but he did make contact with the hogs in order to get them to move. She did not hear the hogs vocalize during this incident but she did see the hogs move in response to the kick. I informed (b)(6) (b)(6) Mr. (b)(6) (b)(6) and Plant Manager, Mr. Donovan Owens that this incident is non-compliant and I would need corrective actions to release regulatory control. Mr. (b)(6) (b)(6) stated that TDM livestock haulers would be retrained. I indicated to Ms. (b)(6) to release regulatory control at 10:18am. At 1:22pm (b)(6) (b)(6) (b)(6) provided the following corrective action in writing: "In response to this incident, the driver has been suspended pending retraining. The retraining will consist of a recertification in Transport Quality Assurance, retraining of the Smithfield Livestock Hauler Policy for Animal Welfare and Handling, and not using a leg/ foot to shoo pigs. Upon completion of all retraining assigned, the driver will be placed on probation. Observation of handling will take place on the next three loads delivered by this driver and documented on a transport audit. When all three loads are audited and observed as acceptable, the probationary period will end, and the delivery privileges of the driver will be reinstated."</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M18079+P27232	Smithfield Fresh Meats Corp.	{0D2445D2-57FC-431E-AC61-1DD665D62619}	VFB0011121723N-1	12/23/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(b)(1)(iii)	At 1017 while verifying HATS category VIII (Stunning Effectiveness), I (b)(6) (b)(6) observed Mr. (b)(6) (b)(6) (b)(6) fail to render an animal insensible on the first attempt using a handheld captive bolt gun. Mr. (b)(6) and another employee were attempting to euthanize an animal pulled out of the drive alley leading to the carbon dioxide chamber on B-side. The animal was favoring one of its hindlimbs. Mr. (b)(6) had the handheld captive bolt gun while another employee was attempting to restrain the animal with a cut board. They were having some difficulty restraining the animal and were unable to really pin the animal against something before using the gun. As Mr. (b)(6) fired the gun, the animal moved its head slightly. The shot came in contact with the animal, but did not render it insensible. After the initial shot, I observed the animal in an upright sitting position vocalizing and attempting to move away from Mr. (b)(6) and the employee. Mr. (b)(6) was able to execute an immediate and effective second attempt to render the animal insensible. I notified Mr. (b)(6) and Mr. (b)(6) (b)(6) (b)(6) of the noncompliance. To prevent reoccurrence, Mr. (b)(6) stated that he would retrain Mr. (b)(6) and his crew on proper techniques of restraint when euthanizing an animal with a handheld captive bolt gun. Until the training is complete, neither Mr. (b)(6) nor anyone in his crew will be allowed to captive bolt an animal.	OPEN
M4486+P4486	N S Brandon Packing Inc.	{D4A18E05-7BD4-4C98-B36B-DC1EBA5D5BD9}	ZWE1810122911N-1	12/10/2020	04C02	Livestock Humane Handling	313.2	Water and Feed Availability On 12/10/2020 I performed Odd hour humane handling task I observed the following non compliance. Observed 2 swine in pen number 8, no water was provided as required. This is non compliance with 9 CFR 313.2(e) Mr. (b)(6) was notified of the non compliance.	OPEN
M5430	Bierig Brothers Inc.	{AB11E53F-7F4D-4CBF-B65C-613F72F56D3D}	DRB5910105005N-1	10/05/2020	04C02	Livestock Humane Handling	313.2	Today at approximately 0915 hours in the pen area I noticed that the calves were rooting for water in an empty trough. This finding is a violation of 313.2(e) which states (Animals shall have access to water in all holding pens and, if held longer than 24 hours, access to feed.) The plant employee who was working the pens was notified that there was no water in the trough and he immediately filled it with water. After the trough was filled several calves started drinking from it.	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M5900	Niblock's Pork Products	{9CF75BF5-4EAD-40EF-A1FF-C844B5C064C0}	HLD3312101013N-1	10/13/2020	04C02	Livestock Humane Handling	313.1, 313.15(a)(2), 313.15(a)(3), 313.2, 313.2(f)	On 10/13/20 at 08:05AM while performing livestock Humane Handling task (antemortem) following are the noncompliance found: While performing antemortem I have observed that there is no drinking water available for animals in the pen outside the building. This is a failure to comply with the regulation 9 CFR 313.2 (e). As per the regulation, animals should have access to water in all holding pens. Paul Coblentz (Plant Owner) was informed and he took an immediate action by providing water for the animals. Also, it was observed during antemortem that the pens were not cleaned properly. There was excessive presence of fecal and water on the floor which is a risk for an animal to slip and cause injury or pain. Also, there was standing water on one side of the floor close to the kill floor entrance from the pen. This is a failure to comply with the regulation 9 CFR 313.1 (a). As per the regulation, livestock pens, driveways and ramps shall be maintained in good repair. Plant owner was informed of the noncompliance.	CLOSED
M17776	Trenton Halal Packing Company	{379BB060-57E7-4B4A-878C-29D8E81314AF}	BBE3507121210N-1	12/10/2020	04C02	Livestock Humane Handling	313.1	While performing a Humane Handling verification task on Trenton Halal Packing (M17776) on 12/10/2020 at approximately 7:30 AM, I (b)(6) observed the wooden ramp used for unloading cattle from the livestock trailer. It came to my attention that one of the legs of the ramp was broken and one of the wooden boards at the end of the ramp was missing causing an exposed nail. The ramp is unstable, and the missing board does not provide proper footing for the livestock to come out safely from the trailer. All this is a non-compliance with 9 CFR 313.1 that states: "Livestock pens, driveways and ramps shall be maintained in good repair. They shall be free from sharp or protruding objects which may, in the opinion of the inspector, cause injury or pain to the animals. Loose boards splintered or broken planking, and unnecessary openings where the head, feet, or legs of an animal may be injured shall be repaired". A rejected tag #B21151904 was placed on the ramp and will be removed once the ramp is repaired. It is now up to the establishment to implement the proper corrective actions and plans to prevent this to be repeated in the future since this non-compliance has been associated with a previous non-compliance record. Failure to comply with the regulations may result in further regulatory actions.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M20403	American Halal Meat Inc.	{174F2A6D-6937-4E90-BF62-FDC E36211323}	PID5913 103501N -1	10/01/2020	04C02	Livestock Humane Handling	313.2	On October 1, 2020 at approximately 0930 hours while performing online inspection I was inspecting and observing lamb/goat processing. I turned and observed 4 lambs enter the lamb/goat processing area from the chute. One lamb walked up to me approximately 15 feet from the chute doorway. 2 employees gathered them towards the chute doorway. An employee coming from the chute area proceeded to grab a lamb picking it up by the top of the hide back area, one hand on top neck, shoulder and the other on the top hip area. From the angle and distance, I could see the lamb's feet leave the ground as it was moved into the chute area. He then did this to another lamb moving it into the chute area from the processing area. One of the lambs was walking from the chute area trying to enter the processing area, I could see the front chest neck and head of the lamb. The same employee made a kicking motion at the lamb. The lambs head and necked turned and it went back into the chute. I notified (b)(6) and rejected the chute area U.S. rejected tag # B34748001. Mr. (b)(6) (b)(6) (b)(6) was notified of the non-compliance in correlation to CFR 313.2(a).	CLOSED
M20403	American Halal Meat Inc.	{C98B57C6-AEA 4-433A-9E3D-21 1502E0F4DA}	PID1010 104827N -1	10/27/2020	04C02	Livestock Humane Handling	313.2	On October 27, 2020 at approximately 1035 hours while observing the sheep/goat processing I noticed the following noncompliance. I, (b)(6) (b)(6) was looking towards the ritual cut station and the door to the chute was closed. When one employee opened the door to walk through, I saw another employee aggressively hit a sheep on the head with their rubber glove 3 times in the chute before the door shut. I immediately informed (b)(6) (b)(6) (b)(6) of the inhumane handling from the employee. (b)(6) proceeded to get the employee and removed him. Due to (b)(6) removing the employee, I did not take RCA since the threat was of this repeating was removed. 10 minutes after the incident, (b)(6) informed me that the employee was fired and removed from the establishment. I informed (b)(6) of the forthcoming noncompliance in correlation to 9 CFR 313.2. This NR is being linked to NR# PID5913103501N.	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M45790	3282 Beaver Meadow Road LLC	{F997B8AC-307F-4D42-B8D5-E9A3DEB7014D}	BJL0110 110006N -1	11/06/2020	04C02	Livestock Humane Handling	313.2	HATS Category III- Availability of waterAt 10:10 am, the (b)(6) walked through the pens on the way into the plant and noted that there was a pen of three market swine adjacent to the kill chute that did not have any water, water receptacle, or automatic waterer. There was a shallow pan outside of the pen, which was completely dry and contained a small amount of undisturbed dust and debris. The (b)(6) entered the plant and was drawn into a discussion with IPP and plant management for a short time. When the (b)(6) returned to the pens at 10: 25 am to complete the HATS evaluation, the pen of hogs still had no water. There was also a Jersey beef in the kill chute without water, but this animal was expected to proceed to slaughter momentarily. Plant management Mr. Trevor Tabor was notified verbally of the noncompliance with 9 CFR 313.2 (e), and in writing with this document. The plant immediately completed corrective action by providing a pail of water to the hogs.	CLOSED
M9428+P9428	East Conway Beef & Pork Processing	{ADCD3F90-1D24-42E0-BE37-4DDA58FF4C64}	XML4907 112316N -1	11/16/2020	04C02	Livestock Humane Handling	313.2	On 11/16/20 at 8:40 am during a Humane Handling verification task, the following non compliance was observed:There were 25 pigs in the barn area in various holding pens with no access to water. They water system was turned off and the water buckets in each pen were empty. Asked slaughter worker, (b)(6) why water system turned off and he responded that the water spigots were removed because they freeze. Notified (b)(6) (b)(6) that the pigs have no access to water and notified in writing through issuance of this NR. The animals did not show any signs of distress. Water buckets in the pens were filled and served as immediate corrective action.	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M995	Swift Pork Company	{32BF3598-1154-4E69-9CA1-4722D9511A99}	RKE0415 124018N -1	12/16/2020	04C02	Livestock Humane Handling	313.2	<p>HATS Category II-Truck UnloadingThe following observation was made by (b)(6) (b)(6) on Wednesday 12/16/2020 while performing HATS (Humane Handling Activities Tracking System) verification tasks at JBS (Est. # 995) Louisville, KY: Between approximately 2200-2230 hrs. I, (b)(6) (b)(6) approached a semi-trailer at the loading dock and observed (b)(6) (b)(6) using a rattle paddle & her fist to make noise, banging forcefully on the roof of the trailer causing the hogs to vocalize and exhibit undue excitement. I observed that there were two other individual people, including the truck driver & another establishment employee, also on the top deck of the trailer attempting to move the hogs. At that time, there were 5-6 hogs left inside the top deck of the trailer, the animals were observed balking at moving down the ramp. I observed the truck-trailer rocking back and forth. I continued to observe from both sides of the trailer for nearly forty minutes as three people were attempting to move the last 5-6 hogs, running them in circles on the top deck of the trailer, and at one point using a dog whistle. I then observed as two hogs were moved from the top deck of the ramp backwards by the truck driver, standing directly in front of the hogs face forcefully & repetitively pounding the rattle paddle down to the ground, while simultaneously using a cut board to force each hog backwards down the ramp. This action caused the hogs to slip down on their hind quarters and vocalize, while they were trying to regain footing. Finally, these hogs turned around outside of the trailer on the loading dock pen. Establishment personnel were unable to move the last two hogs off of the trailer. Establishment personnel were then observed to use the captive-bolt to effectively stun the two remaining hogs inside the truck, prior to their removal, as I observed this from outside the tractor-trailer. Second shift (b)(6) (b)(6) (b)(6) was notified of my observations of non-compliance with 313.2(a) and 313.2(b), and of the forthcoming non-compliance record.</p>	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M6785	BEF Foods, Inc.	{0037B3D6-DFC A-409F-A78D-49 5C27846C05}	NRL2908 123402N -1	12/01/2020	04C02	Livestock Humane Handling	313.2	On 12/1/2020 at approximately 6:30 am while in the barn observing and verifying HATS Category III Water and feed Availability, I, (b)(6) (b)(6) observed the following non-compliance. I observed that the establishment held a sow overnight to be tested by APHIS for Foot and Mouth Disease. The sow arrived at Bob Evans no later than 5:30am on November 30th, 2020. I observed no visual evidence that the sow had been fed or given access to feed at 6:30am on December 1st, 2020. I asked the employee working out in the barn if he fed the sow that was held over and he said he had not. I then informed the (b)(6) (b)(6) (b)(6) that the Establishment was holding the sow for longer than 24 hours with no access to feed. Due to this fact the establishment was non-compliant with regulation 313.2(e) and they would receive a non-compliance record as a result. (b)(6) (b)(6) mentioned that he would talk to the employee about it and feed the sow immediately. I verified by visual observation that the sow was given access to feed at 8:15am. This document serves as a written notification that continued failure to meet regulatory requirements can lead to enforcement action as described in 9 CFR Part 500.4	OPEN
M7464+P746 4	F.B. Purnell Sausage Co., Inc.	{9033F6CC-8E48 -4535-A867-788 C8EAA2D7D}	CMN031 3103015 N-1	10/15/2020	04C02	Livestock Humane Handling	313.30(a)(1), 313.30(a)(3)	HATS category VIII: stunning effectiveness Establishment M7464, Purnell Sausage Co. Simpsonville, KY electrically stuns the animals to render insensible for slaughter. While covering the line position (b)(6) (b)(6) (b)(6) made the following observation at approximately 1200 hrs. EDT: A sow was observed exiting the restrainer after undergoing the electrical stunning procedure; the animal displayed conscious eye-tracking (looking about) and a conscious righting reflex (attempted to rise from a sternal position on the stick table). [The sow was ejected half-way from the restrainer when the above was observed as establishment personnel stopped the movement of the restrainer when they became aware of the situation]. Establishment personnel took immediate and effective corrective actions by electrically stunning the sow again with the back-up stunner thereby rendering her insensible for the remainder of the slaughter process. The above observation was brought to the attention of Supervisor (b)(6) (b)(6) and Plant Manager (b)(6) (b)(6) who were informed a verbal regulatory control action was being taken and that the stunning of additional animals was to cease until the chain of command was contacted for further instruction. Following instruction of the chain of command, the establishment resumed slaughter operations at approximately 1230 hrs. EDT. Plant Manager (b)(6) (b)(6) and (b)(6) (b)(6) (b)(6) and (b)(6) (b)(6) were informed of the forthcoming non-compliance record.	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M7464+P7464	F.B. Purnell Sausage Co., Inc.	{A09D693C-3F8B-4DD8-9CA5-BD4D7096BF27}	CMN581 2115906 N-1	11/06/2020	04C02	Livestock Humane Handling	313.2	HATS category VI: electric prod/alternative object use While performing the Humane Handling Activities Tracking System (HATS) task at Purnell Sausage Co. (M7464) Simpsonville, KY, (b)(6) (b)(6) (b)(6) D. (b)(6) (b)(6) made the following observation at approximately 1310 hours EST: A sow was observed to have balked while in the chute leading to the restrainer for the electrical stunning procedure. Establishment personnel was observed repeatedly and excessively employing the use of an electric prod ("Hotshot") not only on the balking animal but also on the animal behind the balking animal. The SVMO took a verbal regulatory control action and instructed establishment personnel to cease the use of the electric prod. The above observation was brought to the attention of Supervisor (b)(6) (b)(6) who was likewise informed of the forthcoming non-compliance record.	CLOSED
M7464+P7464	F.B. Purnell Sausage Co., Inc.	{B294C0F2-8BD D-4B5E-B86F-E05D3CCD88DB}	CMN551 2113916 N-1	11/16/2020	04C02	Livestock Humane Handling	313.30(a)(1), 313.30(a)(3)	HATS category VIII: stunning effectiveness While performing the Humane Handling Activities Tracking System (HATS) task at Purnell Sausage Co. (M7464) Simpsonville, KY, (b)(6) (b)(6) (b)(6) D. (b)(6) (b)(6) made the following observation at approximately 1215 hours EST: A sow was observed in the restrainer undergoing the electrical stunning procedure. As the sow was being ejected from the restrainer it displayed conscious eye tracking (looking about) and a conscious righting reflex (sternal, attempting to rise). Establishment personnel immediately employed the secondary electrical stunning device and rendered the sow insensible and it remained so through the duration of the stunning procedure. The SVMO immediately placed U.S. Rejected tag # B45422654 on the restrainer and notified Supervisor (b)(6) (b)(6) of the regulatory control action. After conferring with the chain of command, Plant Manager (b)(6) (b)(6) was informed of the forthcoming non-compliance record. This continues a recent trend in humane handling non-compliance for the establishment.	CLOSED
M7464+P7464	F.B. Purnell Sausage Co., Inc.	{36028632-FFA8-4245-BBFA-CEF00000C982}	CMN201 4121607 N-1	12/07/2020	04C02	Livestock Humane Handling	313.2	HATS category III: water and feed availability While performing the Livestock Humane Handling Activities Tracking System (HATS) task at Purnell Sausage Co. (M7464) Simpsonville, KY, (b)(6) (b)(6) (b)(6) D. (b)(6) (b)(6) made the following observation in the holding facility at approximately 1045 hrs. EST: An ambulatory disabled sow was found in the alleyway in a dog-sitting position; no visible water access was observed. The establishment had ceased operations at approximately 1040 hrs. EST for lunch. Upon return from lunch at approximately 1130 hrs. EST, Supervisor (b)(6) (b)(6) was informed of the above observation and of the forthcoming documentation of non-compliance with 9 CFR 313.2(e).	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M8082+P808 2	Kirby & Poe Slaughterhouse	{22C3B588-B4A A-4271-B68B-FB 8CB4AB0DBA}	EXA2612 113404N -1	11/04/2020	04C02	Livestock Humane Handling	313.16(a)(1)	On November 4, 2020, at approximately 7:10 am, while performing the Humane Handling Task, I observed an incident in which a single shot with a .357/.38 rifle using .38 caliber shells delivered to a market swine did not produce immediate unconsciousness as required by 9 CFR 313.16 (a)(1). The hog remained semi-standing, alert, and did not vocalize. A second gunshot was delivered immediately from the same rifle and effectively rendered the animal unconscious. Owner/Operator Kelly Poe and J T Poe were aware of the humane handling noncompliance and the issuance of this Noncompliance Record. This establishment has a Robust Systematic Approach to the Humane Handling program.	CLOSED
M8082+P808 2	Kirby & Poe Slaughterhouse	{8870E8BF-4B33 -4FBA-A3EC-630 917494A31}	EXA2610 115018N -1	11/18/2020	04C02	Livestock Humane Handling	313.16(a)(1)	On November 18, 2020, at approximately 7:05 am, while performing the Humane Handling Task, I observed an incident in which a single shot with a .357/.38 rifle using .38 caliber shells delivered to a market swine did not produce immediate unconsciousness as required by 9 CFR 313.16 (a)(1). The hog remained alert and did not vocalize. A second gunshot was delivered immediately from the same rifle and effectively rendered the animal unconscious. Co-Owners/Operators Kelly Poe, Cindy Poe, and J T Poe were aware of the humane handling noncompliance and the issuance of this Noncompliance Record. This establishment has a Robust Systematic Approach to Humane Handling program.	CLOSED
M9112+P911 2	Hometown Butcher	{822DCC72-FB0 D-41E5-BE85-5C 9B08C22F1C}	EJO1008 112606N -1	11/06/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(a)(3)	On 11/06/2020 while performing the Humane Handling Verification Task under HATS Category 8 at Hometown Butcher, an ineffective initial shot was delivered with a 22 firearm using CB shells at 8:30 CT which did not render the animal insensible to pain. (b)(6) (b)(6) (b)(6) after hearing the first shot, entered the slaughter floor and witnessed the sheep still standing. (b)(6) (b)(6) (b)(6) witnessed that the movement of the sheep was restricted within the squeeze chute. The stunner took a second immediate and effective shot with the 22 firearm and rendered the animal insensible, and it remained so thereafter. The employee stated that the first shot was too high. The chute was rejected with tag number B45241232. The plant owner, Mr. Stone, was notified of the noncompliance.	CLOSED
M4271+P427 1+V4271	GREISE BROTHERS PACKING INC.	{73A1192B-B404 -4DED-8E91-94A BA14F5D5C}	CZF3812 115325N -1	11/24/2020	04C02	Livestock Humane Handling	313.1	On November 24th at approximately 1400 I, (b)(6) (b)(6) and (b)(6) (b)(6) (b)(6) while performing the Humane Handling task in the barn observed a nail protruding out about 3 inches from a wooden feed box in pen #6. Animals were present in the pen, but no injuries were observed. This NR serves as notification of the establishments failure to comply with 9 CFR 313.1 (a)	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M4271+P427 1+V4271	GREISE BROTHERS PACKING INC.	{79F12689-50E6- 49AA-A473-62A5 9323795F}	CZF3012 122208N -2	12/08/2020	04C02	Livestock Humane Handling	313.1	HATS Category IV antemortem. On December 8, 2020 at approximately 1410 hours I, (b)(6) and (b)(6) while performing the routine SPS verification task in the barn observed about 20 wooden planks stacked up in the far-right corner inside of pen #9. No animals were present in the pen (b)(6) and I rejected the pen with tag number B39419825, and informed the (b)(6). This NR serves as notice of the establishments failure to comply with 9 CFR 313.1	CLOSED
M4271+P427 1+V4271	GREISE BROTHERS PACKING INC.	{C9C145BF-D7C 3-422E-B323-624 30DF9A417}	CZF3012 122208N -1	12/08/2020	04C02	Livestock Humane Handling	313.1	Hats Category IV Antemortem On December 8, 2020 at approximately 0900 hours I, (b)(6) and (b)(6) while performing the Humane Handling task in the barn observed a wooden plank with a nail protruding out about 2 inches in pen #9. No animals were present in the pen. I immediately notified (b)(6) about my observations. (b)(6) took immediately corrective action. This NR serves as notification of the establishments failure to comply with 9 CFR 313.1	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M9979+P9979+V9979	Smith Valley Meats	{822E6199-3DFD-4FE6-86F2-81FDDCF5B4D7}	AAH3009101315N-1	10/15/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.16(a)(1)	<p>At approximately 0700 hours on 10/15/2020 while performing HATS Category VIII-Stunning Effectiveness, IPP, (b)(6) (b)(6) observed the following noncompliance: After hearing the concussion of the .22 caliber captive bolt gun go off IPP (b)(6) entered the slaughter floor and observed a large gilt standing and alert, indicating the first stunning attempt was ineffective. Employee, (b)(6) (b)(6) immediately got the .22 caliber rifle and proceeded to take a second stunning attempt that was also ineffective, as the gilt remained standing. He then immediately proceeded to get the .22 magnum rifle and successfully rendered the animal unconscious on the third attempt. It is noted that the instruments used in the ineffective stuns (captive bolt gun and .22 caliber rifle) have previously been effective on animals of similar size. When observing the skull of the animal to look at stunning placement, it was observed that the captive bolt and .22 magnum shot were both in the correct place, while the .22 caliber rifle shot was approximately 1 inch higher and 1.5 inches towards the left side of the animal, in relation to the proper shot placement. The employee then shackled, hoisted, and bled the animal, (b)(6) placed a U.S. Reject tag B24889092 to the stunning area and notified plant manager Mr. Jeff Smith that there was a humane handling noncompliance and that no further stunning could take place. I also notified Mr. Jeff Smith that I was in contact with the (b)(6) and the (b)(6) (b)(6) to receive further instruction for enforcement action. After discussion with (b)(6) it was decided that this was not an egregious humane handling incident for the following reasons: the application of the captive bolt was in the proper location, and the skull of the gilt was not unusually thick compared to other swine stunned at this establishment and there was no indication that an alternative stunning method should have been used initially. Also, the establishment employee immediately sought a higher caliber weapon after each stunning failure as an appropriate corrective action. (b)(6) was notified of the noncompliance verbally and will also be notified in writing with this NR.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M9979+P9979+V9979	Smith Valley Meats	{5DA2F8C1-EB5D-490F-9505-6648D18B6F65}	AAH2312105627N-1	10/27/2020	04C02	Livestock Humane Handling	313.16(a)(1)	<p>At approximately 10:00am on 10/27/2020, while performing HATS Category VIII-Stunning Effectiveness, (b)(6) observed the following noncompliance:</p> <p>Employee, (b)(6) took an initial stunning attempt on an over 30 month Hereford steer with a .22 magnum rifle. All stunning attempts on cattle at this facility begin with the .22 magnum rifle. The stun was ineffective as the animal remained standing and looking around the room. The employee then proceeded to take a 2nd shot with the same rifle and that was also ineffective as the steer continued to remain standing, looking around the room, and moving its head. He immediately took a 3rd shot with the same rifle and again it was ineffective with the animal remaining standing and moving its head. (b)(6) then suggested Mr. (b)(6) get a larger rifle immediately. Employee, (b)(6) ran to the front office and got manager Jeff Smith. Mr. Smith retrieved a 30-30 rifle and then proceeded to the slaughter floor where he took the 4th shot. This attempt was an effective stun as the steer collapsed and exhibited no further signs of consciousness. With each shot (b)(6) was behind the wall adjacent to the kill floor by the inspector's office and stepped around the wall to observe for signs of consciousness. When observing the skull of the animal it is noted that all 4 shots were approximately 1 inch low and off center to the left and right by approximately 1/2 inch. As soon as the animal was shackled, hoisted, and bled, (b)(6) placed a U.S. Reject tag B30637106 to the squeeze chute. (b)(6) then proceeded to notify manager Jeff Smith that this was a noncompliance with humane handling, no further stunning could take place, and she would be in contact with the (b)(6) (b)(6) (b)(6) and the District Office to receive further instruction on enforcement action(s). After talking with the District Office, (b)(6) notified (b)(6) (b)(6) that the incident was determined to be egregious and that a suspension of slaughter would be issued. Manager Jeff Smith was notified of the noncompliance and impending suspension at approximately 11:00am verbally and will be notified in writing with this NR.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M10801+P10801	A&W Country Meats, Inc.	{3CEC1889-5FA5-49F1-BF39-C3AEB57330E4}	EOO5706120216N-1	12/16/2020	04C02	Livestock Humane Handling	313.15(a)(1)	<p>While observing slaughter on the kill floor at A&W Country Meats on 12/16/2020 at approximately 6:50am, I observed the following humane handling noncompliance. While waiting on the kill floor for the first animal, a steer, to be knocked and dropped out of the knock box, I heard the captive bolt go off, but the animal was not dropped out of the knock box onto the kill floor. I heard the captive bolt fire a second time, but the animal was still not released out of the knock box. At this point, I went through the doors to observe what was happening in the knock box on the other side of the wall. The steer was in sternal recumbency in the knock box but was rhythmically breathing, twitching its ears, and moving its head to look from side to side. The captive bolt operator, plant owner Mike Flohr, fired the captive bolt 2 more times in my presence, which appeared to have no effect on the steer at all. There was no reaction by the animal. Another employee on the kill floor, (b)(6) suggested that Mr. Flohr had not reset the bolt in the gun before continuing to fire after the first shot, resulting in misfiring of the equipment. The gun was reset, and Mr. Flohr fired another shot to the skull. This shot still did not achieve loss of consciousness (still rhythmically breathing, moving head and ears normally, and alert to surroundings), but did cause the steer to vocalize and thrash around in the knock box, appearing to attempt to rise to a standing position. The gun was reset again and fired, and loss of consciousness was achieved. Closer examination of the skull revealed three holes in the skull, one very high and significantly off-center to the left, one significantly off-center to the right, and a very large area of skull damage low and on the midline, which was too large and fractured to make out specific holes from the bolt. It was difficult to determine if the largest hole had been caused by a single shot or multiple shots in the relatively same area. The device used was a 25 caliber captive bolt. Taking more than one stunning attempt to achieve unconsciousness represents a noncompliance with regulation 9CFR 313.15(a)(1), which states: The captive bolt stunners shall be applied to the livestock in accordance with this section so as to produce immediate unconsciousness in the animals before they are shackled, hoisted, thrown, cast, or cut. The animal shall be stunned in such a manner that they will be rendered unconscious with a minimum of excitement and discomfort. Mr. Mike Flohr was notified of the noncompliance and the fact that a noncompliance record would be issued. Rejected tag No. B39387299 was applied to the knock box at approximately 7:00am.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M10801+P10801	A&W Country Meats, Inc.	{894DA792-84AF-4AD4-9147-B5A51EB1C796}	EOO4710122916N-1	12/16/2020	04C02	Livestock Humane Handling	313.15(a)(1)	Stunning effectiveness: 9CFR 313.15(a)(1) At approximately 10:20 hour on December 16, 2020, I was on the slaughter floor observing the stunning of hogs. The third hog required 2 shots before it was rendered unconscious. The stunning device was a captive bolt, 9 millimeter. Mr. Mike Flohr was the person performing the stunning. There was some vocalization before the second shot was applied, which was almost immediate. The second shot was successful in rendering the hog unconscious. Upon examination of the head after skinning, only 1 hole was observed in the head. At 11:05, US Reject tag# B39 387299 was applied to the knocking box before any other animals were stunned. Mr. Mike Flohr, owner, was notified of the failure of the plant to comply with 9 CFR 313.15(a)(1). This NR is to be linked with NR #EOO5706120216N for the same root cause.	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M10804+P10804	Wagner Meats, LLC.	{16372250-080E-453E-BFD0-AD1637A34D18}	IWC5512112702N-1	11/02/2020	04C02	Livestock Humane Handling	313.16(a)(1)	<p>While performing post-mortem inspection procedures during beef slaughter at Wagner Meats on November 2, 2020 at 8:02am, the following noncompliances were noted by (b)(6) 1.) (b)(6) stepped out of the slaughter floor due to an establishment employee preparing to stun an animal via gunshot in the knocking area. While outside of the kill floor, she heard 2 separate shots fired from the gun with a short period of time in between. She re-entered the kill floor to assess the situation but saw the animal still standing and moving around the knocking area. She left the kill floor again when the establishment employee was prepared to apply a third stunning attempt via gunshot. She heard the shot fired, returned to the kill floor, and observed that the animal was rendered unconscious. Inspection of the skull revealed 3 separate holes from the 3 shots fired. Two of the holes were in the correct approximate location for an accurate stun with one being slightly off-center. The third hole was significantly lower and notably off center towards the left side of the skull. (b)(6) then notified myself, (b)(6) of the events that transpired. Due to the fact that (b)(6) was standing outside of the room for safety purposes during the stunning attempts, she was not able to assess the consciousness of the animal between the first two stuns or the reason for the failed stun attempts, such as lack of restraint, operator error, etc. She also has no way of determining the order of the shots based on the holes in the skull. For this reason, I can not conclude that there was an egregious humane handling violation. 2.) Later in the morning, at 11:32am, a similar incident occurred where (b)(6) left the room during the stunning, heard 1 shot fired, and returned to the room where the animal was observed to be still standing and moving. There was no vocalization or signs of discomfort shown, but there was a short delay while the animal repositioned before the reloaded gun was used to administer a second stun that effectively rendered the animal unconscious. Taking more than one attempt to achieve unconsciousness represents a noncompliance with regulation 9CFR 313.16(a)(1), which states: The firearms shall be employed in the delivery of a bullet or projectile into the animal in accordance with this section so as to produce immediate unconsciousness in the animal by a single shot before it is shackled, hoisted, thrown, cast, or cut. The animal shall be shot in such a manner that they will be rendered unconscious with a minimum of excitement and discomfort. Mr. (b)(6) (b)(6) was notified of the noncompliances and the fact that a noncompliance record would be issued.</p>	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M10804+P10 804	Wagner Meats, LLC.	{A489AF81-0A80 -4E46-824F-C37 C8FE6FC7D}	IWC5210 114516N -1	11/16/2020	04C02	Livestock Humane Handling	313.16(a)(1)	9 CFR 313.16(a)(1), On November 16, 2020 at approximately 0755 hours, while performing Humane Handling inspection at Establishment 10804M, Wagner's Meats, I, (b)(6) (b)(6) observed the following noncompliance. The 4th beef carcass was shot and dropped to the floor. When the kill floor associate opened the chute door, the animal staggered to its feet and proceeded to move around the kill floor. It left the kill floor and tried to climb the ramp that leads to a processing room, but another kill floor associate blocked its path with a cooler door. The animal returned to the kill floor and was cornered by the wall and the head table. The kill floor associate took another shot, and the animal was rendered unconscious. I examined the head along with Mr. (b)(6) (b)(6) (b)(6) and observed the first shot being low and the second shot being in the high middle of the skull. I tagged the knock box as rejected with tag B24017038 and notified my (b)(6) (b)(6) Mr. (b)(6) stated that a different employee would take over stunning responsibility and that before the chute door was released they would check the animals' eyes for signs of consciousness. These corrective actions were deemed sufficient, the tag was removed from the knock box, and slaughter resumed. The establishment is in noncompliance with 9 CFR 313.16(a)(1). Mr. (b)(6) was notified of the noncompliance and the fact that a noncompliance record would be issued.	CLOSED
M10804+P10 804	Wagner Meats, LLC.	{14CBED09-C0D 4-47FA-A2E3-55 498BA6F6BC}	IWC1808 125828N -1	12/28/2020	04C02	Livestock Humane Handling	313.2	While performing a humane handling verification task on 12/28/2020 at approximately 8:00am at Wagner Meats, the following noncompliance was observed. While inspecting the animal pens adjacent to the slaughter floor, it was noted that there was no water coming from any of the automatic waterers when I tested them. At this point, there were still 2 hogs left in the pens to be slaughtered of the 12 hogs that were delivered prior to the start of operations. This is a violation of regulation 9CFR 313.2 (e), which states that animals shall have access to water in all holding pens. (b)(6) (b)(6) (b)(6) was notified of the noncompliance and the fact that an NR would be issued.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M10805	Hamzah Slaughter House	{1AE2E7C5-A061-4E2F-8E02-D1F3AF29CCE6}	UIE3717102705N-1	10/05/2020	04C02	Livestock Humane Handling	313.2	At 10:28 on 10/5/20, I found 17 lambs and 4 goats that had been left in the alleyway without water for at least the approximately 4.5 hours the establishment was delayed for Pre-Operational Sanitation non-compliances. At 15:39, approximately 20-25 lambs had passed ante-mortem inspection and were near the knock box/slaughter area. This area routinely contains no access to water and significant numbers of sheep, lamb and goats are presented in a large group for ante-mortem. Because of inadequate sanitary dressing procedures, I had to take regulatory control action and stop the slaughter process at 15:17. These lambs had been standing without access to water in that area for the 22 minutes referenced above, in addition to the time it took to slaughter the previous 35-40 lambs. Both instances are livestock humane handling non-compliances with 9 CFR 313.2(e) which states in part, "Animals shall have access to water in all holding pens..." A humane handling MOI (UIE4214083703I, dated 8/5/20) was written for similar incidences that occurred on 8/1/20.	CLOSED
M10805	Hamzah Slaughter House	{A1C0032C-A3E6-4A0C-9950-B481DFE0FF5B}	UIE0414101007N-1	10/07/2020	04C02	Livestock Humane Handling	313.2	At approximately 10:45 on 10/7/20, (b)(6) performed AM inspection on approximately 30-35 animals of various species (lambs, sheep, goats) inside AM presentation area at M-10805. The establishment took the normal lunch break from 11:00 – 11:30 while leaving approximately 11 of the remaining animals restrained inside the knock box and the remainder penned outside the knock box in the AM presentation area. At approximately 11:50, (b)(6) (b)(6) stated that the remaining animals in the AM area, and particularly the ones restrained in the knock box, had not had access to water since entering the pen upon AM inspection at approximately 10:45. I notified (b)(6) Ms. (b)(6) (b)(6) (b)(6) of this repeated Livestock Humane Handling (HH) non-compliance with 9 CFR 313.2(e) which states in part, "Animals shall have access to water in all holding pens....." She immediately addressed the issue and had plant employees open the knock box hind gate to the alley way behind and provide a bucket of water. Another bucket of water was provided to the animals held outside the knock box in the AM presentation area. The animals readily drank from the fresh water provided. I reminded Ms. (b)(6) that if the establishment continued to simultaneously present significant numbers of lamb, sheep and goats on AM presentation, they must provide free access to water in all holding pens to avoid situations like this, particularly when animals are held over during break times. In response, Ms. (b)(6) stated that moving forward, a bucket of water would be provided at all times in the AM presentation area just prior to slaughter. This HH non-compliance will be associated with previous HH non-compliances for similar cause, the most recent of which occurred on 10/5/20.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M10805	Hamzah Slaughter House	{D2705278-8FA9-4745-AC2B-98B B6045E0AC}	UIE0011 103008N -1	10/08/2020	04C02	Livestock Humane Handling	313.1	<p>On 10/8/20 at 09:10, (b)(6) (b)(6) first called and informed me of a veal calf down in the platform pen outside the slaughter facility where bovine AM inspection is performed. I asked him to describe the calf's presentation to which he stated, both rear legs were splayed out behind him, the left front leg was fully extended and the right front leg was partially tucked up under the animal. The calf displayed signs of stress and labored breathing without indication of respiratory infection. The floor was slick, wet, and sloppy with considerable manure coverage. Many goats and lambs completely surrounded the calf. (b)(6) (b)(6) approached the rail fence and came within approximately one foot of the calf's neck with his hand and gently snapped his fingers to see if the calf could move. The calf did not. I instructed him to notify the establishment, have them move the goats from around the animal and gently see if the calf could rise on his own without the use of electrical prodding, poking or other mechanical means. Plant employee, (b)(6) (b)(6) moved the goats and helped the calf gets its hind legs underneath it. After a few failed attempts due to the slick, manure-covered flooring, the calf was able to rise and ambulate on his own. This is a repeat Livestock Humane Handling non-compliance with 9 CFR 313.1(b) which states, "Floors of livestock pens, ramps and driveways shall be constructed and maintained so as to provide good footing for livestock. Slip resistant or waffled floor surfaces, cleated ramps and the use of sand, as appropriate, during winter months are examples of acceptable construction and maintenance." Therefore, I instructed (b)(6) (b)(6) to instruct (b)(6) (b)(6) (b)(6) to place US Reject tag #: B30381392 on the livestock entrance door after she completed giving (b)(6) (b)(6) his break. I arrived at M-10805 at approximately 10:10, and while evaluating the situation, I found the ambulatory veal calf inside ready for slaughter after passing AM inspection. The remainder of the outdoor platform contained approximately 50+ goats and lambs. In the interim, Mr. (b)(6) had sent a plant employee to the local farm supply store to purchase new, black, rubber, texturized, livestock stall mats. Employees proceeded to move the goats and lambs from the platform to the alleyway, clean the bulk manure from the concrete floor with shovels and lay the rubber mats roughly in place. Installation of approximately two more rubber mats to fill any remaining gaps is scheduled to occur this weekend, along with properly shaping all rubber mats around pipes and corners to ensure a snug fit. When the rough install was completed, the goats and lambs were reintroduced to the platform pen and took readily to the new, rubber, texturized floor mats. Upon determining this was a satisfactory corrective action, I removed the tag from the livestock entrance relinquishing regulatory control, thereby</p>	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
								allowing the goats and sheep to enter and be presented for AM inspection beginning at approximately 10:45.	
M10805	Hamzah Slaughter House	{F4FEB46A-B24-A-4C54-B3A7-19134B0C302B}	UIE4713101822N-1	10/22/2020	04C02	Livestock Humane Handling	313.2	<p>(b)(6) noted two (2) beef and seven (7) veal were presented for AM at approximately 08:15 on 10/22/20, were held in the outside platform pen with water, then brought inside and crowded into the alley at approximately 10:15. At approximately 10:45, as I was performing a Livestock Humane Handling task inspection, I noted seven (7) veal crowded tightly into the alley way prior to the knock box at M-10805. Two (2) beef and two (2) of the veal were slaughtered prior to lunch. The establishment took the normal lunch break from 11:00 – 11:30 while leaving five (5) of the remaining veal restrained inside the crowding alley. At approximately 11:45, (b)(6) stated that the five (5) remaining veal in the crowding alley had not had access to water since entering the premises from the platform pen at approximately 10:15, leaving the veal without water for approximately 1.5 hours. I notified (b)(6) Ms. (b)(6) (b)(6) and (b)(6) (b)(6) of this repeated Livestock Humane Handling (HH) non-compliance with 9 CFR 313.2(e) which states in part, "Animals shall have access to water in all holding pens....." Ms. (b)(6) immediately provided corrective action by having plant employees open the hind gate to the alley way and move the veal back to the platform pen where a bucket of water was available. This HH non-compliance will be associated with previous HH non-compliances for similar cause; the two (2) most recent occurrences being on 10/5/20 and 10/7/20 where Ms. (b)(6) stated that as a preventative measure, a bucket of water would be provided at all times in the AM presentation area just prior to slaughter. The proffered preventative measure was not followed in this instance and served as an insufficient response to this incident. Therefore, Ms. (b)(6) instructed Ms. (b)(6) to create a schedule detailing an employee to check that no animals were left for extended periods of time (particularly lunch break) in any pen/holding area without access to water and log their findings daily. These corrective actions and preventative measures were deemed adequate if implemented correctly and in a timely manner moving forward.</p>	OPEN

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M19252+P19252	Farm 2 Table Meats LLC	{EEC79218-6A54-4B33-B135-C057F0E52895}	IHC3406114010N-1	11/09/2020	04C02	Livestock Humane Handling	313.1, 313.2	HATS category IV: Antemortem inspectionAt approximately 0720 hours, I (b)(6) while performing routine inspection duties in the slaughter area I observed the following. At approximately 0720 hours, while a crazy steer was going to be moved from the holding pen to the kill chute, the steer tried to jump the wooden boards between pens to get away. The wooden dividers of the pens are approximately 5 ½ foot high, the space between the boards are approximately 8 inches. The front right hoof got wedged between the top and second board. (b)(6) (b)(6) was in the office, I notified her and she came to observe the situation. The steer just stood there. (b)(6) the (b)(6) came out of the pens and got the owner Tim, they called for somebody with a saw to cut the board. They ended up getting the hoof released at approximately 0738 hours and proceeded it to the kill chute. I informed (b)(6) and Tim Radcliff, owner, verbally and in writing this noncompliance record of the failure to comply with 9 CFR 313.1 and 313.2.	OPEN
M244I	Tyson Fresh Meats, Inc	{310183D7-8D47-47B1-BC6E-96CBC407E1DD}	GEH3010125203N-1	12/03/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII – Stunning Effectiveness On December 3, 2020, at approximately 0915 hours while (b)(6) (b)(6) was just outside the subpen monitoring the stunning of ten hogs that had been passed for slaughter, the following noncompliance was observed. The first nine hogs were restrained with a u-board and stunned with a captive bolt without incident by two shooters, both with loaded captive bolts. The tenth hog, with tattoo 0X14, was restrained with the u-board by the two shooters. The first shooter applied the captive bolt stunner to the tenth hog's forehead and discharged it. The hog appeared to move right as the captive bolt was being discharged. The hog did not go down and began to vocalize. The first shooter immediately asked for the second shooter's loaded captive bolt and applied it to the hog's forehead and discharged it. The hog went down and was unconscious. Two separate holes were observed in the hog's forehead. Mr. (b)(6) (b)(6) was notified verbally and now in writing of this noncompliance.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M17D+P761 3+V17D	Smithfield Packaged Meats Corp.	{5780B7FD-F920 -4B1A-9C11-647 954F2E6A3}	WLJ022 0114202 N-1	11/02/2020	04C02	Livestock Humane Handling	313.15(a)(1)	<p>HATS Categories IV-Antemortem Inspection, V-Suspect and Disabled, and VIII-Stunning Effectiveness. On 11/02/2020 at approximately 1820 hours, I, (b)(6) observed the following humane handling non-compliance. As I was performing ante-mortem inspection of the South end of pen 19, I observed one dead hog and one moribund hog along the South gate of this pen. The establishment immediately removed the dead hog from the pen. At presentation, the moribund hog was in lateral recumbency, was dark purple in color, had a moderately distended (bloated) abdomen, exhibited shallow labored breathing, and had a bright red coloration to the conjunctiva and sclera of the eyes. The hog would not move from the lateral recumbent position when lightly prompted by establishment employees using a rattle paddle but would track the employees' movement with its eyes. I condemned the moribund hog on ante-mortem inspection. Establishment employees then arrived with two hand-held captive bolt (HHCB) devices to euthanize the hog. While the hog was still in lateral recumbency, an establishment employee placed the HHCB device to the front of the hog's head. At this time, the hog lifted its head slightly and the employee waited until the hog stopped moving before firing the HHCB device. After the HHCB device stun was applied, I immediately saw a stunning wound with dripping blood approximately ¾ inch below the level of the eyes of the hog. I then noticed the hog was conscious and was still breathing in a regular, rhythmic pattern. The hog's nostrils flared in synchronization with the breath. The hog then blinked several times before rolling into sternal recumbency and raising its head. The hog then rolled back into lateral recumbency still rhythmically breathing and blinking its eyes. An establishment employee then applied a second stun via the back-up HHCB device effectively rendering the hog insensible. The second stunning wound was placed approximately two inches above the first stunning wound. I then found (b)(6) and informed him of my observations and of the forthcoming non-compliance report. We then both observed the placement of the two stunning wounds on the now dead hog. I took a verbal regulatory control action by asking for immediate corrective actions before captive bolt stunning of non-ambulatory disabled animals could resume. Immediate corrective actions provided were that the offending employee would no longer be stunning hogs until the completion and evaluation of hog stunning retraining. This is non-compliant with 9 CFR 313.15(a) as "The captive bolt stunners shall be applied to the livestock in accordance with this section so as to produce immediate unconsciousness in the animals before they are shackled, hoisted, thrown, cast, or cut. The animals shall be stunned in such a manner that they will be rendered unconscious with a minimum of excitement and discomfort."</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M17D+P761 3+V17D	Smithfield Packaged Meats Corp.	{69AE8C02-62D1 -43CB-9BC2-44F 2CE2DC493}	WLJ180 0111326 N-1	11/25/2020	04C02	Livestock Humane Handling	313.2	HAT Categories IV – Ante-mortem Inspection and VII – Slips and Falls On 11/25/2020 at approximately 2236 hours while performing ante-mortem inspection, I observed the following non-compliance. While walking down the kill drive alley performing ante-mortem inspection on the North ends of the odd number pens, I observed an ambulatory hog walking West down same the kill drive alley. At this same time, an establishment employee driving the frontend loader skid steer was driving East in the same kill drive alley. At approximately the area of pens 25 and 27, the skid steer driver crossed paths with the ambulatory hog walking down the kill drive alley. I then observed the front left side of the skid steer/bucket make physical contact with the ambulatory hog. The hog was immediately knocked completely to the ground off all four feet. The skid steer driver stopped, and the hog immediately got up and began walking away from the skid steer. The hog was not lame and did not appear to be harmed by the incident. I informed (b)(6) (b)(6) of the forthcoming non-compliance report. I took an immediate verbal regulatory control action by ceasing skid steer operations until corrective actions could be provided. (b)(6) stated that the employee would be immediately removed from driving all skid steers in the barns. Skid steer use in the barns was resumed once a new qualified employee was selected for driving the equipment. This is non-compliant with 9 CFR 313.2 (a).	CLOSED
M253	Long Prairie Packing Company, LLC	{F63D667B-5864 -4B3F-91E0-718 15190CB76}	AGL2817 110210N -1	11/10/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(b)(1) (iii)	On November 10, 2020 at 1012 hours, I (b)(6) (b)(6) was performing HATS Category VIII – Stunning Effectiveness of an adult Black Angus bull that had been U.S. Condemed on Ante-mortem Inspection (HATS Category IV) as non-ambulatory disabled bovine (HATS Category V). No halter or other restraining device was used to restrain the head prior to the stunning attempt. The establishment employee used a shotgun on the first attempt, after which the bull remained conscious; in sternal recumbency, actively breathing, moving its head from side-to-side, and had purposeful eye movements. The establishment employee immediately reloaded the shotgun and fired a second stun attempt which successfully rendered the bull unconscious. A third round was loaded and fired as a security stun. The carcass was then stuck and bled. I notified (b)(6) (b)(6) Mr. (b)(6) (b)(6) of my observations and that a noncompliance record would be issued. Verbal corrective actions provided by (b)(6) (b)(6) (b)(6) consisted of retraining the establishment employee in humane handling practices per AFG written protocol as well as going over restraint procedures available to employees in the barn. Stunning of non-ambulatory or diseased animals was able to resume. This finding is not compliant with 9CFR 313.16(a) and 313.16(b)(1)(iii).	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M2460+P2460	Cimpl's, Inc.	{DB26B396-B59B-4057-A8E2-B86F6AAB5118}	PMB3612124405N-1	12/05/2020	04C02	Livestock Humane Handling	313.1	On 12/5/20, at approximately 1130 hours, while performing HATS task category IV Ante-Mortem Inspection I (b)(6) (b)(6) observed the following. While returning 7 animals from pen 3 to pen 6 I observed 3 of the 7 animals slip to their front knees as they were rounding the southeast corner in pen 3. The floor appeared to be sparsely coated with hay from the previous nights bedding allowing for a slick surface. At this time I ceased Ante-Mortem inspection and informed the blue hat barn employee that the floor was to slick to return any animals into. I contacted (b)(6) (b)(6) (b)(6) and when Mr. (b)(6) arrived in the barn area I showed him the area of my observation. Mr. (b)(6) informed me of his immediate corrective actions were to place a company hold tag on Pen 3 until the slippage issue could be alleviated. Mr. (b)(6) informed me that the animals that had previously been in pen 3 would be moved to pen 12. Mr. (b)(6) also stated that further corrective actions would be provided to alleviate this issue from happening in the future. This finding is non-compliant with 9CFR313.1(b)	OPEN
M7644+P7644+V7644	Yellowstone River Beef	{1D7BB18A-0E25-4F9F-BBA5-DE9F115F0509}	NBO1412110824N-1	11/24/2020	04C02	Livestock Humane Handling	313.2	Category III- Water and Feed AvailabilityCategory III- Water and Feed AvailabilityUpon IIC performing the humane handling task in the corrals at 1030 hours, 3 pens with livestock in each, had no water supplied to the animals. Pens 4 and 5 had beef which had arrived at 0930 to the establishment and upon IIC checking water supply at 1010 hours, the water buckets had been dry also. Livestock in Pen 6 (3 beef) had no water but had just been moved to this pen by personnel and were next to be slaughtered immediately. IIC informed (b)(6) (b)(6) (b)(6) Personnel that an NR would be written for lack of water supplied for the livestock. Tag # 305630 was applied to the knock box with (b)(6) expressing that livestock already having been knocked and in the process of being skinned or trimmed, could continue to be processed at that time. Corrective actions were offered of by (b)(6) stating that water would be supplied immediately to the water tubs. IIC observed compliance at 1045 hours and removed the tag. This is noncompliant of regulation 313.2(e) Animals shall have access to water in all holding pens.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M7785+P7785+V7785	Huettl's Locker & Dressing Plant	{89605F48-3373-4057-9273-A25C FDF8A0DE}	FPI5911 113605N -1	11/03/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII: Stunning effectiveness. At approximately 0825 hours, I observed the following noncompliance: While attempting to stun the second of six scheduled market hogs, Plant Owner Mr. Jim Huettl, did not render the hog unconscious with a single captive bolt stunning attempt. (b)(6) was properly restraining the hog in the restrainer with a sort board. I was standing in the entrance to the stunning floor behind (b)(6) and heard the hand-held captive bolt device fire. The hog remained conscious and vocalized once. It moved from a sternal position to one where its front legs were upright. (b)(6) immediately reloaded the same hand-held captive bolt device and rendered the animal unconscious. The animal was bled with no further issues. On post-mortem I observed two captive bolt holes on the skinned skull. One hole was above and to the left of geographical landmarks. The second hole was in the middle of the forehead. I notified (b)(6) of the noncompliance with regulation 9 CFR 313.15(a) and we discussed preventative measures. slaughter then resumed.	CLOSED
M7785+P7785+V7785	Huettl's Locker & Dressing Plant	{F2E593D5-D5F F-4DAD-8BF7-09 006E5883AE}	FPI3811 120531N -1	12/29/2020	04C02	Livestock Humane Handling	313.15(b)(1) (iii), 313.16(a)(1)	HATS Category VIII: Stunning effectiveness. At approximately 0830 hours, I observed the following noncompliance: While attempting to stun the second of two scheduled steers, Plant Owner Mr. Jim Huettl did not render the steer unconscious with a single stunning attempt. The steer was in the restrainer but moved his head as (b)(6) attempted to stun the steer with a hand-held captive bolt gun. The bolt fired but did not penetrate the skull. I did not observe any changes in the steer's consciousness. (b)(6) had a rifle ready and attempted to stun the steer. The steer remained standing and conscious. I observed it take one step forward and one step backward repeatedly. (b)(6) immediately reloaded the same rifle and effectively rendered the animal unconscious. (b)(6) then applied a safety stun with the same hand-held captive bolt gun, which had been reloaded. The animal was bled with no further issues. On post-mortem examination I observed three holes on the skinned skull. One hole was in the middle of the forehead, one hole was approximately one inch to the right of that hole, and one hole was approximately one inch below the mid-forehead hole. I notified (b)(6) of the noncompliance with regulations 9 CFR 313.16(a) and 313.15(b)(1)(iii). (b)(6) and I verbally discussed corrective actions. This noncompliance record (NR) is being associated with NR #FPI5911113605N documented on November 3, 2020 for a similar incident with ineffective stunning with a hand-held captive bolt stunner and restrainer. The previous corrective actions and preventative measures were either not implemented or not sufficient to prevent recurrence of the noncompliance.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M8916+P8916	St. Joseph Meat Market	{153B5C5C-600D-4AC3-BE4D-0B3FDB24FD24}	LZC4913105126N-1	10/26/2020	04C02	Livestock Humane Handling	313.1	At approximately 08:30 am on 10/26/2020, while performing HATS Category VII Slips and Falls, I observed a cow fall as it entered the restrainer then immediately stand back up on its own. While awaiting slaughter, the animal fell two more times in less than 10 minutes: once it stood back up and the second time remained recumbent. The floor of the restrainer is angled 45 degrees sideways and has five or so, parallel, shallow grooves apx. 1-2 inches wide running lengthwise. I determined the three, consecutive falls to be from inadequate footing in accordance with 9 CFR 313.1 (b). I notified the harvest floor manager of the forthcoming noncompliance. They voluntarily opted to cease federally-inspected slaughter. I then spoke with the establishment owner to review the situation and discuss preventative measures.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M8948+P894 8+V8948	Carlson Meat Shop	{8A693A27-F8C8 -4F7C-B01C-AD 0A116BAADE}	FWL311 5103720 N-1	10/20/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(b)(1) (iii)	<p>On 10/20/2020 at 12:21 hours while performing HATS Task Category VIII Stunning effectiveness, (b)(6) (b)(6) (b)(6) and (b)(6) Mr. (b)(6) (b)(6) observed the following noncompliance. An establishment employee positioned himself to stun a beef steer in the restrainer with a hand-held captive bolt stunner. Head restraint was not available, and the animal had free movement within the restrainer. When the establishment employee went to stun the animal, the first poll stun was not effective, and the shot sounded muffled. After the stun attempt, the beef steer was conscious as it remained standing with rhythmic heavy breathing and moving back and forth within the restrainer. The establishment employee immediately reloaded the same hand-held captive bolt stunning device. After an extended period, the employee attempted a second poll stun. The animal went down but remained conscious, in a sternal recumbent position with rhythmic breathing, controlled movement of the head and eye tracking. The establishment employee then reloaded the same hand-held captive bolt stunner and stunned the animal in the forehead, rendering the animal unconscious. I examined the head and found three stun wounds; two of the wounds were approximately one-half inch to the right from the center of the poll area and one wound was in the center of the forehead. A verbal regulatory control action was taken with notification to the establishment and further stunning was stopped I place U.S. reject tag No. B5555461 on the restraining area. I informed Plant Owner, Joel Inselmann of the forthcoming noncompliance record for the failure to meet regulations 9 CFR 313.15(a)(1) and 313.15(b)(1)(iii). I also informed (b)(6) I notified the District Office through supervisory channels for further guidance. This NR is being associated with a similar noncompliance FWL2411072414N/1 documented on 8-11-2020 for a similar incident with ineffective stun with a hand-held captive bolt stunner and restrainer. The previous corrective actions and preventative measures were either not implemented or were not sufficient to prevent recurrence of the noncompliance.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M850+P177 75+V850	Swift Pork Company	{C69DC89E-2AD D-492D-912C-6D FC485F9C7C}	HEM200 3103230 N-1	10/28/2020	04C02	Livestock Humane Handling	313.2	<p>On 10/28/2020, while performing HATS Category IV – Handling During Ante-mortem Inspection, a noncompliance was observed in Category III – Water and Feed Availability and Category V – Handling of Suspects and Disabled Animals. At approximately 1838 hours, after signing for pens 38-41, I gave the pen cards to Mr. (b)(6) (b)(6) (b)(6) and proceeded to the center alley to continue ante-mortem inspection of pens 20 to 13 as the center alley drivers had just began moving the animals in pen 41 to slaughter. As I began inspection of pen 13, Mr. (b)(6) opened the center alley gate at pen 12 to better access the hogs in pen 13 to get some of them in motion. As Mr. (b)(6) opened the gate, we observed a hog in sternal recumbency panting with cyanotic-mottled skin. I then observed the center alley gate at pen 7 to be closed; this was at approximately 1845 hours. I communicated with Mr. (b)(6) that the fatigued hog was gated off therefore denying it access to water. Mr. (b)(6) attempted to get the hog to move. The hog (b)(6) to a sitting position but was still panting and discolored. Mr. (b)(6) advised me he would go get the sled and I asked him to summon for (b)(6) (b)(6) (b)(6). The animal was transported in the sled to pen 43 which has water access. (b)(6) came to the center alley and I communicated my observations. I informed Mr. (b)(6) a noncompliance record would be issued. Since the hog was humanely moved to a pen with available water and that Mr. (b)(6) (b)(6) (b)(6) offered further verbal preventative, a regulatory control action was not necessary.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M850+P177 75+V850	Swift Pork Company	{EB124A3F-178A -4A0C-ACBB-6B E56C2FFCF3}	HEM282 0120602 N-1	12/02/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(b)(1) (iii)	<p>At approximately 1735 hours, while verifying HATS Category VIII – Stunning Effectiveness, (b)(6) (b)(6) (b)(6) observed the following noncompliance: An establishment employee was noted to have a red plastic sort board and was observed trying to restrain a market hog that was pulled out of the single file chute for hand-held captive bolt stunning. After multiple attempts to restrain the hog, the employee moved the hog to an area where he could use the sort board and the wall of the single file chute on stunner number two to restrain the hog. The employee placed the hand-held captive bolt on the head of the animal and attempted to stun the hog. The DVMS heard the device discharge but the hog was still conscious and remained standing. Another establishment employee was observed handing a second pre-loaded hand-held captive bolt device to the first employee. The hog moved from around the sort board and started moving in between the two single file chutes. The first employee was manipulating the hand-held captive bolt device and tried to re-restrain the animal near the entrance of stunner number two. The employee was then observed to place the hand-held captive bolt device on the floor and reloaded the initial stunning device. The employee was then observed manipulating that stunning device and reloaded it. After he reloaded the device a third establishment employee with a blue hat was observed to take the sort board and the stunning device. During this time, the hog was observed moving in between the two single file chutes and blood could be seen running down its face and from its nose. The employee restrained the animal with the sort board and placed the hand-held captive bolt device on the head and effectively stunned the animal. The hand-held captive bolt device was reloaded, and a security stun was performed right behind the base of the ear aiming towards the brain. The DVMS notified (b)(6) (b)(6) (b)(6) who was present during the incident that a regulatory control action would be taken and that the district office would be contacted for further guidance. U.S. Reject tag number B36020832 was placed on the alleyway leading to the stunning area. After the animal was unconscious, the DVMS reviewed the stunning wounds and noted that one wound was approximately three centimeters above the half-way point between the eyes. A second wound was noted approximately one centimeter above and to the right of the first wound. A third stun wound was observed directly behind the base of the right ear. The DVMS informed (b)(6) of the failure to meet regulation 9 CFR 313.15(a)(1) and 313.15(b)(1)(iii). The establishment split the head and it was noted that one wound penetrated the nasal sinus cavity and angled towards the nose. A second and third wound were noted to penetrate to the brain.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M244W	Tyson Fresh Meats, Inc.	{B728A125-62DA-4DC9-BCAC-345478068C5C}	BTD3814125604N-1	12/04/2020	04C02	Livestock Humane Handling	313.1	<p>At approximately 13:20 on 12-04-2020 I, (b)(6) (b)(6) observed the following humane handling non-compliance: As I was performing ante-mortem inspection (HATS category IV- Antemortem Inspection), a team member entered pen 5 through the east gate to drive the hogs in the pen so I could inspect them in motion. The hogs were laying down and piled in this area, and when they stood up, I observed a hog with its lateral toe of its right front leg pinched inside a gate-- between a steel panel and the lower frame of the gate. The gate is a dividing gate between pen 5 and pen 6, toward the east end of the pens. The hog was in pen 5. As the team member dislodged the toe from the gate, the hoof separated from the toe (lamina) but remained attached. The hog was able to walk out of the pen and into holding pen 3 to be immediately stunned by captive bolt and processed for slaughter. The establishment is non-compliant with 9CFR 313.1 for disrepair of holding pen that allowed unnecessary opening causing injury to the animal.</p> <p>(b)(6) (b)(6) and the (b)(6) (b)(6) (b)(6) (b)(6) were notified an NR would be documented. A U.S. "Rejected" tag No. B35870502 was placed on pen 5 to prevent holding hogs in the pen until the gate could be verified in good repair.</p>	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M245L+P245 L	Tyson Fresh Meats, Inc	{2E6D7416-CE93 -4633-B72D-8E6 49AC772D7}	LEI39181 01829N- 1	10/28/2020	04C02	Livestock Humane Handling	313.1	<p>On October 28, 2020 at approximately 2343 hours while performing humane handling at the restrainer I observed a black beef slip and go down just prior to the restrainer in the single file chute. Then a (b)(6) beef ran onto the top of the black beef, completely covering the black beef except for the side of the black beefs head. The hide side (b)(6) had the chute door shut behind these two beef, so no more beef could enter and pile onto the already down black beef. (b)(6) had the beef immediately behind the chute door backed up and then reopened the chute door before establishment personnel attempted to back the white beef off the black beef. The Supervisor was at the head of the white beef waving his hand to try to get the white beef to back up while the team member was poking the white beef on the back and top of right hip with the air tickler. A team member from the backend of the white beef applied a hot shot to the animal in the rump area to try to get the white beef to move forward over the top of the downed animal (i.e. the black beef). I stop establishment personnel from using the hot shot at this time. Shortly after the establishment tried to back the animal (i.e. the white beef) up, establishment personnel continued to poke the white beef with the air tickler and twisted its tail until the white beef moved on over the downed black beef into the restrainer. The downed black beef never vocalized and returned to its feet without being prodded with the hot shot and walked into the restrainer. A U.S. Rejected tag #B40207754 was given to (b)(6) (b)(6) and he was verbally notified that the slaughter process was rejected. Correlation with Denver District Management was conducted through supervisory channels. There have been no noncompliance records issued for the same root cause within the past 90 days.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M5537	Sioux-Preme Packing Co.	{0AF06D16-89B C-418A-B780-61 1601BA8ED2}	TJF1807 111806N -1	11/05/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(b)(1) (iii)	<p>I, (b)(6) at 1400 hours was performing HATS Category IV - Antemortem Inspection when I observed noncompliance with HATS Category VIII – Stunning Effectiveness. There were two pigs laying in the alleyway that would not get up. The rest of the pigs from the pen had already been moved to the (b)(4). One of the establishment employees arrived with a hand-held captive bolt device. I observed the establishment (b)(4) employee load the hand-held captive bolt device and attempt to stun one of the pigs without restraint. The first stun attempt resulted in a conscious excited pig. Immediately, the establishment employee grabbed a second pre-loaded hand-held captive bolt device and attempted a second stun. The second stun attempt resulted in a conscious pig and I observed the pig sit up on its front end and attempt to run away from the employee. I walked to the front of the pig to inspect the stun area and noticed 2 wounds slightly overlapping, midline, with the top hole even with a line drawn from the lateral canthus of both eyes. The pig could not get up on its back legs. A grey hat establishment employee grabbed the first hand-held captive bolt device, loaded it, and administered a third stun. The third stun attempt resulted in a conscious pig that tried to get away by spinning around and facing the opposite direction. The grey hat establishment employee administered a fourth stun, with the same hand-held captive bolt device, which resulted in an unconscious pig. Stunning of the second pig in the alleyway was successful on the first captive bolt stun. Because of the status of the second pig, stunning was allowed without taking any regulatory action. Mr. (b)(6), (b)(6), (b)(6) (b)(6) was standing at the stunning site and observed the incident. I placed a U.S. Reject Tag number B34757071 to the restrainer pen gate leading to the (b)(4) and notified the two employees at the gate that no further stunning could take place. Mr. (b)(6), (b)(6) (b)(6) were informed I had taken a regulatory control action at the (b)(4) entrance and would be contacting the District Office through my supervisory chain-of-command for further guidance.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M20863	JNB, Inc.	{384BC735-D0D 5-448A-9DDC-C 0CF737BB46C}	PNA3511 102707N -1	10/07/2020	04C02	Livestock Humane Handling	313.1	At approximately 0900 hours, while verifying compliance with facilities after all hogs had been humanely stunned, the District Veterinary Medical Specialist (DVMS) observed noncompliance with HATS Category IV – Antemortem Inspection, Facilities: The establishment unloading ramp on the north end of the building had an approximately 7 inch section of metal rebar that was broken and the pointed end was angled towards where animals would move during unloading. There were five additional areas of broken rebar that were either sharp or could create a slip and fall hazard. The middle room pen, prior to the restrainer, had an open floor drain that was approximately 6 inches deep and presented as a slip/fall/injury hazard. The floor drain cover had been placed by the door in the wall of the room instead of covering the floor drain. There was a missing patch of concrete flooring in the restrainer, approximately 15 inches in length and 5 inches wide that presented as a slip/fall/injury hazard. The edges of the patch were sharp to the touch. The DVMS notified Ms. (b)(6), (b)(6), (b)(6), (b)(6), (b)(6) and Mr. (b)(6), (b)(6), (b)(6) of the observed noncompliance with regulations 9 CFR 313.1 (a) and (b) and forthcoming noncompliance record. As there were no additional animals on the premises and the establishment was cleaning the facilities, a verbal regulatory control action was taken and U.S. Reject tag number B28936321 was issued for the unloading ramp and U.S Reject tag number B28936322 was issued for the restrainer.	CLOSED
M278+V278	Tyson Fresh Meats, Inc.	{526E3720-F42A -4ADD-B1B8-39 D0531EB797}	JKJ3816 111009N -1	11/09/2020	04C02	Livestock Humane Handling	313.2	On November 9, 2020, approximately at 0500 while performing HATS Task Category III – Water and Feed Availability, (b)(6) observed the following noncompliance: The water trough between holding pens 26 and 27 was empty, although pen 26 did not have animals, pen 27 was holding 114 steers. None of these animals appeared to be affected for this deficiency. Plant personnel immediately took corrective action reestablishing water flow in the water trough. (b)(6), (b)(6), (b)(6) and (b)(6), (b)(6), (b)(6) were notified of the forthcoming noncompliance record for the failure to meet regulation 9 CFR 313.2(e), that always requires water be available.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M320M+V320	Smithfield Fresh Meats Corp.	{213A07F7-503C-4785-90D6-87D4EEEE1455}	VWK3315104331N-1	10/31/2020	04C02	Livestock Humane Handling	313.2	<p>HATS TASK CATEGORY V – SUSPECT AND DISABLED On 10/31/2020 at 1300 hours while performing ante-mortem inspection I, (b)(6) observed the following. In the middle alley (located between the North drive alley and the South drive alley and boundaried by a gate on the East, Pen 1B on the south, Hall C and the Resale Pen on the North, and the two drive alleys on the West) were two non-ambulatory disabled (fatigued) hogs. One was laying against the gate near Hall C and one was laying against two euthanized hog carcasses against the wall of the Resale Pen. In the South drive alley an ambulatory disabled hog (broken right pelvic limb) was separated into the middle alley. An additional ambulatory but fatigued hog from the same load was separated and walked into the middle alley at the same time, where it proceeded to collapse and become non-ambulatory against the wall to Pen 1B. Three normal ambulatory hogs were accidentally separated into the middle alley while this was occurring. The ambulatory disabled hog was euthanized via captive bolt in the middle of the alley by plant employee A. Plant employee B proceeded to move the three normal hogs back into the South drive alley by running them between the nonambulatory hogs against the wall to Pen 1B and the wall of the Resale pen. Two of the normal ambulatory hogs were driven over the top of the nonambulatory hog next to Pen 1B. The nonambulatory hog was startled and flailed its limbs in an attempt to avoid the other hogs but was unable to rise. It did not vocalize. The nonambulatory hog against the two carcasses by the Resale pen was avoided by the hogs being driven. Plant employee A observed this incident by plant employee B and made no attempt to intervene. I immediately notified (b)(6) (b)(6) (b)(6) that this was a noncompliance and that fatigued and non-ambulatory disabled hogs need to be protected. All three fatigued hogs in the middle alley were immediately euthanized via captive bolt gun. I rejected the middle alley for usage by fatigued hogs using U.S. Reject Tag# B28258711. This establishment operates under a written Humane Handling Program. The written document Animal Welfare Program, Section 5 Handling of Fatigued and Non-Ambulatory pigs, section 5.1.1.7 states (b)(4) (b)(4)</p> <p>(b)(4) This is a noncompliance with 9 CFR 313.2(d)(1). I notified (b)(6) (b)(6) (b)(6) (b)(6) and (b)(6) (b)(6) (b)(6)</p>	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
								that I would be conferring with the Springdale District Office and issuing this noncompliance.	
M2995A+P70 22+V2995	Town and Country Butcher Shop	{A0CCB5AF-804 0-42B9-B822-B5 8D4CC6DB58}	ZHG5110 115703N -1	11/03/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.16(a)(1)	At approximately 0930 while performing a Livestock Humane Handling task, HATS Category VIII –Stunning Effectiveness, I observed the following noncompliance: the establishment employee attempted to stun a large hog with a captive bolt, but was ineffective at producing immediate unconsciousness with a single shot; the animal shook its head and remained standing after the first shot. The employee attempted immediate corrective actions by shooting the hog two times with a .22 rifle, but the animal remained standing. The employee then got a .357 pistol and effectively stunned the animal. This is failure of 9CFR 313.15(a)(1) and 313.16(a)(1). I took immediate corrective actions by placing US Rejected tag B28440672 on the stun chute and I notified (b)(6) (b)(6) (b)(6) that a noncompliance record would be documented and that I was contacting the District Office through my supervisory chain-of-command for further guidance. The establishment has a robust written humane handling program and a Humane Handling Monitoring Record for 11/3/20.	OPEN
M8703	Warner Locker Inc.	{EC996404-2653 -4969-8B10-0245 8B6BC136}	NEG3312 123607N -1	12/07/2020	04C02	Livestock Humane Handling	313.16(a)(1)	On December 7th, 2020 at 0725 hours while performing the Verification Of Livestock Humane Handling category VIII-Stunning Effectiveness, I (b)(6) observed Plant Manager, Tim Whisler attempt to stun the first beef steer of the day using a .22 Mag rifle. After the first shot the animal remained standing holding its head upright. Tim then fired a second shot and the steer remained standing with head upright, and the steer took a step back. Tim proceeded with a third shot and the steer remained standing. Then another establishment employee shot the steer on the fourth attempt which resulted in rendering the animal immediately unconscious. All four shots were made using the same .22 Mag rifle. I immediately took regulatory action by stopping the stunning process and tagged the shoot with USDA tag# B-45 064078. I discussed with Tim that an NR would be documented due to noncompliance with 9 CFR 313.16 (a) (1). Due to the egregious nature, the matter will be referred to the Springdale District Office for potential further enforcement action.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M10650+P10650+V10650	Key's Family Butcher Shop	{DFF45993-1193-43E6-BD85-4D0091E1BAFA}	AYF3211120207N-1	12/07/2020	04C02	Livestock Humane Handling	313.15(a)(1)	This Noncompliance Record is written for violation of Title 9 CFR 313.15(a)(1); stunning effectiveness (HATS task category VIII) observed on Monday December 7, 2020. At approximately 1037 hours at Establishment M10650, Key's Family Butcher Shop, I, (b)(6) observed an establishment employee attempt to stun a market hog with a captive bolt stunner. The operator placed the stunner on the head and fired the stunner but did not render the hog unconscious. The hog vocalized once, remained upright and was moving about in the knock box. The operator immediately reloaded the captive bolt stunner and applied an effective stun. I checked for signs of consciousness and none were observed. The hog was in lateral recumbency, eyes closed, no rhythmic breathing and the tongue was flaccid. I continue to monitor the hog for signs of consciousness during the shackling and sticking process and none were observed. I verbally notified plant owner Mr. Roger Key of the forthcoming NR. This establishment operates under a Robust Humane Handling System. The most recent failed stun attempt was 06/30/2014. Due to an immediate and successful re-stun, no regulatory control was warranted.	CLOSED
M13324	K & C Meat Processing	{4A3B754B-F373-4F2A-86AF-254C38D738E8}	WGG5614125116N-1	12/16/2020	04C02	Livestock Humane Handling	313.2	HATS Category III - Access to Water (b)(6) (b)(6) On December 16th, 2020, at approximately 01:52pm while conducting a HATS category III Antemortem and Livestock Humane Handling Task, I observed that a segregated livestock had no access to water. The livestock which had been previously suspected and segregated this morning at approximately 07:30am while conducting antemortem inspection. This segregation was due to an abnormal growth of tissue on the exterior part of the underbelly, the livestock was segregated with no access to water. The establishment segregated the livestock by placing it in a walkway away from other livestock in the holding pens. The walkway had no water bucket or water devices to hydrate the livestock, i.e., no access to water. I immediately brought this to the attention of the temporary (b)(6) I then notified of a forthcoming non-compliance and made sure immediate corrective action was taken. I observed the establishment take necessary corrective action by making sure the affected livestock was immediately placed in a holding pen with access to water. The establishment did not meet regulations 9CFR 313.2(e) which states that: Animals shall have access to water in all holding pens.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M19478	ABF Packing, Inc.	{26AD5BBF-8ED A-4D9F-9CB2-59 AADD8B9C0B}	AMH510 6102614 N-1	10/14/2020	04C02	Livestock Humane Handling	313.15(a)(1)	<p>On October 14th, 2020, at approximately 0540 hours, (b)(6) (b)(6) (b)(6) was performing the humane handling verification task at establishment M19478. (b)(6) (b)(6) was verifying compliance of the HATS category VIII, stunning effectiveness, and 9 CFR 313.15(a)(1). (b)(6) (b)(6) observed the (b)(6) (b)(6) attempt to knock a black steer with the captive bolt gun #4 in the establishment's knock box. The steer was presented for and past ante-mortem inspection. Mr. (b)(6) placed the captive bolt gun on the animal's forehead, pressed the trigger, and the gun failed to fire. Mr. (b)(6) made adjustments to the firing pin of the gun and then placed the captive bolt on the animal's forehead once again. The captive bolt was fired and made contact with the steer's head. The steer remained conscious and standing after the stun attempt. The signs of consciousness that the steer displayed were rhythmic breathing, tracking eye movements, and remained standing upright on all 4 limbs. Mr. (b)(6) grabbed the second captive bolt gun that was at the knock box. Mr. (b)(6) continued to break down the captive bolt gun to load a charge into it to be able to attempt a second knock on the steer. There was no other secondary loaded captive bolt gun present at the knock box at the time of initial stunning of the steer. Failure to have a secondary loaded captive bolt gun present at the time of knocking is a failure to follow the establishment's written Robust Systematic Approach to Humane Handling. After loading the second gun, Mr. (b)(6) and another establishment employee applied a second stun attempt to the steer's forehead. The steer was rendered immediately unconscious by the second stun attempt and immediately dropped to the ground, displayed no tracking eye movements, rhythmic breathing or righting reflex. (b)(6) (b)(6) immediately initiated a regulatory control action and applied US Reject tag #B45405432 to the establishment's knock box and while contacting the Dallas District Office through (b)(6) (b)(6) stated that the establishment's immediate corrective actions were to remove gun #4 from production and have it serviced by their maintenance team. Mr. (b)(6) (b)(6) (b)(6) (b)(6) and Gilbert Martinez, plant manager, were notified of the egregious inhumane handling and that a noncompliance record would be documented. After correlation with the Dallas District Office, the regulatory control action was released at 0620 hours. Mr. (b)(6) and (b)(6) (b)(6) observed the skinned head of the steer #001. There were 2 knock holes present and adjacent to each other in the appropriate location in the middle of the flat portion of the steer's forehead. This confirmed that the first and ineffective stun attempt penetrated the steer's skull but failed to produce immediate unconsciousness. This represents a failure to comply with the establishment's written Robust Systematic Approach to Humane Handling, 9 CFR 313.15(a)(1), and meets the</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
								definition of egregious inhumane treatment by failing to immediately (or properly) render an animal unconscious after a failed initial stunning attempt outlined in FSIS Directive 6900.2 Revision 3.	

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M19478	ABF Packing, Inc.	{4880FB88-88E6-4667-BB36-430E13E342D4}	AMH321 5102619 N-1	10/19/2020	04C02	Livestock Humane Handling	313.15(a)(1)	<p>On October 19th, 2020, at approximately 1440 hours, (b)(6) (b)(6) (b)(6) was performing the humane handling verification task at establishment M19478. (b)(6) (b)(6) was verifying compliance of the HATS category VIII, stunning effectiveness, and 9 CFR 313.15(a)(1). (b)(6) (b)(6) observed the establishment employee attempt to knock a black steer with the captive bolt gun in the establishment's knocking box. The steer was presented for and past ante-mortem inspection. The employee placed the captive bolt gun on the animal's forehead, pressed the trigger, the gun fired and came in contact with the steer's forehead. The first stun attempt was not effective at rendering the animal unconscious for the animal remained standing with rhythmic breathing and tracking eye movements. The knocker immediately grabbed the backup captive bolt gun and applied a second stun attempt on the steer's forehead. The captive bolt was fired and made contact with the steer's head. The steer remained conscious and standing after the stun attempt. The signs of consciousness that the steer displayed after the second stun attempt were rhythmic breathing, tracking eye movements, and remained standing upright on all 4 limbs. The establishment employee broke down the second captive bolt gun to re-load a charge into it to be able to attempt a third knock on the steer. After re-loading the second captive bolt gun, the establishment employee applied a third knock to the steer's forehead and the steer was rendered immediately unconscious by the third stun attempt and immediately dropped to the ground, displayed no tracking eye movements, rhythmic breathing or righting reflex. (b)(6) (b)(6) (b)(6) and (b)(6) (b)(6) (b)(6) were verbally notified by (b)(6) (b)(6) of the noncompliance and inhumane handling and that a noncompliance record would be documented. Mr. (b)(6) stated that the establishment's immediate corrective actions were to remove both captive bolt guns from production and have them serviced by their maintenance team. Mr. (b)(6) Mr. (b)(6) and (b)(6) (b)(6) observed the skinned head of the steer #240. There were 2 knock holes present and adjacent on the left side of the flat portion of the steer's forehead. One of the knock holes was approximately twice the size of the other suggesting that 2 knocks were in a similar location. The location of all 3 knocks were misplaced to the left side of the steer's skull. This represents a failure to comply with 9 CFR 313.15(a)(1) and meets the definition of egregious inhumane treatment by failing to immediately (or properly) render an animal unconscious after a failed initial stunning attempt outlined in FSIS Directive 6900.2 Revision 3. Repeated incidence of inhumane handling and ineffective stunning attempts will subject the establishment to further enforcement action.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M8080+P8080	The Hillshire Brands Company	{A8609A5E-DB79-40BE-9F73-6F87AE755D3E}	CON2410121002N-1	12/02/2020	04C02	Livestock Humane Handling	313.2	HAT Category III – Water and Feed Availability On 12/2/2020 at approximately 0925 hours I (b)(6) observed the following Noncompliance while performing a HAT Category III – Water and Feed Availability verification task. The livestock in pens 21 and 20 had no water in the shared water trough leaving the livestock in the holding pens with no access to water. I immediately took regulatory control by applying a regulatory control tag to both pens (tag numbers B-45 400108 & B-45 400107), and then informed establishment personnel (b)(6) (b)(6) and (b)(6) of the issue, he immediately went to the pen finding the plug was out and replaced it and then used a water hose to help refill the trough. Once the trough was filled, I removed the regulatory control tags and then informed establishment management (b)(6) and (b)(6) that a NR would be issued for the violation of 9 CFR 313.2(e).	CLOSED
M6555+P34794	Fayette Packing Company, Inc.	{1CAE73AC-A936-47B1-8C2E-49580EDBBD71}	WSO1014112825N-1	11/25/2020	04C02	Livestock Humane Handling	313.2	On 11/25/2020 at 0740 hours while performing antemortem inspection in the barn/pen area, I observed the following noncompliance: Inspection Program Personnel (IPP) observed that one beef cow being held in pen # 5 did not have access to water. No container or watering device of any kind was observed in pen # 5. (b)(6) (b)(6) was also in the area with IPP and made the same observations. IPP immediately notified (b)(6) of the situation and he initiated corrective actions. All other pens being utilized for cattle were found to be sufficient water availability.	CLOSED
M8327+V8327	Southeastern Provision LLC	{EA3BEE2F-5CD B-4314-ADAA-9A BA781A282B}	UOF0013123315N-1	12/15/2020	04C02	Livestock Humane Handling	313.2	HAT Category III - Water and Feed Availability. On 12/15/2020, at approximately 1140 hours while performing ante-mortem inspection at Southeastern Provision in Bean Station, TN, I (b)(6) (b)(6) (b)(6) observed that approximately 8 cattle in the upper portion of the barn did not have access to water. Both gates at each end of the pen were closed and the automatic waterer was not accessible to the cattle. I immediately notified Spencer England, Alternate Plant Manager, of the noncompliance with 9 CFR 313.2(e) and that a noncompliance report would be issued. Immediate corrective action was taken by the establishment, the cattle were moved to another pen with access to water. After exiting the barn, I also notified (b)(6) of the noncompliance.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M9085+V9085	Snapps Ferry Packing Company	{95273450-3306-4D58-89CB-B6E511E567BE}	QSF5807111309N-1	11/09/2020	04C02	Livestock Humane Handling	313.2	HAT Category III - Water and Feed Availability. At approximately 8:30 AM while performing ante-mortem inspection, at Snapps Ferry Packing in Afton, TN, I, (b)(6) (b)(6) (b)(6) observed that the Pen #1 had 15 hogs pen#2 had 1 steer and 3 lamb pen#3 had 6 steer did not have access to water. The water trough in the pen was observed to be empty. The walkway had 1 goat and 3 lamb did not have access to water. I immediately notified (b)(6) (b)(6) of the noncompliance. This is a direct violation of 9 CFR 313.2(e) which states, "Animals shall have access to water in all holding pens and, if held longer than 24 hours, access to feed." Immediate corrective actions were taken by the establishment, providing water	CLOSED
M9085+V9085	Snapps Ferry Packing Company	{B0196E41-A534-4B08-B8C3-65EB99222018}	QSF0614112930N-1	11/30/2020	04C02	Livestock Humane Handling	313.2	HAT Category III - Water and Feed Availability. On 11/30/20, at approximately 8:25 AM while performing ante-mortem inspection at Snapps Ferry Packing Co. in Afton, TN, I, (b)(6) (b)(6) (b)(6) along with (b)(6) (b)(6) observed that numerous pigs and two sheep in Pens #2 and #3 did not have access to water. The water troughs in the pens were observed to be empty. I immediately notified (b)(6) (b)(6) of the noncompliance with 313.2(e). Immediate corrective actions were taken by the establishment, providing water.	CLOSED
M9085+V9085	Snapps Ferry Packing Company	{3C419172-31BD-45CB-8517-AECD4330BB94}	QSF5808123502N-1	12/02/2020	04C02	Livestock Humane Handling	313.2	HAT Category III - Water and Feed Availability. On 12/02/20, at approximately 8:32 AM while performing ante-mortem inspection at Snapps Ferry Packing Co. in Afton, TN, I, (b)(6) observed six Beef in Pen #1 numerous pigs and one sheep in Pens #2 and #3 did not have access to water. The water troughs in the pens were observed to be empty. I immediately notified Jeremy Southerland, Owner, and (b)(6) of the noncompliance with 313.2(e). Immediate corrective actions were taken by the establishment, providing water. This noncompliance record is being linked to QSF0614112930N/1 dated 11/30/2020.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M17301+P17301	Yoder Brothers Meat Processing	{920C35FF-1237-4412-8D40-6E9AD9195325}	YPK3611103405N-1	10/05/2020	04C02	Livestock Humane Handling	313.2	<p>On October 5, 2020, approximately 0920 hours, while conducting a routine Livestock Humane Handling task, the following noncompliance was observed: I, (b)(6) (b)(6) was performing the HATS category II and III tasks. An establishment employee was unloading 8 market hogs from a trailer into a holding pen. The first 7 were ambulatory and walked into the open holding pen freely. The 8th hog had difficulty standing on its hind limbs and attempted to scoot out of the trailer into the barn entryway beside the scale. The animal was unable to reach the pens at that time and laid down in the entryway unable to stand or ambulate freely. At this time, another establishment employee expressed concerns about moving the disabled animal and opted to call the owner, Mr. (b)(6) (b)(6) to further evaluate the situation since the animal did not appear able to walk into the suspect pen. To protect the disabled hog while awaiting Mr. (b)(6) and finish unloading the other animals on the trailer, the establishment employee opened a side gate into a covered, non-enclosed area through which the hog was able to scoot with minimal prompting and subsequently rest. Upon evaluation of the hog, Mr. (b)(6) requested further time to allow the animal to rest before trying to move it again and permission to stun the animal in its current position if the animal was still unable to rise at that time. This was granted with stunning under my supervision, and I left the animal in the employees' care in its holding area. After allowing the animal time to rest, I returned to find the disabled animal in the open holding area unattended and without reasonable access to a water source. As the hog was left in a holding space without the continuous process of slaughter, water must be provided. (b)(6) (b)(6) (b)(6) was immediately notified of the noncompliance with 9 CFR 313.2(e). Ms. (b)(6) subsequently spoke with establishment employees who provided water in the holding area. Soon after, the animal was humanely slaughtered as it was still unable to rise and ambulate.</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M267	JBS Tolleson Inc.	{EF0358C9-66F8-4738-B3C6-D20291909EF5}	ECD0215101001N-1	10/01/2020	04C02	Livestock Humane Handling	313.1	HATS Category IV Ante-Mortem Inspection On 10/01/2020 at approximately 0738 hours while performing Ante-Mortem Inspection I observed the following regulatory non-compliance: I found that the entrance of the gate to holding pen 13 had an orange colored "Out of Service" sign hanging on it. Despite the sign there were cattle being held inside the pen (31 steers). I investigated further and noted sharp metal edges and a singular piece of sharp metal, located on the horizontal bar of the entrance gate to the pen. To prevent animals from becoming injured and to prevent further use of the holding pen I took regulatory action and placed US Reject Tag B45446133 on the gate. I informed (b)(6) (b)(6) (b)(6) of the non-compliance and that a non-compliance record (NR) would be issued. This finding represents non-compliance with 313.1(a). A further review of associated non-compliances revealed 1 NR, NR ECD3111090125 (dated 9/23/2020). (b)(6) (b)(6) (b)(6)	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M267	JBS Tolleson Inc.	{DC495D5A-9943-4E48-9AE3-CA93E9F46278}	ECD4111102523N-1	10/22/2020	04C02	Livestock Humane Handling	313.2	<p>HATS IV: Antemortem Inspection-handling On 10/22/2020 at approximately 0642 hours while performing ante-mortem inspection on cattle, I, (b)(6) (b)(6) (b)(6) observed the following humane handling regulatory non-compliance: While 37 steers were being driven out from holding pen #34, I observed an animal lying on its side, that was in distress. The animal was vocalizing loudly while lifting its head from the concrete floor and slamming it back onto the floor, while raising its legs from the ground at same time. The two employees presenting the cattle for inspection carefully moved the ambulatory animals from the pen to prevent them from trampling the non-ambulatory animal. The ambulatory animals were removed from pen #34 and moved into an empty pen across the alleyway. It took approximately one minute to move the cattle from the original pen to an empty pen. I observed one employee leave the area and walk to retrieve the bob cat/forklift. At the same time, I observed the second employee walk in the opposite direction. During this time, I waited for the second employee to return with the handheld knocking gun to euthanize the steer. I observed the second employee open the gate to pen #29 and return. He then stated to me that he was going to put the cattle from pen #34 into pen #29. The second employee returned without the handheld knocking guns to euthanize the animal. During the course of these events described, the animal was still agonal and vocalizing, and attempting to lift its body parts from the floor while slamming his head onto the concrete. I stated to the second employee that moving the animals to another pen was not the priority when there was the non-ambulatory animal in distress that needed to be euthanized immediately. The second employee replied to me asking, "Is he not dead?" At approximately 0648 hours I noted that that the animal was no longer vocalizing or moving and had died. Following this, the first employee arrived with the bob cat/forklift. I asked the employee, "Where's the knocking gun? He replied, "I thought (b)(6) (second employee) went to go get it." Neither employee had gone to retrieve the handheld knocking gun to promptly euthanize the nonambulatory steer. I immediately requested the (b)(6) to come to the pens. When (b)(6) (b)(6) (b)(6) arrived, I informed him of the incident and that I was taking regulatory action by tagging the knocking box. I allowed all the animals that were inside the knocking box/restrainer to be stunned and then I placed US Reject Tag B45488434 on the knocking box. I informed (b)(6) (b)(6) (b)(6) of the non-compliance and that a non-compliance record would be issued. This finding represents non-compliance with 9 CFR 313.2(a)</p>	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M981	Northern Beef Products, Inc.	{63D99BE4-D3B B-4935-8DF9-46 9B36BD3F6F}	SND3413 103813N -1	10/13/2020	04C02	Livestock Humane Handling	313.2	HATS Category VI: Electric Prod/Alternate Object use. At approximately 1135 hours, as I, (b)(6) (b)(6) (b)(6) walked up to the holding pen area, I observed company employee (b)(6) apply the electric prod to a non-ambulatory Holstein cow several times in the ribcage area. The animal groaned and did not make any attempt to rise from its sternal recumbent position. The employee walked away from the animal and returned several seconds later and again applied the electric prod to the animal in its ribcage/flank area 4-5 times. The animal again groaned and did not make any attempt to rise. The establishment employee was instructed to stop using the electric prod and the non-ambulatory animal was ante-mortem condemned. The non-ambulatory animal was stunned successfully with a hand-held captive bolt device on the first attempt. I immediately notified the plant manager, Mr. Gerardo Morales, of the noncompliance and that I would be taking regulatory control at the stunning box. USDA Reject Tag B41922622 was applied to the stunning area. Denver District Management was contacted through supervisory channels. There have been no other non-compliances for the same root cause within the last 90 days.	CLOSED
M4975+P4975	Dale T. Smith and Sons Meat Packing Company Inc	{B40E49F3-4971 -4162-9114-9051 26D54AC8}	IYC0012 123804N -1	12/02/2020	04C02	Livestock Humane Handling	313.1	On Wednesday, 2 December 2020 at approximately 0757 hours, I observed the following non-compliance during ante mortem inspection. I was observing HATS Category VII – Slips and Falls while the (b)(6) was driving cattle using a flag attached to a long, flexible stick and his voice. The pen floor is made of grooved cement but has worn smooth in several areas. The plant uses sand and compost to improve the footing in these areas. However, one cow in the pen was standing directly on exposed cement where the sand and compost had washed away. As it began to move, it slipped and fell with its chest contacting the floor. It immediately got back up and appeared uninjured. I verbally notified (b)(6) (b)(6) of the non-compliance and he immediately took corrective action by covering the exposed cement with at least 6 inches of sand and compost. Therefore, I did not take a regulatory control action, but informed him that I would be documenting this incident in a NR. There have been no other non-compliances for the same root cause within the last 90 days.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M4975+P4975	Dale T. Smith and Sons Meat Packing Company Inc	{06FF294D-42C1-4705-B76C-8950DF19C3ED}	IYC2808122624N-1	12/24/2020	04C02	Livestock Humane Handling	313.2	Category I - Inclement WeatherCategory III - Water and Feed AvailabilityOn 12/24/20, at approximately 0705 hours, I observed the following noncompliance while performing a directed humane handling task due to inclement weather. There were approximately 10 dairy cows inside of Pen #1. This pen has one water trough for cattle and I observed it to be completely covered with a layer of ice approximately 3/16 of an inch thick. The solid layer of ice prevented cattle from having access to water. Additionally, two other water troughs were observed to be in a similar condition, but cattle in these areas had access to other, unfrozen water troughs. I verbally notified (b)(6) (b)(6) (b)(6) of the noncompliance and showed him the water trough. Mr. (b)(6) took immediate corrective actions to break the ice, thus providing access to water to cattle in Pen #1. A review of the most recent 90 days of noncompliances revealed none issued for the same cause.	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M6161+V616 1	Steving Meat Company	{67FB58FE-3079 -4F2F-8B93-167 A278D7C39}	YTB2513 100316N -1	10/16/2020	04C02	Livestock Humane Handling	313.16(a)(1)	<p>On October 16, 2020 at approximately 9:30 AM, I, (b)(6) was notified by Jay Archer, Steving Meat Company Owner that cattle had arrived, and they were ready for ante-mortem inspection. As I walked out to the pen area, I observed 5 cows walking down the alley way and one remained inside the truck. I directed my attention to the unloading of the last cow and observed they were having issues with unloading. The cow appeared to be "stubborn" and did not want to exit the truck. They backed up another animal to see if the stubborn animal would follow. They tried to unload it without success. The establishment employee instructed the owner of the animals to bring his trailer around the building to the north pen with the intention to shoot both cows inside the trailer. The employees brought out a .22 magnum rifle to stun the animals with. The first cow was stunned with the .22 magnum rifle and immediately rendered unconscious. The second cow was stunned with the .22 magnum rifle but it remained standing and moving its head away after the first stun attempt. A second stun attempt was applied with the same rifle. The cow remained standing and moving its head after the second stun attempt. I did not observe any blood or any vocalization coming from the animal. The stun operator had to retrieve a larger caliber rifle. After returning with a 30/30 rifle, the establishment employee applied a third stun attempt to the cow and rendered the animal immediately unconscious. I immediately notified (b)(6) of my observations and the noncompliance. When the cow was brought inside, I observed the dressed head and verified that there were three penetrating stun holes. Two of the holes were outside of the acceptable target area for stunning placement. USDA Reject Tag B45410865 was applied to the stunning box and USDA retain tag B45410864 was applied to the head. Denver District Management was contacted through supervisory channels. There have been no non-compliances for the same root cause within the last 90 days.</p>	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M6482	York Meats	{8D9A6DBF-C75 C-45B7-BF59-B3 2B375BB91B}	UPJ0015 123702N -1	12/02/2020	04C02	Livestock Humane Handling	313.16(a)(1)	<p>On Wednesday December 2, 2020, at approximately 12:00 hours, I, (b)(6) and (b)(6) went to the restrainer to observe plant employee (b)(6) (b)(6) stun market hogs. While observing the hog being stunned, the first shot did not render the animal unconscious. After the first stun, the hog was still standing and started vocalizing. Mr. (b)(6) shot the animal again with the backup stunning device and successfully rendered it unconscious. The time between the two shots was approximately 8-10 seconds. When the animal was brought in, (b)(6) and I examined the head of the hog to discover there were two entry points. One entry point entered approximately 2 inches below the forehead. The other entry point was placed in the optimal position in the center of the forehead. During IPP observation of stunning during first knock, the hog appeared to have moved its head at the last second when the plant employee fired the gun, causing slug to not enter the brain cavity at the optimal location. I notified (b)(6) (b)(6) (b)(6) that I would be documenting a noncompliance record for the failure to render the animal immediately unconscious with the first gunshot. This is a noncompliance with 313.16(a)(1); "The firearms shall be employed in the delivery of a bullet or projectile into the animal in accordance with this section so as to produce immediate unconsciousness in the animal by a single shot before it is shackled, hoisted, thrown, cast, or cut. The animal shall be shot in such a manner that they will be rendered unconscious with a minimum of excitement and discomfort."</p>	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M301+V301	Yosemite Valley Beef Packing Co., Inc.	{0C288A12-17D5-4F40-BCF5-C3F FA49135C0}	TOH2914 114020N -1	11/20/2020	04C02	Livestock Humane Handling	313.15(a)(1)	On 11/20/2020 at approximately 07:18hrs while performing a routine Livestock Human Handling (HH) task for stunning effectiveness on cattle. Inspection Plant personnel (IPP) observed the following noncompliance. IPP observed (b)(6) (b)(6) (b)(6) and the use of the pneumatic captive bolt gun. While the animal was restrained in head cradle. The stunning operator applied a shot with the pneumatic captive bolt gun to the heifer. The first stunning blow did not render the animal unconscious. The animal had rhythmic breathing and eye tracking movement, consistent with signs of consciousness. No vocalization came from the heifer that would indicate signs of pain. The animal was immediately released from the harness and remained standing. The stunning operator immediately used a hand-held backup stun gun, knocked the animal in the back of the head, and rendered the heifer unconscious. IPP applied a U.S. Reject tag # B41949129 to the stunning box. at approximately 07:19hrs. and informed (b)(6) (b)(6) and (b)(6) (b)(6) of the failure. IPP informed Mr. (b)(6) of the forthcoming noncompliance. The establishment is noncompliant with 9 CFR 313.15(a)(1), for failing to render the animal immediately unconscious. All actions were determined to be acceptable. At approximately 07:42hrs the stunning box was released.	CLOSED
M354	Cargill Meat Solutions	{767F3806-EA5E-474F-876B-4E4 DBA3758DF}	RNK1821 104530N -1	10/30/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS VIII: Stunning Effectiveness: On 10/30/20 at approximately 1513 hours, while performing Stunning Effectiveness humane handling task, (b)(6) (b)(6) (b)(6) (b)(6) (b)(6) and (b)(6) (b)(6) (b)(6) observed a noncompliance with 9 CFR 313.15(a)(1). An establishment employee was euthanizing an ambulatory dairy cow that was previously suspected and dispositioned for condemnation; the cow was standing and restrained in a chute. The establishment employee proceeded to wait for the dairy cow to stop moving its head, as he applied the handheld captive bolt, the dairy cow moved her head and produced an ineffective stun. The cow remained ambulatory, conscious, and was moving her head again. Within 10 seconds, he re-loaded the handheld captive bolt, immediately applied a second stun to the head and produced an effective penetrative knock that rendered the dairy cow unconscious. A security knock was performed, and the dairy cow was pithed. (b)(6) (b)(6) (b)(6) and (b)(6) (b)(6) was informed of the forthcoming noncompliance. The failure of the first stunning knock to produce an immediate unconsciousness is a noncompliance with 9 CFR 313.15(a)(1).	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M354	Cargill Meat Solutions	{2DCE9EAC-564E-43C6-92A2-6C8F38E20C81}	RNK3610124204N-1	12/03/2020	04C02	Livestock Humane Handling	313.1	On 12/03/2020 at approximately 0722 hours, I (b)(6) observed the following non-compliance while performing Antemortem inspection in the corrals. As establishment employees proceeded to move cattle from pen # 11 into the alley with little to no excitement, I observed multiple animals slipping and falling (whole body on the ground). The cattle holding pens (8-11) and alley contained excessive amounts of feces and water, approximately 2 inches deep, making it difficult to obtain proper footing, therefore causing cattle to slip and fall. My observations were shown to (b)(6) (b)(6) Ms. (b)(6) immediately placed a production hold tag on each of the affected cattle pens (8-11) so no cattle would be moved those pens until drain was working properly and pens were cleaned. (b)(6) (b)(6) was notified of the forthcoming documentation of the noncompliance. The establishment failed to maintain and provide good footing for livestock which is noncompliant with 9 CFR 313.1 (b).	CLOSED
M2800+P2800	Superior Farms	{B836EC8E-6E54-4450-959F-F4B66F31479A}	RJO1809101507N-1	10/06/2020	04C02	Livestock Humane Handling	313.2	Approximately at 0540 hours On Tuesday October 06, 2020 while performing Ante-mortem and Humane Handling Activity task (b)(6) observed that there was no water available for animals in holding pens#16 and 17, there were 30 lambs in each pen and also she observed very low level of water in holding pens# 18 and 19. She informed (b)(6) (b)(6) pen area employee of her findings and as a immediate corrective action he moved all animals to other pens with full water in troughs. At 0615 hours, (b)(6) discussed the issue with pen area employees, (b)(6) (b)(6) and (b)(6) (b)(6) and (b)(6) (b)(6) and informed them that all animals must have easy access to water all the time and this is a non-compliance with CFR 313.2(e) which states "Animals shall have access to water in all holding pens and, if held longer than 24 hours, access to feed. There shall be sufficient room in the holding pen for animals held overnight to lie down". Mr. (b)(6) stated that animals arrived on Monday night and when he left the plant all water troughs in holding pens were full of fresh water. He said that the water float valve was stuck and malfunctioned during the night and as a result blocked the water flow to the holding pens. Mr. (b)(6) (b)(6) (b)(6) stated that plant will replace the water float valve and an employee will check all the water troughs all the time and at 0400 hours every morning to make sure all holding pens have fresh water available for animals.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M4928+P4928	Islamic Meat & Poultry Co.	{C2BD73F9-03B0-4A70-80A9-8E50A1B636F0}	DTD181115918N-1	11/13/2020	04C02	Livestock Humane Handling	313.1	<p>On 11/14/2020, at approximately 1100 hours, I, (b)(6) inspected the pens and alleyways (HATS Category IV, Ante-mortem Inspection), during an odd-hour inspection. I observed a 1-foot by 4-foot plywood panel, located next to the small ruminant entrance door and attached to the bottom metal rung of the corral panel that forms the west wall of the lead-up chute. Part of this plywood was worn away and was detached from the metal rung, creating a gap between the worn edge of the plywood and the corral panel rung. This created a 2-4 inch gap that was a leg entrapment hazard for any animals moving through that lead-up chute and into the entrance door to the facility, and also demonstrated a lack of maintaining the lead-up chute in good repair; this was a noncompliance with Title 9 CFR 313.1(a). In the same small ruminant lead-up chute, I observed a 4-foot by 8-foot plywood panel, forming the east wall of the lead-up chute and attached to the metal corral panel rungs; the top middle portion of the plywood was worn away which created a 6-inch elongated gap between the top edge of the plywood and the top metal rung of the corral panel; this gap was a head entrapment hazard for any animals that would be moved into the small ruminant lead-up chute and demonstrated a lack of maintaining the lead-up chute in good repair. This was a noncompliance with Title 9 CFR 313.1(a). No animals had access to the lead-up chute at the time of inspection, and no animals showed any signs of having been previously injured by the hazards in the lead-up chute. I applied U.S. Reject tags B42126680 and B42126782 to the lead-up chute. In the small ruminant staging pen located just north of the beef lead-up chute, I observed a 2x6 board, approximately 8 feet long, located along the bottom of the corral panel to the east of the large black water container, that was completely loose on the north end and was projecting into the pen space on the floor by 6 to 8 inches, creating a protruding object trip hazard for small ruminants if moved into this pen. The loose board could easily be moved further outward into the pen space. This was a noncompliance with Title 9 CFR 313.1(a). I place U.S. Reject tag B25984109 near the gate of the pen to prevent any animals from being moved into the pen. No animals had access to this staging pen at the time of inspection, and no animals showed any signs of having been previously injured by the protruding object hazard. I observed a piece of sheet metal, approximately 18 inches square, attached to the lower part of the south wall of the beef lead-up chute and near the door of chute; the lower west corner of the sheet of metal was bent outward 2-3 inches into the chute space and next to the chute floor, which created a protruding object hazard for animals moving into the chute. This was a noncompliance with Title 9 CFR 313.1(a). I place U.S. Reject tag B25984107 to the entrance gate of the chute to prevent any animals from being moved into the chute. No animals</p>	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
								had access to the chute at the time of this inspection, and no animals showed any signs of having been previously injured by the protruding object hazard. The establishment took corrective action of the above findings. After I verified their corrective actions were satisfactory and the hazardous conditions were removed, I then removed the U.S. Reject tags. (b)(6) (b)(6) Director, was notified of the noncompliance.	
M4969+P4969	J J Meat Co.	{AA1FD272-83E5-4024-9392-F0E623A0A905}	JCO3520103102N-1	10/02/2020	04C02	Livestock Humane Handling	313.2	HATS III: Water and Feed Availability On Friday October 2, 2020, at approximately 1444 hours, the following noncompliance was noted while performing a Livestock Humane Handling Task. During antemortem inspection, approximately ninety veal calves held inside pen 1 were observed without any access to water. I immediately approached the white barrel, used to store water for the veal calves, and observed the water level to be below both the nipples. I immediately notified (b)(6) (b)(6) of the observation and forthcoming noncompliance. Mr. (b)(6) immediately grabbed the yellow water hose and filled the barrel with water, providing the calves with access to water. Mr. (b)(6) verbally question the need for the noncompliance as he informed me that his employee recently used the water, that was inside water container, to get the calves up by splashing them. Mr. (b)(6) and (b)(6) were informed that during my observation, no one in the immediate area attempted to fill the barrel up with water. It was after I inspected the water barrel and notified Mr. (b)(6) that they started to fill the barrel. Without having access to water, the veal calves were resting quietly and with no obvious signs of distress. The establishment was noncompliant with the regulatory requirement of 9 CFR 313.2(e), which states, "animals shall have access to water in all holding pens."	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M4969+P4969	J J Meat Co.	{7E764AB2-A659-439F-80E8-69F6B75DACEA}	JCO4814 124108N -1	12/07/2020	04C02	Livestock Humane Handling	313.2	HATS III: Water and Feed Availability On Monday December 7, 2020, at approximately 1501 hours, the following noncompliance was noted while performing a Livestock Humane Handling Task. During antemortem inspection, a veal calf held inside pen 2a was observed without any access to water. Pen employee was notified of the issue and provided water, in a gray tote, for the veal calf. (b)(6) was informed that I (b)(6) started antemortem inspection at approximately 1434 hours. During my observation from approximately 1434 hours to 1501 hours, no one in the immediate area attempted to provide the veal calf with water. Without having access to water, the veal calf was resting quietly with no obvious signs of distress. Mr. (b)(6) was informed of the findings and the forthcoming noncompliance. The establishment was noncompliant with the regulatory requirement of 9 CFR 313.2(e), which states, "animals shall have access to water in all holding pens."	OPEN
M934	Charlie DiMaria & Sons	{7ACDBF74-D12C-49E5-89B1-57356569F210}	VMH180 9100519 N-1	10/19/2020	04C02	Livestock Humane Handling	313.1	On October 19, 2020 at approximately 0615 hours, I, (b)(6) performed a livestock humane handling task and observed the following noncompliance: 1. There are 3 areas of missing metal grate creating a sharp edge on the unloading ramp. The corresponding section of the missing grates no longer adheres to the floor creating a gap. A cow's toe can potentially catch onto the gap while unloading. U.S Rejected Tag NO. B-45406353 was placed on the unloading ramp and (b)(6) was notified. 2. Pen 9 has a gap of a horizontal wood beam above the feeding trough. 3. Pen 10 has horizontal wood beam above the feeding trough that is split in half diagonally approximately 3 feet. Though currently held together by plastic hay bale string, a jagged edge remains in the corners of the broken beam. 4. Pens 8 and 10 have a rusted nail protruding approximately 1.5 inches off the wood beam. This creates a sharp protruding edge. 5. Pen 10 food trough has approximately 2 sections of metal exposure approximately 1.5 to 2 feet creating a sharp edge. Facilities are not maintained in good repair or may otherwise lead to animal injury. Loose boards, splintered or broken planking and unnecessary openings where the head, feet, or legs of an animal may be injured shall be repaired. Ramps shall be maintained so as to provide good footing for livestock. I notified (b)(6) of the noncompliance.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M934	Charlie DiMaria & Sons	{EDE4600D-A1F E-4806-8871-580 ADE9F0E24}	VMH271 5102920 N-1	10/20/2020	04C02	Livestock Humane Handling	313.1	On 10/20/2020, at approximately 0935 hours, while performing a livestock humane handling task HATS category, I, (b)(6) observed the following noncompliance: The cattle were being moved out of Pen 9 by plant employee (b)(6) and a cow fell on knees and its rear end also touched the ground. Two other cows slipped loosing contact with the floor in the same area. The moist area spanned about 10x10 feet and 2-2.5 inches in depth of a thick consistency of moist brown muddy matter, likely mixture of fecal material and liquid (urine and/or water). I could not identify the waffle flooring of the pens due to the buildup of this mixture. I took regulatory action and placed US Rejected Tag No B-45406390 on pen 9. Establishment has not maintained floors of livestock pens to provide adequate footing for livestock to prevent slipping and falling. This NR will be linked to VMH1221100511N / 1 on 10/11/2020, the topic was also discussed in Memorandum of Interview (MOI) VMH0914104208E on 10/08/2020, VMH4315105602E on 10/01/2020, VMH11160950224E on 09/24/20. I informed Todd Manning, plant manager, of the noncompliance.	CLOSED
M934	Charlie DiMaria & Sons	{462E2BC5-EF4 E-4CF9-9D7C-F0 051A066383}	VMH501 3104822 N-1	10/21/2020	04C02	Livestock Humane Handling	313.1	On October 21, 2020, at approximately 1530 hours, I, (b)(6) (b)(6) while performing a Livestock Humane Handling task Hats Category VII Slips and Falls, I observed the following noncompliance: The cattle were being driven out of pen 6 by establishment employee, (b)(6) to segregate a suspect cow, I observed threw cows that slipped and one cow that fell on all four knees and ventral abdomen in the same area while leaving pen 6. Pen 6 had about 2 inches of brown moist slurry "pudding" consistency (a combination likely of liquids, urine, water, fecal material, dirt) throughout the whole pen to the degree the waffle flooring could no longer be visualized. A majority of the cows toes were half covered with this mixture when exiting pen 6. Regulatory control action was taken and I placed rejected tags #No. B-45406363, No. B-45406362 on Pen 6. I notified Todd Manning, plant manager, and (b)(6) (b)(6) of the noncompliance and the regulatory control action taken on the pen. Establishment has not maintained floors of livestock pens to provide adequate footing for livestock to prevent slipping and falling. This NR will be linked to VMH1221100511N-1 on 10/20/2020 and VMH122100511N-1 on 10/11/2020. IPP expressed concerns during weekly establishment meetings that due to the lack of sanitation of pens may directly contribute to slips and falls prior to these noncompliance records, this is recorded in MOI #VMH0914104208E, VMH1116095024E.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M934	Charlie DiMaria & Sons	{D2CC482F-C59C-4BC1-9DBA-53AFB466D097}	VMH591 4100422 N-1	10/22/2020	04C02	Livestock Humane Handling	313.2	On October 22, 2020, at approximately 0600 hours, I, (b)(6) while performing a Livestock Humane Handling Hats Category V Water and Feed task the following noncompliance was discovered: From October 20 to 22, IPP observed 9 bales of hay daily (5 outside of pen and 4 inside the pen) indicating no change in quantity or location. (b)(6) confirmed with (b)(6) that there was no feed delivery received this week. While viewing records for the cattle present in the holding pens for today, records stated lot #562 - Bar G cattle was received on October 18, Overland cattle on October 19, lot #563, 564, 565 - Wilcox cattle on October 20, Fresno/Ober/Martella cattle on October 20. To conclude, the above cattle received from October 18 to 20 did not have access to feed for over 24 hours as the quantity of hay bales remained unchanged from October 20-22. This is a violation of 9 CFR 313.2(e) which states "animals shall have access to water in all holding pens and, if held longer than 24 hours, access to feed. ..." I notified (b)(6) of the noncompliance.	CLOSED
M934	Charlie DiMaria & Sons	{BF0ADB9C-3060-46E8-A32A-A3429DE93CC2}	VMH471 3104424 N-1	10/24/2020	04C02	Livestock Humane Handling	313.1	On October 24, 2020 at approximately 1130 hours, I, (b)(6) observed the following noncompliance while performing a Livestock Humane Handling task HATs category IV Antemortem Inspection (facilities): Pen 4 had approximately 48x18in metal sheet affixed in the feed trough. There was 10x6, 8x3, 2x1, 3x5, 5x9, and 3 areas of 5x1 inches of areas of metal sheet missing with jagged sharp dark red-brown edges. In the larger holes, another metal sheet can be seen about 4x12 inches under. Next to that sheet midway is another metal sheet that appears cut approximately 4 inches and folded up leaving sharp edges. Another area had 2x1 inch with jagged sharp edges lifted. A USDA rejected tag #B-45406338 was placed on Pen 4. I notified (b)(6) and Todd Manning, plant manager, of the noncompliance.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M934	Charlie DiMaria & Sons	{226B1516-3DD0-4149-8E61-D0B-A0DBFC2C8}	VMH101 1110102 N-1	11/02/2020	04C02	Livestock Humane Handling	313.2	<p>On November 2, 2020, I, (b)(6) performed a Livestock Humane Handling Task HATs Category II Truck Unloading at approximately 0600 hours at M934 observed the following noncompliance: As the trucker from Marana stockyards opened the back of the trailer to unload the cattle, there was a down and lateral jersey cow lying on the floor of the trailer at the entrance of the trailer door. There were two ambulatory cows that were straddling the abdomen of the down cow. I immediately notified, (b)(6) of a down and lateral Jersey cow lying on the floor at the entrance of the trailer, informed him that the unloading had to stop until the establishment addressed this non-ambulatory cow. Mr. (b)(6) attempted to make the cow move by hitting her on the face and head with a paddle, which results in the cow lifting her head. The trucker also hit this cow in the face and head with a paddle, but the cow did not stand up. I repeatedly instructed the halt of the unloading to address the down cow, however, the trucker attempted to unload cattle while establishment making no efforts to cease unloading upon instructions. Although the trucker was aware of this cow's condition and how she was lying on the floor at the entrance of the trailer, he continued to unload the cows with the use of a paddle, hitting one ambulatory cattle on the face and head resulting in the remaining cows stepping on and over this down cow while moving in the direction of the down cow to exit the trailer. The moving cows were stepping over, on, and kicking the face and body as they exited the trailer. After at least 3-4 ambulatory cows exited the trailer, the down cow eventually was able to stand up and walk to exit the trailer. I notified (b)(6) of the humane handling noncompliance at approximately 0600 hours. A US Rejected Tag No. B-45406275 was placed on the knocking box at approximately 0610 hours to prevent the slaughter operations from continuing. Todd Manning, General Manager, was notified of the withholding action due to Livestock Humane Handling noncompliance by (b)(6) and I at approximately 0620am. The establishment is noncompliant with 9 CFR 313.2 (a)(b)(c)(d).</p>	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M934	Charlie DiMaria & Sons	{5A78E677-26D8-4792-9184-0C4FC869716B}	VMH061 6115409 N-1	11/09/2020	04C02	Livestock Humane Handling	313.2	At approximately 1255 hours on November 09, 2020, I, (b)(6) observed the following noncompliance while performing Livestock Humane Handling Tasks HATs Category VI Electric Prod/Alternative Object Use: During antemortem inspection of Angus heifers, (b)(6) and (b)(6) was on one side of the herd in the alleyway, (b)(6) pen sanitation, was on the other side inside Pen 7 attempting to redirect the herd in his direction. I observed Mr. (b)(6) use the rattle paddle on the face of 3 different heifers. The rattle paddles employed to drive animals shall be used as little as possible in order to minimize excitement and injury [9 CFR 313.2 (b)]. I informed (b)(6) (b)(6) (b)(6) of the noncompliance.	OPEN
M934	Charlie DiMaria & Sons	{4DCE34FA-990D-4ECA-B15E-39244773E5A9}	VMH420 9113430 N-1	11/28/2020	04C02	Livestock Humane Handling	313.1	On November 28th, 2020, at approximately 0930 hours, I, (b)(6) found the following noncompliance: Pen 10 has an exposed approximately 18" metal sharp edge from trough in two sections where cows can become injured while feeding. Pen 10 also has a broken loose board that is held together by hay bale string. Pen 4 has a corner of the metal sheet no longer adhered to the trough and leaving about a 2 inch gap from the trough exposing a sharp corner and edge. Pen 9 has a sharp metal projection of the grate over the water trough. Pen 7 has a loose 10" board attached to a nail (if detached will expose the sharp nail) The second step of the serpentine closest to the knock box is missing leaving 2 metal rods behind; 1st rod is projecting 2" above the ground appearing blunt (not able to walk through that section of the serpentine), 2nd rod is half encased in cement. These rods can be caught on their feet causing unnecessary harm. Livestock pens, driveways and ramps shall be maintained in good repair. They shall be free from sharp or protruding objects which may cause injury or pain to the animals. Loose boards, splintered or broken planking, and unnecessary openings where the head, feet, or legs of an animal may be injured shall be repaired. I notified Todd Manning, General Manager, of the noncompliance. This NR will be linked to VMH1809100519N-1 on 10/19/2020.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M934	Charlie DiMaria & Sons	{42EFE175-CD8-9-46FA-B05C-979D8F55366E}	VMH0618121123N-1	12/23/2020	04C02	Livestock Humane Handling	313.1	On December 23, 2020, at approximately 1600 hours, I, (b)(6) found the following noncompliance while performing a Livestock Humane Handling Task (Odd Hours): 1. Pen 8 feeding trough had ~4 ft diagonally broken loose board. 2. Pen 3 had ~4 ft diagonally broken loose board with 3 nails with ~1 inch exposure of the point side up ~10 inches apart. The broken loose board is about at the height where a cows head/shoulder would be. I place a U.S. Rejected tag No. B-45702922 on Pen 3 gate. I notified (b)(6) of the noncompliance. The necessary corrective actions were taken and the U.S. Rejected tag No. B-45702922 was taken off on December 24, 2020. This NR will be linked to NR# VMH1809100519N-1 on 10/19/2020, VMH4713104424N-1 on 10/22/2020, and VMH4209113430N-1 on 11/30/2020.	OPEN
M454+P4988+V454	Owyhee Meat Company	{401090E7-0E70-4D8A-9120-24C00754F6AB}	HKD3412101602N-1	10/02/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII: Stunning Effectiveness At approximately 0830 on 10/2/2020 the operator stunned a beef heifer held in the stun box with a hand-held captive bolt gun (HHCB). The animal remained standing after the stunning attempt. The steer vocalized repeatedly and became agitated. The operator immediately retrieved the loaded back-up HHCB available at the front the stun box and returned to the stunning platform. The animal was effectively stunned with a second stun with a HHCB after the short delay due to the operator awaiting an appropriate stunning opportunity. The second stunning attempt rendered the animal unconscious and insensible. (b)(6) observed two locations on the skull where the skin was broken and animal was bleeding; one on midline and one above the left eye. The head was skinned and a penetrating second stun was observed on midline approximately 3 inches above the eyes. There was a bruise under the skin approximately 5 inches above the left eye but the skull had not been penetrated. (b)(6) was notified of the incident and the impending non-compliance report. Denver District management was contacted through supervisory channels. There has not been a non-compliance for the same root cause at M454 in the last 90 days.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M454+P4988 +V454	Owyhee Meat Company	{1187190B-5530- 4EA4-BE6F-132 D783AEB13}	HKD3110 113705N -1	11/05/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII: Stunning Effectiveness At approximately 0710 on 11/5/2020, (b)(6) was in the FSIS office in line of sight to the slaughter floor at M454 Owyhee Meat Company. (b)(6) heard the stun operator fire a hand-held captive bolt (HHCB) device in attempt to stun a dairy cow. The HHCB device made an unusually loud sound and (b)(6) stepped out to observe the animal within the stun box, at a distance of approximately 40 feet. The cow remained standing, did not vocalize or appear overtly agitated. The stun operator retrieved the back-up loaded HHCB and stunned the cow a second time, rendering the animal insensible. The head was skinned and two penetrating stun holes were observed on the skull of this dairy cow. One of the two holes was observed to be outside the acceptable target zone for stunning placement with a HHCB. (b)(6) was notified of the event and impending non-compliance report. This non-compliance is being associated with NR #HKD3412101602N/1 issued 10/2/2020 for a similar event. Preventative and corrective measures did not prevent recurrence.	OPEN
M6423+P642 3+V6423	Walt's Wholesale Meats, Inc.	{7AF1FDB6-B8A 8-448B-80B3-581 E0F171019}	MFO021 8102814 N-1	10/14/2020	04C02	Livestock Humane Handling	313.2	On October 14th, 2020 at approximately 1140 while verifying HATS category II - Truck Unloading in the antemortem barn I, (b)(6) observed the following noncompliance. A double-decker trailer carrying one last cow from a lot of 54 left the loading ramp early and began driving away. The last cow was standing toward the exit of the trailer. At this point establishment employees inside the barn attempted to alert the establishment employee driving the truck that there was a cow on the trailer that still needed to be unloaded. The trucks momentum as it pulled away caused the cow to move forward out of the trailer. The cow fell approximately 3 and a half feet from the trailer to the ground, landing on its chest, neck, and chin. It got up after a moment with no visible signs of injury and began travelling around the establishment grounds. At 1210 it was led to the establishment's old barn where it was penned successfully and at 1225 was returned to the antemortem barn. (b)(6) and I verbally informed (b)(6) that this event would be documented in a noncompliance report. Denver District Office was contacted through supervisory channels. There have been no non-compliances for the same root cause within the last 90 days.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M7722+P7722+V7722	Jones Meat & Food Services, Inc.	{7E894127-69C5-4343-9483-5717C77E5667}	SAN1611101320N-1	10/20/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(b)(1)(iii)	HATS Category VIII: Stunning Effectiveness At approximately 0755 Mr. Brent Jones, Establishment Owner asked me, the CSI, to leave the slaughter floor because he was going to stun a lamb with a .22 rifle. After I heard the first stun attempt on the lamb, I returned to the slaughter floor and was standing near the stunning box when I heard vocalization as well as movement of a lamb coming from inside the stunning box. When I walked up the stairs to the stun box to verify stunning effectiveness, I observed the lamb lift his head, track me with its eyes, and vocalize a few times. I could verify that the lamb had been stunned once as I could observe the blood around the stun wound in the forehead. I immediately left the stun box to inform the SPHV, who was in the USDA office at the time. The SPHV immediately went to the stunning box and observed a market lamb in semi-right lateral recumbency with forelimbs moving in front of the animal. The lamb's head was slowly moving from side to side while the animal tried to roll itself into a complete sternal position. The lamb was opening its mouth every time it tried to take a deep rhythmic inhalation. Blood was dripping from a visible stun wound on the animal's forehead as well as from its nostrils and mouth. The SPHV immediately verbally informed a nearby establishment employee that the lamb was still conscious. The establishment employee applied a second stun attempt using the same .22 rifle, rendering the lamb unconscious. USDA Reject tag B41004902 was applied to the stunning box. Two penetrating stun holes were observed in the dressed head. The placement of both stun holes was outside of the acceptable target area for lambs and sheep. Mr. Brent Jones, Establishment owner was verbally notified of the non-compliance. Denver district office was contacted through supervisory channels. The establishment is operating under the abeyance period for a Notice of Suspension issued on July 15, 2020.	CLOSED
M9252+P9252+V9252	Bright Oak Meats, Inc.	{93FCBB41-EF9-9-47A0-B23C-5E027A5E42E1}	GHD5517100527N-1	10/27/2020	04C02	Livestock Humane Handling	313.2	At 0745, while performing anti mortem task in the animal holding barn, I (b)(6) observed that the two pigs in the pen #6 have been held over 24hours and were not provided access to feed. I immediately informed (b)(6) of the failure to meet HAT Category3-CFR regulation 313.2(e) Handling of livestock. I took regulatory control action; the pen was tagged with a US Rejected/Retained tag 678983. Feed was provided for the animals at about 0750. The requirements of 9 CFR 313.2 (e) read: Animals shall always have always access to water in all holding pens and if held longer than 24 hours access to feed. There shall be sufficient room in the holding pens for animals held overnight to lie down. Plant failed to complied with this requirement on this day.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M9252+P9252+V9252	Bright Oak Meats, Inc.	{F4821174-E17A-46DD-8B32-187E13CA902E}	GHD4617114717N-1	11/17/2020	04C02	Livestock Humane Handling	313.2	At 0745, while performing antemortem inspection in the animal holding barn, I (b)(6) observed that there is no feed provided for the animal that have been kept in the barn overnight (6 cows and 11 pigs). I immediately informed (b)(6) of the failure to meet HAT Category3-CFR regulation 313.2(e) Handling of livestock. The requirements of 9 CFR 313.2 (e) read: Animals shall always have always access to water in all holding pens and if held longer than 24 hours access to feed. There shall be sufficient room in the holding pens for animals held overnight to lie down. This documentation serves as written notice of noncompliance that plant failed to meet Animal Humane Handling regulations 313.2(e) on this day. Previous similar NR was documented on Oct/27/2020 (NR#5517100527).Continued failure to meet the regulatory requirements could result in additional regulatory or administrative action. You are hereby advised of your right to appeal this decision as delineated by 306.5 and/or 381.35 of 9 CFR.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M11032+P11032+V11032	Northwest Premium Meats, LLC	{455C5855-426E-4AD3-8214-A09A05F0DFFA}	AOC0512104706N-1	10/06/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII: Stunning Effectiveness At approximately 1030 on 10/6/2020 I observed the stun operator stun a beef steer held in the stun box with a hand-held captive bolt (HHCB) device. I observed the animal remain standing after the stunning attempt. The steer did not vocalize but was agitated and moving within the stun box. The stun operator immediately reloaded the same HHCB device. The animal was effectively rendered insensible with the second stun attempt with the HHCB device after the short delay due to the stun operator awaiting an appropriate stunning opportunity. I observed two locations on the skull where the skin was broken and animal was bleeding while being shackled and hoisted; both on midline above the level of the eyes with one slightly rostral than the other. The head was skinned and both penetrating stun holes were observed. The first penetrating stun was the rostral entry that suggested the trajectory of the bolt was too shallow and directed more toward the nose. The second penetrating stun was approximately 2 inches above the line of the eyes and angled inward toward the brain, with brain matter present on the skin and in the stun path. (b)(6) was notified of the incident and the impending non-compliance report. Denver District management was contacted through supervisory channels. There has not been a non-compliance for the same root cause at M11032 in the last 90 days.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M11032+P11 032+V11032	Northwest Premium Meats, LLC	{FAD9D178-2901 -4518-A048-F666 CFEFEF88}	AOC401 4100406 N-1	10/06/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3)	<p>HATS Category VIII – Stunning Effectiveness At approximately 1150 on 10/6/2020 (b)(6) observed the stun operator stun a beef steer held in the stun box with a hand-held captive bolt (HHCB) device. (b)(6) observed the animal remain standing after the stunning attempt. The steer did not vocalize and stood quietly. The stun operator reloaded the same HHCB device and applied a second stun attempt. The steer remained standing, did not vocalize, and stood quietly. At this time (b)(6) suggested the stun operator use the back-up HHCB for the next stun attempt. The stun operator loaded the back-up HHCB device available at the front of the stun box and stunned the steer a third time. The animal dropped in the box and was rolled out onto the slaughter floor. (b)(6) observed the animal briefly as the operator proceeded to shackle and hoist the animal. (b)(6) approached the hoisted steer and observed rhythmic breathing (in succession, at least 6 breaths). (b)(6) then touched the globe of the eye and elicited a blinking, palpebral response. The steer proceeded to blink unsolicited. (b)(6) instructed the stun operator to stun the animal again. The fourth stun attempt rendered the animal insensible. The head was skinned and all penetrating stun holes were observed. The first three penetrating stuns were on midline and at or slightly above the line of the eyes. The fourth penetrating stun was approximately 4 inches above the line of the eyes and angled inward toward the brain, with brain matter present on the skin and in the stun path. (b)(6) was notified of the incident. USDA Reject tag #B38905602 was applied to the stun box. All slaughter of amenable species was halted until further instruction from the Denver District Management. This noncompliance is being associated with NR #AOC0512104706N issued on 10/6/2020.</p>	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M11032+P11032+V11032	Northwest Premium Meats, LLC	{6F41C2B2-E31C-4F7E-A26C-D3D9DD566992}	AOC4213102728N-1	10/27/2020	04C02	Livestock Humane Handling	313.15(b)(1)(iii), 313.2	HATS Category IV: Ante-mortem Inspection At approximately 0930 on 10/27/2020, (b)(6) observed a (b)(6) dairy steer entrapped within the race at the entrance to the stun box at M11032 Northwest Premium Meats. The steer was in sternal recumbency, directed toward the stun box, with its head and neck directed back toward the race way. The head and neck were partially trapped below the animal's body and against the concrete wall of the stun box. The steer had a labored, elevated respiratory rate and was observed shifting and attempting to free itself. The steer intermittently vocalized. Per (b)(6) (b)(6) the operator was assessing the animal and possible next steps from the time the animal became trapped. The operator determined that the steer could not be freed and the animal was euthanized. (b)(6) (b)(6) condemned the steer as it was non-ambulatory and unable to stand and walk into the stun box unassisted, USDA Condemned tag #Z1362396. The animal was stunned and rendered insensible with a single stun attempt through the forehead with a hand-held captive bolt (HHCb) device. The time from the steer first becoming trapped until the effective stun attempt applied was approximately 5 minutes. Post-mortem evaluation did not identify injuries possibly attributable to the entrapment. Mr. (b)(6) was verbally notified of the resulting non-compliance report. There have been no other non-compliances for the same root cause within the last 90 days.	OPEN
M11032+P11032+V11032	Northwest Premium Meats, LLC	{3C2BA635-0E7D-4C2A-A4BD-E2CB CD36371A}	AOC2711122201N-1	12/01/2020	04C02	Livestock Humane Handling	313.2	HATS Category III - Water and Feed Availability At approximately 0930 on 12/1/2020, (b)(6) (b)(6) observed animals in the round pen at M11032 awaiting slaughter. Five beef animals did not have access to water, as the only large plastic barrel of water in the pen was frozen. The animals were held in a portion of the round pen not open to the raceway to the stun box. (b)(6) (b)(6) requested the ice in the barrel to be broken up to allow access to the unfrozen water beneath by a company employee. Mr. (b)(6) (b)(6) was verbally informed of the observation and impending non-compliance report. There have been no other noncompliance records for the same root cause issued within the last 90 days.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M11032+P11032+V11032	Northwest Premium Meats, LLC	{5E32072C-0748-4193-B145-0BC-CEB700C9F}	AOC2711122201N-2	12/01/2020	04C02	Livestock Humane Handling	313.15(a)(1)	<p>HATS Category VIII: Stunning Effectiveness At approximately 1345 on 12/1/2020 (b) (6) was observing the stunning of lambs at M11032 Northwest Premium. Three lambs were in the concrete stun box along with the stun operator. The stun operator stunned the first animal with a hand-held captive bolt (HHCB) device and I observed the lamb remained quietly standing, breathing, and blinking. The stun operator reloaded the HHCB device and applied a second stun attempt. I observed the animal remained quietly standing, breathing, and blinking. The stun operator reloaded the HHCB device and applied a third stun attempt. I observed the animal continued to remain quietly standing, breathing, and blinking. The stun operator asked me for direction and I advised the stun operator to use a different stunning device. The stun operator retrieved the firing mechanism from the back-up HHCB device located at the stun box and attached it to the primary HHCB device. With this altered HHCB device/modification to the HHCB, the stun operator applied a fourth stun attempt and the lamb was rendered immediately insensible. The stun operator continued with the same modified HHCB device and applied a stun attempt to a second lamb. The (b) (6) observed the lamb remain standing, breathing, and blinking. The stun operator reloaded the modified HHCB device and applied a second stun attempt to the lamb which rendered the animal immediately insensible. The third lamb was stunned with the modified HHCB device and rendered insensible on the first stun attempt. When the swinging door to the stun box was opened, one of the first two lambs was sternal (laying on its chest) and the head and neck were swaying. I did not observe any vocalization, breathing, or blinking, but the stun operator elected to apply a security stun with the modified HHCB device. Both lamb heads were skinned and penetrating stun holes were evaluated by (b) (6) and the stun operator. One head had two penetrating holes through the front of the skull, and a third at the top of the skull through the poll (i.e. top of the head). The other head had bruising under the skin and a larger penetrating hole through the front of the skull, as well as a penetrating hole through the poll. The stunning events were discussed with Mr. (b) (6). (b) (6) The stun box was tagged with USDA Reject tag #B38905612 and all slaughter of amenable species has halted until further guidance from FSIS Denver District Management.</p>	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M11033+P11033	Wayguud Custom Meat LLC	{6969F764-EB00-4710-999F-86203D412A45}	MAE4912120518N-1	12/18/2020	04C02	Livestock Humane Handling	313.2	HATS Category III - Water and Feed Availability At approximately 1130 on 12/18/2020, (b) (6) observed animals under the roof in and around the holding stalls at M11033 awaiting slaughter. Six beef animals did not have access to water, as the only large plastic barrel for water available was empty. (b) (6) requested barrel be filled with water. (b) (6) was verbally informed of the observation and impending non-compliance report. There have been no other noncompliance records for the same root cause issued within the last 90 days.	OPEN
M12445+P12445	Kulana Foods, Ltd.	{2EC6A9CA-DC9F-4A6B-840A-73679CDCEBA9}	WYF0518103328N-1	10/28/2020	04C02	Livestock Humane Handling	313.2	HAT Category II: Truck unloading On 10/28/2020 at 0900 AM, (b) (6) – FSIS, while performing a humane handling inspection at Kulana Foods, during off-loading of swine, observed the first 3 of approximately 10 hogs being forced out of the back of a trailer that was approximately 3 feet off the ground and landing on their sides, on the ground. I observed the supplier, a non-establishment employee, grab each of the three hogs by their hind quarters and force each animal to the edge of the trailer where the handler pulled and heaved the hogs out of the trailer. The 3 hogs that I observed were vocalizing and resisting exiting the trailer. I observed each hog stand back up on its own after having landed on its side, on the ground, and walk towards the holding pens. While the first hog was being unloaded, I asked the supplier if they had a ramp. The supplier replied that they did not, and that the hogs usually exit on their own. I observed one hog unload from the trailer, on its own, and land on its feet as it jumped to the (b) (6) (b) (6) (b) (6) an establishment employee, and 3 other people that were delivering the hogs were present. I told the woman that was with the delivery crew that in the future they absolutely needed to have a ramp. I said, “please, please, please, you have to have a ramp.” I did not have any US Reject tags with me and did not verbally tell anyone to stop. Instead, I returned to the USDA office to document the incident and correlated with the Denver District Management Team through supervisory channels. This violates 9 CFR 313.2 (a), Handling of livestock.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M12445+P12445	Kulana Foods, Ltd.	{77D96610-C303-4EA7-810F-DED4BE932AA7}	WYF001 3113423 N-1	11/20/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(a)(3)	HATS Category VIII – Stunning Effectiveness On 11/20/2020 at approximate 11:00hours while performing humane handling stunning effectiveness task, I observed the second Bull that was presented for slaughter. The stun operator attempted to stun the bull utilizing a 357-revolver firearm, but the head movements of the bull did not allow a successful stun. I observed the animal had remained standing, with eyes tracking and rhythmic breathing, but no vocalization. I observed the stun operator immediately apply a second stun attempt with the firearm that dropped the animal in the stun box. I observed the animal had involuntary movements while in the stun box. There was no vocalization, natural eye blink, righting reflex nor rhythmic breathing observed. Due to the movement of the animal a third and fourth security stun were administered utilizing the firearm. No regulatory control action was taken due to the observed immediate and effective corrective actions. I inspected the dressed head and verified four penetrating stun holes to the skull. There was one stun hole higher up on the poll of the head and the other three stun holes were placed in the kill zone. I verbally notified the plant owner, Mr. Yagi of the non-compliance with the ineffective stunning of the bull. Denver District Management was contacted through supervisory channels. There have been no non-compliance records issued for the same root cause within the past 90 days.	CLOSED
M1311	JBS Souderton, Inc.	{7ADC8F97-B772-4CD5-9B37-76BDC97567DA}	KID4308 104221N -1	10/19/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII – Stunning Effectiveness On October 19, 2020, I (b)(6) (b)(6) at 1216pm was observing stunning procedures at the stun box. The operator stunned a steer with the captive bolt gun, making contact with the head at an oblique angle. The animal's ears and head remained erect, and its head then moved side to side deliberately looking around. I was viewing the animal from the rear so I could not see its mouth or fully assess the eyes. There was no vocalization that I could hear. The shooter immediately applied a second shot with a hand-held captive bolt gun and the animal's ears and head immediately fell which are the signs of an animal effectively rendered unconscious. I notified the (b)(6) (b)(6) (b)(6) (b)(6) of the noncompliance and the establishment's failure to comply with the regulatory requirements of 9CFR 313.15(a)1. Also informed was (b)(6) Corrective actions were discussed on the spot.	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M1311	JBS Souderton, Inc.	{84C70BB5-6FC8-4F23-937A-D08B3B51EF8E}	KID4606100429N-2	10/22/2020	04C02	Livestock Humane Handling	313.1	HATS Category IV – Antemortem Inspection On October 22nd at 0752am, I (b)(6) (b)(6) was performing antemortem. As a pen of steers ran back to their pen (pens #62,63,64), they made contact with the gate of pen #62 and broke it. It dislodged at the left-hand hinge and hung by the right hinge and chain. I yelled back to the pen runner that we had a broken gate and as soon as he realized what I was saying and gesturing toward he stopped moving the cattle. He stabilized it as best he could for the moment and then eased the few remaining cattle into their pen using the opposite side of the alley. No animals were injured. Regulatory control was taken on the pen and USDA Retain tag #450248 was affixed to the gate. At 0805am the (b)(6) was notified of the noncompliance and the establishment's failure to comply with the regulatory requirements of 9CFR 313.1 and 313.2(c).	OPEN
M1311	JBS Souderton, Inc.	{C28A473E-0CA7-4DDA-A005-39A8B86FDB15}	KID4606100429N-1	10/22/2020	04C02	Livestock Humane Handling	313.2	HATS Category III – Water and Feed Availability On October 22, 2020 at 0530am I (b)(6) (b)(6) arrived in the barn to perform antemortem. An inspection of the animals at rest did not show any hay residue in the pens. I inquired as to the cattle's feeding status and the Barn Lead, (b)(6) (b)(6) stated that he had not fed any animals overnight. When I had performed antemortem at 0530am the morning before on the 21st, there were about 850 animals in the barn. There were only 434 animals slaughtered on the 21st. This left a carryover of approximately 400 animals which had not been fed within 24 hours. At 0740am interim (day) (b)(6) (b)(6) was informed of the noncompliance and the establishment's failure to comply with the regulatory requirements of 9CFR 313.2.	OPEN
M1311	JBS Souderton, Inc.	{97132CEE-82A2-497B-9F14-ACC1221C47F5}	KID2211103229N-1	10/28/2020	04C02	Livestock Humane Handling	313.1	HATS Category IV – Ante-Mortem Inspection On October 28, 2020 at approximately 6:22am I (b)(6) (b)(6) was performing antemortem on pen #18 which had 40 steers. The steers were moved out, except for one animal, which had its head entrapped in the scaffolding around the water tank inlet. The animal was not struggling and there was no evidence of self-trauma. The night (b)(6) (b)(6) arrived, was apprised of the situation, and was notified of the noncompliance and the establishment's failure to comply with the regulatory requirements of 9CFR 313.1(a). Mr. (b)(6) attempted gentle extraction with no success. The steer was humanely and effectively euthanized in situ.	OPEN

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M1311	JBS Souderton, Inc.	{D2016FD9-4131-4C2C-A345-320A60E4C80C}	KID3413 111819N -1	11/18/2020	04C02	Livestock Humane Handling	313.2(f)	HATS Category VIII – Stunning Effectiveness On November 18, 2020, I (b)(6) (b)(6) at 0900am was observing stunning procedures at the stun box. The operator stunned a steer with the hand-held captive bolt gun, contacting the head, as I observed airborne debris. The animal's ears remained erect, and it raised its head from the lowered position it was stunned in, moved its head side to side, and upward, deliberately looking around. I was viewing the animal from the rear, but I could see the animal's eyes focus backward toward me. There was no vocalization that I could hear. The animal looked directly at the operator. The operator then immediately applied a second shot with a hand-held captive bolt gun and the animal's ears and head immediately fell which are the signs of an animal effectively rendered unconscious. I notified the (b)(6) of the noncompliance and the establishment's failure to comply with the regulatory requirements of 9CFR 313.15(a)1. Corrective actions were discussed on the spot. The operator was replaced.	OPEN
M1311	JBS Souderton, Inc.	{5819FB64-D24E-4502-BF15-D87EC947B486}	KID1709 125801N -1	11/30/2020	04C02	Livestock Humane Handling	313.2	HATS Category V – Suspect and Disabled On November 30, 2020 at approximately 1255 hours I was verifying procedures for a down animal in Pen #23. The animal was lying near the gate and the establishment attempted to assist the animal to rise with minimal excitement techniques. The establishment arranged for an additional employee help to move the other animals out of the pen safely past the down animal and one employee to remain beside the down animal to protect it. One of the last two remaining animals to be herded out of the pen trotted toward the down animal. The person stepped out of the way and made no effort to divert the oncoming cows. The down animal was subsequently stepped on by one of the exiting cows. The down animal arose independently and left the pen. No vocalization by the down animal was heard by me and it appeared unharmed. At 1430 hours the (b)(6) (b)(6) (b)(6) was informed of the noncompliance for handling animals humanely with minimal excitement. This is a violation of 9 CFR 313.2(a) for both the animal being driven out of the pen at a trot pace and for failure to protect the down animal from undue harm and excitement.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M1311	JBS Souderton, Inc.	{3029F691-7714-437B-A3D0-D53 AF0E3816E}	KID0009 120807N -1	12/02/2020	04C02	Livestock Humane Handling	313.1	HATS Category VII – Slips and Falls On December 02, 2020 at approximately 0600 hours I (b)(6) (b)(6) was performing antemortem at pen #26 containing 29 steers. I noticed a complete lack of wood chips covering the area at the gate area of the pen, exposing extensive bare, wet flooring. I commented to the pen runner that I was concerned with the area contributing to possible slips and falls for the animals. The employee was very cautious in herding the animals in and out of the pen, but irrespective of this, 2 animals fell (one to its knees and the other onto its side) and several slipped upon re-entering the pen. I informed the (b)(6) (b)(6) (b)(6) (he was also the pen runner) of the noncompliance and the establishment's failure to comply with 9CFR 313.1(b). At 0614 (b)(6) notified the (b)(6) via text of the NR. Steers were relocated to a different pen and I took regulatory control of the pen with USDA Retain tag # B-45450255.	OPEN
M1311	JBS Souderton, Inc.	{F4408CBC-C35 6-4BF9-A9C2-E5 9795908C69}	KID0009 120807N -2	12/02/2020	04C02	Livestock Humane Handling	313.1	HATS Category IV – Ante-mortem Inspection On December 2, 2020 at 1011 hours I (b)(6) (b)(6) was performing antemortem. I was alerted to a situation in the main pen alleyway. I arrived to see a steer in the alleyway with his head stuck between the rail bars at the water trough of Pen #24. No one witnessed the event, but this steer was the second part of a lot of cattle being sent to Pen #23 from the scales. The animal was not struggling to extract itself. At approximately 1017 hours the (b)(6) (b)(6) (b)(6) arrived and attempts at extracting the steer's head failed. The steer was humanely euthanized at 1020 hours. Mr. (b)(6) was informed of the noncompliance and the establishment's failure to comply with 9CFR 313.1(a).	OPEN
M1311	JBS Souderton, Inc.	{EBF5B15D-F24 4-4237-A244-056 58A384004}	KID1207 120109N -1	12/08/2020	04C02	Livestock Humane Handling	313.2(f)	HATS Category VIII – Stunning Effectiveness On December 8, 2020, I (b)(6) (b)(6) at 1700 hours was observing stunning procedures from the stun box knocking stand. The operator stunned a steer with the pneumatic captive bolt gun, contacting the head at the upper right poll area (physically verified by myself later). The animal immediately started thrashing its head from side-to-side and up and down, vocalizing several times. The second stun box operator applied an effective and immediate second stun. The animal's head and ears fell, the third eyelid came over the eyes, and no further vocalization was heard. The (b)(6) (b)(6) (b)(6) Rosario, arrived and was notified of the situation and the establishment's failure to comply with the regulatory requirements of 9CFR 313.15(a)1. Also notified were (b)(6) Corrective actions were discussed, and the operator was replaced.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M1311	JBS Souderton, Inc.	{6217E173-FA2F-48B6-BE7B-4EC AEB02A0B4}	KID2308 124916N -1	12/14/2020	04C02	Livestock Humane Handling	313.2	HATS Category IV – Ante-mortem Inspection On December 14, 2020, at approximately 1720 hours I (b)(6) (b)(6) was observing stunning operations from the stunning box. There was an animal pile up of 3 dairy cows leading to the belly conveyor due to excessive excitement from the serpentine. During the excitement and prior to stunning, the second cow got her front legs on the same side of the belly conveyor and became lodged in the stun box chute, hanging upside down with the third animal on her hips complicating the lodging of the second cow. Her hips were straddling the conveyor at an angle, her head came to a rest on the concrete floor of the shackling area below, and her front legs were on the floor angling behind her. She was not struggling or vocalizing. The front cow was stunned with a hand-held captive bolt gun and pulled out of the box. The hanging animal was rendered unconscious with a hand-held captive bolt gun. After she was dragged off, the third animal was freed up to descend onto the belly conveyor and was rendered unconscious with the pneumatic captive bolt gun. At about 1740 hours the (b)(6) (b)(6) (b)(6) was informed of the situation. This is the establishments failure to comply with the regulatory requirements of 9CFR 313.2(a).	OPEN
M1311	JBS Souderton, Inc.	{3ED35753-CF1 E-498E-8D65-CF 3F0E1934F1}	KID4208 122518N -1	12/15/2020	04C02	Livestock Humane Handling	313.1	HATS Category VII – Slips and Falls On December 15, 2020 at 0549 hours I (b)(6) (b)(6) was performing antemortem on 35 steers in pen #8-9, moving them to pen #16 and back for inspection. There were 7 animals that fell onto their sides on the bare, wet floor at the entrance to the pen in the process of twice exiting and re-entering. There were also multiple slips. The animals were moving at their own pace. No animal was injured that I could visibly ascertain. The pen runner, (b)(6) (b)(6) was notified of the noncompliance and the establishment's failure to comply with 9CFR 313.1(b). (b)(6) (b)(6) was notified via text by Mr. (b)(6) at 0552 hours because the supervisor was not available at that time. The noncompliance was discussed later in person with (b)(6)	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M1311	JBS Souderton, Inc.	{D2118D01-A612-49D8-A030-8213D5DC751B}	KID4208122518N-2	12/15/2020	04C02	Livestock Humane Handling	313.2	HATS Category III – Water and Feed Availability On December 15, 2020 at 0540am I (b)(6) (b)(6) was in the barn to perform antemortem. An inspection of the animal in USDA Suspect pen #13 did not show any hay residue in the pens. I inquired as to the cow's feeding status and the (b)(6) stated that he had not fed, but dayshift should have. When I asked the dayshift person at 1035 hours if the animal had been fed, he said nightshift should have. At 1045 hours the (b)(6) (b)(6) (b)(6) (b)(6) was informed of the noncompliance and the establishment's failure to comply with 9CFR 313.2. The corrective action of immediately feeding the animal was discussed. A previous noncompliance (KID4606100429N/1) for failure to feed animals instituted a preventative measure of the creation of a monitoring form for feeding animals in the barn and concerned team members were trained. This record was reviewed by the (b)(6) and me and the records had not been kept.	OPEN
M1311	JBS Souderton, Inc.	{A4A25BD5-6057-4B91-B4F3-7C3518B3B636}	KID2409124324N-1	12/24/2020	04C02	Livestock Humane Handling	313.2	HATS Category II – Truck Unloading On December 24, 2020 I, (b)(6) (b)(6) was observing truck unloading. At approximately 0830 hours I observed a dairy cow in a semi-truck trailer with its front leg wedged in an interior moveable (un)loading ramp trapping the animal. The animal was in sternal recumbency. The animal was intermittently vocalizing. The cow was humanely euthanized at approximately 0840 hours. (b)(6) (b)(6) (b)(6) was notified of the non-compliance and the establishment's failure to comply with 9 CFR 313.1(b).	OPEN
M4025	Hoffer's Ligonier Valley Packing Inc.	{0F1BCFAC-E81E-4605-99AB-3A872A593EEE}	EDO4407102315N-1	10/13/2020	04C02	Livestock Humane Handling	313.30(a)(3)	VIII: Stunning effectiveness; VII: Slips and falls On Tuesday, 10/13/2020, at approximately 12:30 pm, while performing the Humane Handling Verification (slips and falls) task while observing the swine slaughter operations I, (b)(6) observed the following noncompliance with stunning effectiveness. The employees drove 3 hogs into the stun box. (b)(6) (b)(6) attempted to stun the first hog with an electric stun to the head. When they realized the hog was still conscious (as evidenced by tracking with the eyes and attempting to stand), (b)(6) (b)(6) immediately used the electric stunner to restun the hog at the head and then the heart. This rendered the animal insensible. Mr. (b)(6) was notified of this noncompliance verbally and was giving this noncompliance record. This does not meet the regulatory requirements of 9CFR 313.30(a)(3).	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M4025	Hoffer's Ligonier Valley Packing Inc.	{C54BECEC-94FA-4132-9492-FA429F86EAE3}	EDO4007100715N-1	10/13/2020	04C02	Livestock Humane Handling	313.15(a)(1)	VIII: Stunning effectiveness On Tuesday, 10/13/2020 at approximately 8:00am, while performing the Humane Handling Verification (stunning effectiveness) task at Est:M-4025 I, (b)(6) observed the following deficiencies while observing the cattle slaughter operations. A steer was brought into the chute and its head was locked into the head gate. (b)(6) stunned with a captive bolt and it dropped onto its sternum. They lifted the stun box gate and the beef rolled out on to the floor. The animal then let out 3 to 4 moaning cries and was tracking with his eyes. (b)(6) immediately stunned the animal a second time rendering it unconscious. Mr. (b)(6) was notified of this noncompliance verbally and was giving this noncompliance record. This does not meet the regulatory requirements of 9CFR 313.15 (a)(1).	CLOSED
M4788+P4788+V4788	North Mountain Butcher Shop	{6FFC1CD6-04AE-4AB1-BB1A-E DF36E0DC052}	QTL2014103615N-1	10/15/2020	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Category VIII - Stunning Effectiveness On October 15, 2020, at approximately 1:45pm while performing humane handling verification activities at Est. 4788, I, (b)(6) (b)(6) observed the following Noncompliance. The Establishment moved a large sow into the stun box for stunning with a 22 magnum rifle. When the Stunner said, 'Cover Your Ears', I left the slaughter floor to listen from an adjacent concrete-walled room. I heard the first shot but instead of hearing the animal fall to the ground, as is customary after shooting, I instead heard several loud squeals. Management took corrective actions by performing a second stunning attempt with a 30/30 pistol. After the "All Clear" from the Stunner, signaling that stunning was complete, I stepped out from behind the wall and confirmed that the animal was insensible. Examination of the skull revealed two full-thickness holes in the forehead of the animal slightly off to the right from center. This observation, combined with what I heard after the first shot, confirmed that the first stunning attempt did not result in immediate unconsciousness. Mr. Glenn Finkenbinder, Plant Owner, was notified of the Noncompliance and the establishment's failure to adhere to the regulatory requirements of 9 CFR 313.16(a)(1).	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M4999+P4999	Pudliner Packing	{26004EA2-8F1E-4EA5-9ED5-EFA2A264F75F}	CGN5612102315N-1	10/15/2020	04C02	Livestock Humane Handling	313.16 (b)(1)(ii)	On 10/15/202 at Approx. 1245 hours, (b)(6) had noticed on the slaughter floor near the knock box during his review and observation, that the case containing the ammunition that is mentioned in (b)(6) Packing verification plan under regulation 9CFR 313.16 "A new storage container for ammunition will be acquired and Silicone Gel adsorption pouches to eliminate moisture will be utilized". That the container containing the ammunition was found to be unsealed and had water in the bottom of the case. (b)(6) was notified both verbally and in writing of the violation, Mrs. (b)(6) immediately notified (b)(6) and the ammunition was removed the case was cleaned and dried and the silicone pack were replaced with new ones.	CLOSED
M4999+P4999	Pudliner Packing	{8392E72F-C39E-4A2E-8C79-C85330EB8170}	CGN2614115816N-1	11/16/2020	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Categories Stunning effectivenessToday, November 16, 2020 at approximately 11:55 AM, while performing humane handling verification activities, (b)(6) observed that a dairy cow remained standing after establishment owner, Mr. (b)(6) shot a first round of the .410 caliber shotgun into the skull of the dairy cow. Mr. (b)(6) then fired a second shot with the .410 into the skull of the dairy cow which continued to remain standing, looking around and moving its head after the second shot. Mr. (b)(6) proceeded to retrieve their back up firearm to shoot a third time with a 20 gauge after which the cow went down. (b)(6) was present on the slaughter floor to observe the 3rd attempt. On observation of the skull, the first round was approximately ¼ inch to the right of the center, the second shot was approximately 1 and ¼ inch in front of the center line while the third shot was in the center. (b)(6) notified Mr. (b)(6) of the noncompliance verbally and that the Regulatory Control Action was being taken with a retain tag (# B-45 0235089) for the head of the cow (back tag 23IN 9392) and a reject tag (B-45 0235090) on the stunning pen/knock box. (b)(6) contacted me, (b)(6) at approximately 11:58AM to inform me of this. This is noncompliance with HATS Categories Stunning effectiveness 9 CFR 313.16(a)(1)A search of PHIS shows two similar previous noncompliances, CGN5310090309N issued 9/9/20 and noncompliance number CGN3709093114N 9/14/20. The Establishment is currently under a NOHSIA for an NOS that occurred on 8/11/20 and they do not have a Robust Systematic Approach to Humane Handling.	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M9492	Bucher Meats	{B9F6F2B3-2307-46FB-B541-4BCD357E4A0C}	YCA5208105427N-1	10/27/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII - Stunning Effectiveness. On October 27, 2020, at approximately 8:30am while performing humane handling verification activities at Est. 9492, I, (b)(6) (b)(6) observed the following Noncompliance. The Establishment moved a market swine into the stun box for stunning with a captive bolt. I heard the first shot but instead of hearing the animal fall to the ground, as is customary after shooting, I instead heard 4 loud squeals. Management took corrective actions by performing a second stunning attempt with another captive bolt. After the door opened, the animal slid out and it was confirmed the animal was rendered insensible. Examination of the skull revealed a large hole in the forehead of the animal slightly off to the right from center and up about an inch higher than usual. This observation, combined with what I heard after the first shot, confirmed that the first stunning attempt did not result in immediate unconsciousness. Mr. Jake Bucher, Plant Owner, was notified of the Noncompliance and the establishment's failure to adhere to the regulatory requirements of 9 CFR 313.15(a)(1).	CLOSED
M9548+P9548	Wayne Nell & Sons Meats Inc.,	{F0109C96-490D-4775-AD9A-F21878ED5B89}	ODJ0613110005N-1	11/04/2020	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Category VIII Stunning Effectiveness On November 4, 2020, (b)(6) observed a mis-stun of a bull in the stun box at Wayne Nell & Sons Meats M9548, while observing stunning effectiveness, at approximately 2:00PM. The bull was standing freely inside the stun box. An Establishment employee yelled "Pistol" and attempted to stun the bull. When the stun box door was raised (b)(6) (b)(6) witnessed the bull's head and upper body were still up. Another employee immediately retrieved the handheld captive bolt to stun the bull again and rendered the bull unconscious. No regulatory control action was taken, as the establishment employee took immediate corrective actions. Upon postmortem, (b)(6) observed two holes in the front of the skull. Shane Nell, Establishment owner, was informed of this non-compliance with 9 CFR 313.16(a)(1).	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M9548+P9548	Wayne Nell & Sons Meats Inc.,	{95C3A223-4665-41E6-B5F3-A5E EC79ED3F1}	ODJ1013 114605N -1	11/05/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII Stunning Effectiveness On November 5, 2020, (b)(6) observed a mis-stun of a heifer in the stun box at (b)(6) & Sons Meats M9548, while observing stunning effectiveness, at approximately 08:45AM. The heifer was standing freely inside the stun box. An Establishment employee attempted to use a handheld captive for the first stunning attempt. (b)(6) did not hear the beef drop. The employee yelled, "Pistol" and made a second attempt with the .9mm. (b)(6) did not hear the beef drop and heard vocalization. The employee yelled "Pistol" again and made a final shot. (b)(6) heard the beef drop after this shot. The establishment employee raised the stun box door and (b)(6) verified that the beef was rendered unconscious. At this time (b)(6) noticed that the captive was still stuck in the beef's head and the establishment employee had tried to shoot around it with the .9mm. No regulatory control action was taken, as the establishment employee took immediate corrective actions. Upon postmortem, (b)(6) observed three holes in the front of the skull. (b)(6) was informed of this non-compliance with 9 CFR 313.15(a)(1). This NR is linked to NR: ODJ0613110005N-1	CLOSED
M9704+V9704	Springfield Meat Company	{29487419-CABA-45E0-96CF-4F0 FDDEACA3F}	QGE301 0114416 N-1	11/13/2020	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Category: VIII. Stunning Effectiveness On November 13, 2020 at approximately 09:30 am, I (b)(6) observed the following noncompliance while performing the Livestock Humane Handling task: The Establishment had to stun a beef cow on the trailer due to its long horns presenting a safety hazard. Upon stunning with a 22-magnum pistol, I heard the first shot but instead of hearing the animal fall to the floor, as is customary after shooting, I instead heard sounds consistent with a cow scrambling its legs in the trailer, when it was safe I took a close look and saw the animal still standing while blood coming out of its forehead. Eyes tracking can be seen during this time and the cow was swinging its horns in aggression. The stunner went and grabbed a 44-magnum pistol and shot it again and it was a successful shot, I stepped out from behind the wall and confirmed that the animal was insensible. I took regulatory control action and retained the knock box with tag # B 19102041 and later removed it after the establishment provided the preventive measures that ensure compliance with the appropriate section of 9 CFR part 313. Examination of the skull revealed two full-thickness holes in the forehead of the animal. This observation, combined with what we heard and seen after the first shot, confirmed that the first stunning attempt did not affect immediate unconsciousness. Mr. Keith Dewitt the Plant Owner, was notified of the Noncompliance and the establishment's failure to adhere to the regulatory requirements of 9 CFR 313.16(a)(1).	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M9704+V9704	Springfield Meat Company	{83650FEA-C98 C-4CBA-9760-0A 05B3257926}	QGE341 0123703 N-1	12/03/2020	04C02	Livestock Humane Handling	313.2	HATS Category: VI. Electric Prod/Alternative On December 3, 2020 at approximately 0930 hours, I (b)(6) observed the following noncompliance while performing the Livestock Humane Handling task: While Mr. (b)(6) was moving a group of cows from the holding pens to load them into the truck and then to the stunning area, Mr. (b)(6) hit the last cow on the line with the pen's swinging metal gate, the pen gate hit the cow's rump and bounced back to him then he repeated what he did earlier and hit the same cow once again with the gate in order to get it to move forward. Mr. Keith Dewitt the plant manager was informed verbally and in writing of the establishment failure to humanely move animals to the stunning areas without causing pain or discomfort to them. The establishment was notified of the failure to comply with the regulations prescribed within 9 CFR 313.2	OPEN
M9819+P9819+V9819	Cabin Hollow Butcher Shop, Inc	{7E0A74C8-2523 -4241-AAC1-70A 29CD6F735}	KWE191 3115906 N-1	11/06/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII - Stunning Effectiveness On 6 November 2020, at approximately 1022 hours while performing humane handling verification activities at Establishment M9819, Cabin Hollow Butcher Shop I observed the following Noncompliance. The Establishment moved a beef steer into the stun box for stunning with a handheld captive bolt. The steer's head was locked in the headgate. As the Stunner made the first stunning attempt with the captive bolt, the steer moved its head. This caused the gun to slide out of the stunner's hand and remain in the steer's head. The steer remained standing and began bellowing. The stunner took immediate corrective action by re-loading the captive bolt and delivering a second stun, which made the steer insensible. Mr. Josh Jones, Plant Owner, was notified of the Noncompliance and the Establishment's failure to adhere to the regulatory requirements of 9 CFR 313.15(a)(1)."	CLOSED
M20760	USA Pork Packers Inc	{719FE65F-3ED A-4728-8F96-CC 89164101BD}	YKM041 4104901 N-1	10/01/2020	04C02	Livestock Humane Handling	313.1	Category VII - Slips and Falls (9 CFR 313.1): 10/01/2020 0740 Hours On Thursday October 1, 2020 approximately at 0740 hours when I was performing ante-mortem inspection I noticed that many hogs were slipping because the floor was covered with much fecal material which made the floor slippery for the hogs. Pens 4, 5, 6, and 7 were covered with fecal material. I stopped ante-mortem inspection and informed Wayne Kreisl, Jr plant manager with the non compliance and the importance of cleaning the pens periodically as needed to minimize the accumulation of fecal material on the floor. The plant took an immediate corrective action by cleaning the floor then I resumed the ante-mortem inspection. I informed Mr. Wayne Kreisl Jr. plant manager with the non compliance. The plant was not compliant with 9 CFR 313.1(b).	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M1816+V1816	West Michigan Beef Co. LLC	{578B3351-D121-41FF-8D46-A87900C6E201}	TMB4112104516N-1	10/16/2020	04C02	Livestock Humane Handling	313.1	At approximately 12:30PM, October 16th, 2020 (b)(6) was observing sticking on the rail when he walked around the wall to observe knocking. Upon entering the knocking area, (b)(6) noticed a cow with her left rear leg stuck above lower guardrail barrier on the side door of the chute. The cow was attempting to free herself by moving forward and back and pulling her leg in. The knocker soon entered to knocking area and tried to help free the cow's leg, but was unsuccessful. (b)(6) called (b)(6) to the knocking area to assist. Upon opening the chute door, the cow now laid down in the chute with her leg still stuck above the lower guard rail. At this time (b)(6) was able to free the animal's leg. A couple attempts were made to make the cow get up, but they were unsuccessful and the animal was euthanized with one shot. After the animal was dragged out of the chute, (b)(6) was able to observe a bleeding abrasion on the inside of the cow's left rear leg where it had been engaged against the guardrail of the chute gate. (b)(6) was notified of the forthcoming noncompliance. The conditions of 9 CFR 313.1 were not met. HATS Category IV	CLOSED
M2444	Strauss Brands LLC	{44DE9C0C-B540-496E-A60C-0B57EB884D60}	VFG5110115723N-1	11/23/2020	04C02	Livestock Humane Handling	313.30(a)(4)	At approximately 6:40 am on November 23, 2020, (b)(6) was verifying animals remained unconscious on the rail (HATS Category IX). Lambs were being stunned with electricity applied to the head followed by a halal cut of the throat. (b)(6) witnessed the first lamb stunned with the head only electric current lose posture prior to receiving the halal cut. The lamb was hung head down to facilitate exsanguination for the initial portion of the rail. At the right-angle juncture of the rail, the lamb was placed on a new gambrel and inverted so that it now was hung by the front legs. (b)(6) was standing at the legger's station as the lamb was moved towards her. She noted the lamb made several efforts to stretch its chin towards its chest, exhibiting a righting reflex. The lamb opened its mouth and vocalized more than once. (b)(6) touched its corneas. The lamb blinked and was deemed conscious. (b)(6) returned to the stunning station to instruct an establishment employee to render the lamb unconscious with a hand-held, penetrating, captive-bolt gun. (b)(6) took regulatory control of the stunning station with U.S. Reject Tag #B31107585 and informed Ms. (b)(6) Establishment Administrator, this finding was not compliant with regulation 9 CFR 313.30(a)(4). (b)(6) notified the District Office through supervisory channels for further guidance.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M2444	Strauss Brands LLC	{690F87E6-84A9-41A7-8701-939A-FB97FEA2}	VFG3309 123015N -1	12/11/2020	04C02	Livestock Humane Handling	313.30(b)(2)	<p>On December 11, 2020 at approximately 0631 hours, (b)(6) (b)(6) (b)(6) I observed the following noncompliance at Strauss Brand. I reviewed the Supporting documents for Electric Stunner Check log on 12/11/2020, I noted there was a time recorded at 0631 this is the time the establishment starts stunning the first lamb. I was informed by the (b)(6) (b)(6) (b)(6) the establishment conducts this procedure on the first lamb of the day not prior to the start of production. I informed Ms. (b)(6) the verification plan states it will be checked for functionality prior to the start of each lamb slaughter. The verification testing of the stunning equipment prior to the start of production, verifies the stunning equipment following limit is a minimum of (1.0) values apply to the stunning current and the stunning time. using the first lamb of the day is not part of the agreement for the verification plan. In the Weekly Meeting dated 12/11/2020 I informed the establishment management team (b)(6) (b)(6) (b)(6) per Verification Plan any changes to corrective actions and/or preventive measures during the verification period, they will need to contact and inform the Des Moines District office for approval. The establishment management was informed of the noncompliance. This represents a noncompliance of 9 CFR 313.30(b)(2)</p>	CLOSED
M2444	Strauss Brands LLC	{2448A01B-66AF-4DE0-B073-2978800D3830}	VFG4213 124515N -1	12/15/2020	04C02	Livestock Humane Handling	313.1	<p>On December 15th, 2020 at approximately 0810 hours, I (b)(6) was conducting a livestock Humane handling tasks in the barn and during unloading I observed the following non-compliance at Strauss brands. There was about 20 lambs unloaded into pen one. In pen one I noticed 2 boards about 24 inches wide and 40 inches height were leaned back against the railing inside the pen. The boards were not locked in place they were loose. In my opinion the loose boards could, cause injury or pain to the animals. I notified (b)(6) (b)(6) of my findings and Ms. (b)(6) informed (b)(6) (b)(6) (b)(6) of the situation, they immediate took corrective action to correct the situation. I informed (b)(6) of the noncompliance. This represents a noncompliance OF 9CFR 313.1(a)</p>	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M10036	Fillmore Beef Co.	{6AE8B9E9-D890-4CEF-9567-990746AFD2A4}	FGG3212111506N-1	11/06/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.16(b)(1)(iii)	At approximately 9:25 AM while observing stunning (HATS Category VIII) at Fillmore Beef (M10036) (b)(6) (b)(6) (b)(6) (I) heard what sounded like an animal drop followed by vocalizing and resumed movement. I peered through the door and could see a beef cow standing and it continued to vocalize. The animal was moving forward and backward in the knock box and was turning its head left and right. When the animal turned its head fully backward, I could see blood dripping from its nostril and blood could be seen dripping from a spot higher on its face. The employee stated to me that the animal had moved its head at the last second and confirmed that the bolt had made contact. The animal proceeded to keep moving within the knock box and vocalizing while the establishment employee was attempting to place a second shot. The employee attempted a 2nd and 3rd shot which were unsuccessful in rendering the animal unconscious. I handed the backup captive bolt gun to the employee, which was sitting on a ledge near where I was standing. The employee then attempted a 4th stun with the backup gun, which also failed. A second establishment employee then took over and attempted to stun the animal 3 more times, with the 7th and final attempt being successful in rendering the animal unconscious, as evidenced by the animal immediately dropping to the floor. The captive bolt guns did not properly fire multiple times during this process; the animal was struck a total of 3 times. Observation of the skinned head confirmed the initial first stunning attempt was located higher on the head. Two other holes were also visible; one located laterally and one centered properly. Regulatory control tag B43050269 was placed on the knock box and informed (b)(6) that operations were suspended.	OPEN
M10036	Fillmore Beef Co.	{7D21A73F-E93F-4A0F-AB38-D7469E2E6772}	FGG1807115506N-1	11/06/2020	04C02	Livestock Humane Handling	313.2	On Thursday, November 5th, 2020 at approximately 7:00PM while performing the odd hour inspection in the barn at Fillmore Beef M10036, I found a violation of humane handling, HATS Category III. There was a Mini Hereford beef animal placed in a small pen. The pen did not have water available for the animal. This is not in compliance with 9 CFR 313.2(e), which requires that water be accessible to livestock in all holding pens, and that animals held longer than 24 hours have access to feed. I notified (b)(6) at the beginning of the shift the next day of the non-compliance.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M15896+P15896	Abbyland Pork Pack, Inc.	{E0979E1D-D3A4-45E7-9132-FA D707A4DC06}	TUN3608 121024N -1	12/23/2020	04C02	Livestock Humane Handling	313.30(a)(3)	At approximately 1543 hours, I, (b)(6) was watching the stunning of immobile boars on the trailer while performing HATS Category VIII- Stunning Effectiveness and observed the following non-compliance. I observed an establishment employee maneuver the mobile electric stunner into the trailer. He lined the stunner up and attempted to stun the boar the boar remained in a sternal position. The first attempt was ineffective as the boar reared up and the stunner was misplaced. The hog remained conscious kicking and flopping around and vocalizing. The employee immediately placed the stunner back on the hog resulting in the second attempt being effective and the animal was confirmed to be unconscious. (b)(6) (b)(6) was present and aware of the non-compliance. At this point (b)(6) contacted and briefed (b)(6) who informed plant Manager Pat Reis of the incident and verbally discussed regulatory control actions. I (b)(6) received verbal corrective action from, Mr. Reis that the pads on the mobile stunner were not clean and figuring the connectivity was not what it should have been and caused the boar to rear more. The pad was immediately cleaned. No reject tag was used as a verbal regulatory control action was in place. This is a noncompliance with 9CFR 313.30(a)(3) quality and location of the electrical shock shall be as such to produce immediate insensibility.	CLOSED
M20855	Chenoa Locker, Inc.	{CB337384-4266-4D36-A8FE-C09 9A1357C36}	SSH4312 122622N -1	12/22/2020	04C02	Livestock Humane Handling	313.15(a)(1)	At approximately 11:15 am on December 22, 2020, the following humane handling noncompliance occurred: Plant employee, (b)(6) attempted to stun a steer. The first attempt failed, and the steer was still standing. (b)(6) took immediate corrective action by getting the backup weapon, a second captive bolt that was right next to the chute, administering a second effective stun. The head catch was being used at the time of the incident. Upon review of the head, it was determined that the initial stun was approximately a half inch to the right of center. I immediately called my (b)(6) This occurrence is in violation 313.15(a)(1) which states: The captive bolt stunners shall be applied to the livestock in accordance with this section so as to produce immediate unconsciousness in the animals before they are shackled, hoisted, thrown, cast, or cut. The animals shall be stunned in such a manner that they will be rendered unconscious with a minimum of excitement and discomfort. At the time of event, I was performing the HATS Category VIII Stunning Effectiveness. Plant management was made aware of these findings.	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M21747	Flowers Slaughter House	{4F7320A9-7B79-4467-859D-257177BAFE35}	GNJ1607104814N-1	10/14/2020	04C02	Livestock Humane Handling	313.2	At approximately 7:30 a.m. while performing the Livestock Humane Handling task the following noncompliance was observed: The water bowl in the cattle pen was flipped over and no water was available to the cattle in the pen. Tim Boswell, plant manager, was notified of the noncompliance and the failure to meet 9 CFR 313.2(e).	CLOSED
M19904+P19904	Acre Station Meat Farm	{CA220AA9-1756-4AE7-AB8A-A10394F2E1B8}	QQG0809111424N-1	11/24/2020	04C02	Livestock Humane Handling	313.1	While performing a Humane Handling task on Tuesday, November 24, 2020 at approximately 7:00 am, the following noncompliance was observed: IIC observed a cow lying on the floor with it's head trapped between the boards of pen number [8C]. The (b)(6) cut the board away from the cow's head and gently released it. It stood up without any assistance. The cow was not injured and did not appear to be in any distress. The board that trapped the cow's head had previously been documented as a loose board that needed to be fixed. This occurred during the weekly meeting held on Friday, November 13, 2020. The meeting documentation is attached to this noncompliance record for review. Pursuant to the Federal Code of Regulations (CFR), Livestock pens, driveways and ramps shall be maintained in good repair. They shall be free from sharp or protruding objects which may, in the opinion of the inspector, cause injury or pain to the animals. Loose boards, splintered or broken planking, and unnecessary openings where the head, feet, or legs of an animal may be injured shall be (b)(6) notified (b)(6) of the noncompliance and of the failure to meet regulatory requirement 9 CFR 313.1.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M21938+P21938	EcoFriendly Foods	{FB614AB6-AA2B-4F8D-9AC6-F7B7CC43D24B}	FYA0409122410N-1	12/10/2020	04C02	Livestock Humane Handling	313.16(a)(1)	At approximately 8:45am while performing HATS category III, stunning effectiveness, during the 30-day DVMS verification visit for a suspension held in abeyance the following noncompliance was observed: Mr. Bev Eggleston plant owner attempted to stun a market hog using a .22 magnum revolver. I, (b)(6) standing in the processing room adjacent to the kill floor for safety, heard the firearm discharge. I opened the door to view the animal and observed it still standing. I heard no vocalization at this time. I observed Mr. Eggleston immediately retrieve his backup weapon, a .45 caliber revolver, at which time I closed the door for safety. I heard the firearm discharge again. This time followed by vocalization. I opened the door and witnessed the market hog was still conscious and remained standing. Mr. Eggleston immediately delivered a third shot with the .45 caliber revolver and the animal collapsed. I observed that the animal was indeed unconscious at this time. It remained so through bleeding, shackling, and hoisting. After consulting with (b)(6) I tagged the knock box with U.S. Rejected tag #A1714390 to cease further stunning. (b)(6) myself, and Mr. Eggleston examined the skull. There were three holes present. Mr. Eggleston identified the sequence of shots. The initial attempt was slightly above the correct location, the second attempt was to the right of the correct place striking only the sinus cavity, and the third attempt was slightly low. Mr. Eggleston did not indicate that animal movement was an issue. (b)(6) notified Mr. Eggleston of his recommendation to reinstate suspension due to the establishment currently operating under a suspension held in abeyance for a previous egregious stunning incident.	CLOSED
M27426+P27426	Fischer's Meat Market, Inc.	{C19A2FD3-A6BD-473A-8DCD-E0E77C441120}	BOO4411102323N-1	10/22/2020	04C02	Livestock Humane Handling	313.1	On 10/22/2020 at 0817 hours while performing a Livestock Humane Handling task during antemortem inspection, I observed the following noncompliance: A approximately 500 lbs black heifer with a bum back left leg was observed to slip and fall multiple times while attempting to ambulate. The concrete floor below the heifer appeared smooth and covered in manure and urine/water. I observed slip marks in the manure from the heifer. The heifer did not appear to be harmed from the slipping and falling and the establishment was able to drive her to the knock box shortly after, however, additional slipping and falling was observed. I informed (b)(6) (b)(6) (b)(6) of the noncompliance. I have voiced concerns due to the smoothness of the concrete to establishment previously as noted in MOI BOO5212102408G dated 10/8/2020 (see attached). The establishment needs to remedy the situation in the holding pens and driving areas to comply with 9 CFR 313.1 or further regulatory measures may be taken.	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M27426+P27426	Fischer's Meat Market, Inc.	{B5CCC6BF-6634-49CF-B3DF-3117FDB72303}	BOO1113114316N-1	11/13/2020	04C02	Livestock Humane Handling	313.2	On 11/13/2020 at 0740 hours while performing antemortem in the holding pens, I observed 10 lambs in the back pen with no access to water. I informed (b)(6) of the noncompliance. (b)(6) placed a container in the pen and filled it with water. The establishment has failed to comply with 9 CFR 313.2(e), which requires that animals have access to water in all holding pens.	OPEN
M33845+V33845	Moonlight Meat Processing Inc	{5BFC6FB2-C438-4069-A0CA-39E362D564D8}	PPQ3106124011N-1	12/11/2020	04C02	Livestock Humane Handling	313.2	On 12/11/2020 at approximately 0724 am at establishment #33845 Moonlight Meats Processing while performing Livestock Humane Handling Task under HATS category #3 (b)(6) Stacy Wagers Observed 2 USDA Beef in pen # 3 with no water in 2 buckets that were laying on their sides. Notified (b)(6) of Non Compliance with 9CFR 313.2(e)	CLOSED
M27435+P27435+V27435	The Cut Custom Processing LLC	{2C19B9D5-16F1-4D57-B12E-C0F5B1BC1D2A}	ROP1014123402N-1	12/02/2020	04C02	Livestock Humane Handling	313.2	HATS CATEGORY IV – Antemortem Inspection At approximately 1045 hours while performing slaughter inspection at est. 27435, (b)(6) observed the following noncompliance: As two cows made their way into the knock box, the second cow became excitable and ran up behind the first cow. The knock box had not been latched closed properly and both cows escaped onto the kill floor and ran around for approximately 2 minutes. Kill floor staff regained control of the animals and corralled them back into stalls in the barn. This is not in compliance with 9 CFR 313.2(a) which states: Driving of livestock from the unloading ramps to the holding pens and from the holding pens to the stunning area shall be done with a minimum of excitement and discomfort to the animals. Livestock shall not be forced to move faster than a normal walking speed. Mr. Thaddeus Reger, Plant Manager, was informed of this noncompliance. No regulatory control action was taken at this time as immediate corrective actions were taken. No similar NRs have been issued in the past 60 days.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M27435+P27435+V27435	The Cut Custom Processing LLC	{4D8FDB08-CB05-4C46-AEB3-09981F43A663}	ROP1714121602N-1	12/02/2020	04C02	Livestock Humane Handling	313.15 (b)(1)(i), 313.15(a)(1)	<p>HATS CATEGORY VIII – Stunning EffectivenessAt approximately 1150 hours while performing slaughter inspection at est. 27435, 1(b)(6) observed the following egregious noncompliance:A beef cow was moved to the knock box and properly restrained. An initial stun was performed using a captive bolt device loaded with cartridges from a blue container, designated for use cows, oxen, and steers. The stun was ineffective. Rhythmic breathing, blinking, and vocalization was observed. A second stun attempt was made using the same charge in a back-up captive bolt device. The second stun was ineffective as well. Rhythmic breathing, blinking, and vocalization as well as thrashing of the head were observed. Both captive bolt devices were then reloaded. A third stun attempt was made, but also ineffective, the animal continued displaying vocalization and blinking. A fourth attempt was made using the backup device. This fourth stun was also ineffective with the animal displaying the same signs of consciousness (eye movement and vocalization). At this point an establishment employee left the kill floor for approximately 30 seconds and returned with stronger cartridges, designated for use on heavy bulls only. Both captive bolt devices were reloaded and another stun attempt was made. At this point the animal ceased vocalization and eye movement. No other signs of sensibility were noted as I could not see if the animal was supporting its own weight due to the design of the knock box. This is not in compliance with 9 CFR 313.15(a)(1) which states: The captive bolt stunners shall be applied to the livestock in accordance with this section so as to produce immediate unconsciousness in the animals before they are shackled, hoisted, thrown, cast, or cut. The animals shall be stunned in such a manner that they will be rendered unconscious with a minimum of excitement and discomfort. Additionally, this is not in compliance with 9 CFR 313.15(b)(1)(iv) which states: The stunning operation is an exacting procedure and requires a well-trained and experienced operator. He must be able to accurately place the stunning instrument to produce immediate unconsciousness. He must use the correct detonating charge with regard to kind, breed, size, age, and sex of the animal to produce the desired results.This humane handling noncompliance is considered egregious because there were more than 2 ineffective stunning attempts, there was a failure to use adequate stunning methods due to not accurately selecting the proper caliber size of the bolt for the size and age of the animal and there was prolonged discomfort and excitement of the animal due to the inability to render it insensible/unconscious after the application of the immediate corrective actions. Mr. Thaddeus Reger, Plant Manager, was notified of the above noncompliances. A regulatory control action was taken, US Reject tag # B 18 007868 was applied to the knock box and a Notice of Suspension was subsequently issued by the Chicago</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
								District Office. No similar noncompliance reports have been issued in the past 60 days.	
M33916+P33916	Loris Cold Storage and Retail	{BA685128-ECA3-454D-B4B8-E8D73C1FB0F4}	BZI3614104706N-1	10/06/2020	04C02	Livestock Humane Handling	313.1	HATS Category IV- "Handling During Ante-Mortem Inspection": Pens, floors, and driveway, including entrances and exits are to be maintained in good repair (9CFR 313.1). On October 6, 2020 at 8:35 A.M., I observed at the entrance gate the ramp used to unload beef and hogs from the trailers, one of the boards from the edge of the ramp, about eight inches, had a broken plank making an unnecessary opening where the feet or legs of an animal could be injured. I immediately contacted Mr. Tim Rogers: Plant Manager, told him of the noncompliance. He said he would start at once on repairing the ramp. A US REJECTED Tag NO. B37050213 was put on the gate no animals are to be unloaded until repairs are done to the ramp. 9CFR 313.1 States: Livestock pens, driveways, and ramps shall be maintained in good repair. They shall be free from sharp or protruding objects which may, in the opinion of the inspector, cause injury or pain to the animals. Loose boards splintered or broken planking, and unnecessary openings where the head, feet, or legs of an animal may be injured shall be repaired. The Establishment is currently responding to the noncompliance and is taking immediate corrective action to bring the subject ramp back into good repair. No animals were injured due to this noncompliance.	CLOSED
M34056+P34056+V34056	Olsen Farms Meats	{86FF93BE-24B0-47C1-82CC-7CB0D2659911}	XIC0810110610N-1	11/09/2020	04C02	Livestock Humane Handling	313.30(b)(2)	As I, (b)(6) was performing a Slaughter task, I noted that the gate used to restrain the and restrict movement of the pigs was broken, the employees had tried a temporary fix with a chain wrapped around the top of the gate. This was not working as it wasn't preventing movement as it should. I pointed it out to the employees, (b)(6) and told them it needed to be fixed before continuing with slaughter. The employees immediately stopped and repaired the gate. They asked me to inspect it after they worked on it and I found it to be fixed and functioned properly. I then informed Kira Olsen the plant owner and Steve Larson the plant manager, and informed them it was an Noncompliance due to the fact that it should have been repaired properly before the they started the slaughter. 313.30(b)(2): Restraint system design; stunning equipment.416.15(a); Corrective actions (Taken by slaughter employees)	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M34114	E. R. Boliantz Co. Inc.	{71ECB28B-267F-4BE8-BF2C-7BAE5834DAB5}	DVU2805 122418N -1	12/17/2020	04C02	Livestock Humane Handling	313.30(a)(4), 313.30(b)(3)	On 12-17-2020, (b)(6) observed the following noncompliance. At approximately 1:30 pm, a market hog had just been stunned by electric current, at establishment M-34114, E.R. Boliantz in Ashland, Ohio. As the panel to the knock box was raised up, I walked over to the area because I could see that the hog was still upright and resting on its chest. The floor is slightly sloped so that after being rendered unconscious, the livestock would roll out of the knock box and over onto its side. The establishment employee proceeded to put the chain around the exposed hind leg and hoisted the animal a few feet in the air to reposition it, so that it could be shackled by both back legs. As the animal was raised, there were seizure like movements of the body and the eyes were twitching indicating the stun had been effective. There was no reaction of the hog to being hoisted. There was no vocalization by the hog, at any time, throughout the entire process. As the employee lowered the hog back to the ground and removed the chain, I noticed that the eyes were tracking. The hog then got up on its hindquarters into a sitting position and started to shake its head. From there, it then rose to all four feet and staggered around continuing to shake its head. It is the responsibility of the establishment to ensure that livestock remain under surgical anesthesia throughout the slaughter process in accordance with CFR 313.30(a)(4). An employee pushed the hog back into the knock box and another employee stunned it a second time, rendering it unconscious. In speaking with the plant manager, Mr. Jimmy Harris, he stated that they had sent the equipment out earlier in the day to be tested. (I did observe the equipment leaving the floor) Mr. Harris stated that the voltage on the stunner had not been turned up back up to the right frequency level, which was why the stun was ineffective. I explained to Mr. Harris that I would need to inform my supervisor about what had just happened and that I would be documenting a noncompliance. When he stated that the issue had been identified and corrected, they went ahead and stunned the 2nd and final hog of the day. The knock box was affixed with U.S. reject tag # B703640 A Notice of Suspension (NOS) was issued by the Chicago District Office for this egregious event. This notice serves as a formal notification that a noncompliance has been issued.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M34449+P34449+V34449	Texas Natural Meats	{6D877AA4-B323-4013-934C-5F6589A4DEFB}	NMV431111412N-1	11/12/2020	04C02	Livestock Humane Handling	313.2	HATS Category III Feed and Water While performing HATS activities for Feed and Water at approximately 0655 hours and prior to the start of the kill (feral hogs) I observed the following non compliance. There was no feed inside the pen that were holding approximately 49 hogs brought on Tuesday 10 November at approximately 1100 hours, these hogs were brought on Tuesday and scheduled for slaughter today (Thursday November 12). There was no slaughter activity on the 11th of November as the establishment was dark due to Federal Holiday (Veteran's Day). I informed my finding to (b)(6) (b)(6) and feed was supplied immediately after. Ms. (b)(6) was notified of this non compliance.	CLOSED
M34381+P34381	Crabill's Retail & Wholesale Meats, LLC	{8B9AB252-5D96-4CA7-8E92-A3494C32D189}	JCI2115114710N-1	11/10/2020	04C02	Livestock Humane Handling	313.15(a)(1)	At approximately 10:26AM on November 10, 2020, (b)(6) (b)(6) (b)(6) and I (b)(6) heard the captive bolt discharge and a hog vocalize while performing the visceral postmortem inspection on the opposite side of the kill floor from the knock box. We immediately approached the knock box. The hog appeared to be unhit and we witnessed (b)(6) stunning employee, immediately reload the captive bolt and attempt to stun the hog again. The hog again vocalized and remained standing. A third reload and immediate stun was performed and the hog was rendered unconscious. Upon further investigation of the skull, it was noted that there were only two captive bolt holes present. One hole was in the correct location and one was off center. Discussion with stunning employee, (b)(6) revealed the first shot was a missed attempt. He acknowledged that he had placed the second shot in the incorrect location. The plant does not have a robust systematic approach to humane handling. This constitutes ineffective stunning under 9 CFR 313.15 a(1) and is being documented under HATS category VIII-stunning effectiveness. (b)(6) was notified verbally of this noncompliance along with (b)(6) (b)(6) Written notification of the noncompliance will be provided to plant management via this NR.	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M34729	White Oak Pastures	{305A3BD9-5F48-40B0-ADB4-C329257A16DB}	ZME3913 113405N -1	11/05/2020	04C02	Livestock Humane Handling	313.15(a)(1)	On Thursday, November 5th, 2020 at approximately 1:45 PM at White Oak Pastures Establishment 34729, the PHV observed a humane handling non-compliance during routine slaughter of cattle. 1 cow was moved into the stunning area/knock box. The employee used a captive bolt to attempt to render the cow unconscious. The first blow to the cow's head did not render this cow unconscious and the cow continued to remain upright and move around the knock box. The cow did not vocalize and a small amount of blood was observed coming from the animal's nostrils. Another employee took immediate corrective action by delivering a second blow with the captive bolt to the cow's head and rendered the cow unconscious. Due to immediate corrective actions, no reject tag was placed on the knockbox and slaughter proceeded. This non-compliance violates regulation 313.15 (a) (1). On postmortem examination it was confirmed that there were two points of entry into the cow's skull.	CLOSED
M39968+P39968	Donald's Meat Processing, LLC	{2F268AAA-0EE3-422B-83BA-04E13DEC8178}	PIF0509 115312N -1	11/12/2020	04C02	Livestock Humane Handling	313.1	At approximately 7:50am while performing antemortem inspection of the days livestock in the holding pens I noticed there were two pens, one had two beef in it, the other had three beef in it. Neither pen had any water source in them at all. This is a non-compliance under HATS category #3 and 9 CFR 313.1. I notified (b)(6) (b)(6) (b)(6) verbally, and management in writing with this NR. No product was affected, no tags were applied.	CLOSED
M39968+P39968	Donald's Meat Processing, LLC	{609A1854-E155-43BA-B5C4-B559FC54D107}	PIF5412 110225N -1	11/18/2020	04C02	Livestock Humane Handling	313.2(f)	At approximately 01:50pm while observing HATS Category #8 Stunning Effectiveness in the knocking area of the Kill Floor I saw the following Non-compliance: (b)(6) (b)(6) (b)(6) took a shot on a hog, the hog went down on it's knees and vocalized. (b)(6) thought he had an effective stun and released the gate to stick the animal. (b)(6) (b)(6) (b)(6) went to stick the hog when the animal righted itself and started to get up. (b)(6) instructed (b)(6) to shoot it again, (b)(6) chambered another round and applied an effective stun. After skinning the head it appeared that both shots were in the appropriate place. The .22 caliber rounds that were used were hollow points, but with plastic inserts in the hollow point, most likely causing the round to fragment prior to penetration. After consulting (b)(6) no tags were applied. This is a Non-compliance under 313.30. (b)(6) (b)(6) (b)(6) was notified verbally and management in writing with this NR.	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M39968+P39968	Donald's Meat Processing, LLC	{60405468-1CD7-4213-AD2E-F94A9E77C209}	PIF5512124807N-1	12/07/2020	04C02	Livestock Humane Handling	313.1	At approximately 08:15am while verifying HATS category #3 "water availability", for a Human Handling Task in the holding pens I noticed the following Non-compliance; There were three hogs in a pen. There was a upside down bucket in the pen, but there was no evidence of it having water in it recently. The pen they were in as well as the two pens on either side were perfectly dry. This is a Non-compliance under 313.2(e) (b)(6) was informed verbally, and management in writing with this NR. When notified the Hogs were immediately given water.	CLOSED
M40306	Atlas Meat Company	{3EF0BF14-E954-4001-B3D6-BB01EA39FC36}	HEU5808102428N-1	10/27/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII – Stunning Effectiveness On Tuesday October 27, 2020 at approximately 0845 hours, I, (b)(6) observed an establishment employee attempt to stun a bovine with a hand-held captive bolt (HHCB) device. The first stun of the animal was an unsuccessful attempt to render the animal unconscious. The animal vocalized; remained standing with eyes tracking; and the animal exhibited rhythmic breathing. Another establishment employee immediately reloaded the HHCB device and applied a second stun attempt within approximately 35 to 40 seconds which was effective immediately in rendering the animal insensible. The animal remained unconscious throughout exsanguination. (b)(6) placed USDA Retained Tag #B22212164 to the stun box and the Denver District Office was contacted through supervisory channels. Upon review of the dressed head, I observed two penetrating stun holes. One hole was approximately two inches below the target area, and a second hole was within the desired target area of the skull. (b)(6) verbally notified Mr. Juan Meza (Plant Manager) of the inhumane event along with the forthcoming Non-Compliance Record. There have been no noncompliance records issued within the past 90 days for the same root cause.	CLOSED
M901+P901+V901	Eklund Processing Inc.	{06DF7D8A-1F74-4237-97C7-44C5F4296A33}	BUU4011105206N-1	10/06/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII Today, October 6, 2020, I observed the following noncompliance: I heard the distinct sound of a captive bolt device followed instantly by the squeal of a pig. I observed a pig standing and looking at me with a bloody hole in the middle of its head. The establishment employee reloaded the captive bolt device and repositioned the pig. the employee performed a second stun attempt, successfully rendering the pig unconscious. I then observed as the pig was stuck and bled. The observations as detailed above indicate that the establishment was not in compliance with 9 CFR 313.15(a)(1).	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M901+P901+V901	Eklund Processing Inc.	{AFE7DA67-D2F C-4F49-AD22-C1 77E623C8B1}	BUU1910 125902N -1	12/02/2020	04C02	Livestock Humane Handling	313.15(a)(1)	Category VIII: Stunning Effectiveness At approximately 7:30 am, I observed Mr. Eklund use a captive bolt gun to stun a market pig. The first blow struck the market pig's skull however, the pig remained conscious, standing and vocalized. Mr. Eklund attempted a second stun with the back up captive bolt and it did not fire. Mr. Eklund immediately reloaded the first captive bolt and stunned the pig and rendered the pig unconscious throughout the bleeding process. Thus, he took immediate corrective actions to ensure that the pig was stunned promptly. The skull of the pig was examined and the 2 shots were adjacent to each other and in the proper placement for stunning swine. Mr. Eklund was notified that a noncompliance record would be issued for the noncompliance with 9 CFR 313.15(a)(1). Mr. Eklund used a rifle to render the remaining pigs unconscious with one attempt.	CLOSED
M40147+P40147+V40147	This Old Farm Meats and Processing	{61B1448B-78C1 -4020-9015-178B BAF1551B}	LDY4708 103702N -1	10/02/2020	04C02	Livestock Humane Handling	313.2	On October 2, 2020 at approximately 8:07 am the following non-compliance was observed while performing Ante-mortem. While performing Ante-mortem, (b)(6) observed in holding pen 3, there was not any water in the tub that was provided in the holding pen. There were approximately 10 beef in holding pen 3. The tub was not overturned. The tub that was being used was empty. According to regulation 313.2(e) Animals shall have access to water in all holding pens. Employees (b)(6) (b)(6) was verbally notified of this non-compliance and (b)(6)	CLOSED
M40147+P40147+V40147	This Old Farm Meats and Processing	{407F99CF-416A -45A9-8399-4693 49752706}	LDY4107 101607N -1	10/06/2020	04C02	Livestock Humane Handling	313.1, 313.2	On October 6, 2020 at 8:07am the following non-compliance was observed. While doing Ante-mortem inspection, (b)(6) observed in holding pen one the cooler that the establishment was using as a water trough had pieces around the top missing and sharp pieces were sticking out. There were approximately 10 hogs in holding pen one. One of the pigs was chewing on the top of the cooler, where the plastic was missing. There were peices broken and protruding outward around the top of the cooler. Employee (b)(6) (b)(6) was notified verbally that there will be a non-compliance issued.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M40147+P40147+V40147	This Old Farm Meats and Processing	{50C94187-4EAA-4750-A0B6-B831E613A5DF}	LDY0412104920N-1	10/20/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3)	Category VIII - Stunning Effectiveness (9 CFR 313.5, 313.15, 313.16, and 313.30): On October 20, 2020 the following non-compliance was observed at approximately 9:40 am. (b)(6) was knocking hog 1308p with the captive bolt gun. The hog 1308p was not rendered insensible after the first shot. A second shot was applied was immediately applied using a 9mm by employee (b)(6) (b)(6) and the animal 1308p, was rendered insensible. (b)(6) took regulatory action and tagged the knock box to prevent any further animals being brought in. Upon further investigation by the establishment, the angle of the first shot taken by (b)(6) (b)(6) was to steep. The establishments corrective action. Employee (b)(6) (b)(6) will shoot the remainder of the day and (b)(6) will review shot placement. The robust humane handling plan will continue to be followed.	CLOSED
M44779	Spencer County Butcher Block	{B28E441A-076D-4E53-B96D-26CB2C7132C2}	VMV2609113325N-1	11/24/2020	04C02	Livestock Humane Handling	313.1	While performing Humane Handling Tasks on 11/24/20 at the conclusion of USDA Inspected Slaughtering shift, I noted an approximately 2 foot long piece of unsecured metal in the back corner of the knocking area closest to the door live animals enter the knocking box. The piece of unsecured metal posed a sharp edge hazard for live animals when entering the knocking box. Per 9 CFR 313.1a " Livestock pens, driveways and ramps shall be maintained in good repair. They shall be free from sharp or protruding objects which may, in the opinion of the inspector, cause injury or pain to the animals. Loose boards, splintered or broken planking, and unnecessary openings where the head, feet, or legs of an animal may be injured shall be repaired." Plant owner/operator Mitchell Warren was made aware of this non-compliance and indicated the metal would be re-secured or removed prior to the next day's operations.	CLOSED
M44779	Spencer County Butcher Block	{343491B1-BA48-44FF-AF97-03B98BFEB42B}	VMV5110123729N-1	12/29/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(a)(3)	Category VIII Stunning Effectiveness, (b)(6) (b)(6) observed the following Humane Handling Non-Compliance at 11:40 am EST on 12/29/20 at USDA Est M44779. A large beef cow entered the knocking box to be stunned via firearm stunning. The animal's head was not restrained in the knock box prior to stunning. The kill room employee then discharged the firearm to render the animal unconscious and was unsuccessful. The animal remained standing bright, alert, and responsive. The same employee discharged an immediate and effective corrective action second shot, with the same firearm, which rendered the animal unconscious, and it remained so thereafter. U. S. Reject Tag No-B-45296531 was applied to the knocking box and plant owner, Mitchell Warren, was notified of the non-compliance with 313.16(a)(1) and 313.16(a)(3).	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M44829	FLYING W FARMS, LLC	{C53851C0-A47A-4B3E-9A16-8A4C1E5AC2C5}	NGQ0911102505N-1	10/05/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VII: Stunning Effectiveness On October 5, 2020, at approximately 0935 hours 1, (b)(6) observed a cow brought in for slaughter. The owner Rick Woodworth was the one who performed the stunning with the captive bolt gun. The first shot was fired, and there was no effect on the cow, immediately the owner Rick used the captive bolt again and was successful. When the head was skinned out there were two hole that one was not as deep as the other. I ask Rick what had happen he stated that at that moment he went to pull the trigger the cow had step back which caused the misfired. I notified the owner Rick that this would be a Noncompliance. This is a noncompliance with regulation 313.15(a)(1)	OPEN
M44910+P44910+V44910	Abattoir Associates Inc.	{716A7AF4-981C-4D97-976E-7FA9E0797A19}	JCH5711103916N-1	10/16/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.16(a)(1)	HATS Category VIII - Stunning Effectiveness On 16, October 2020, at approximately 1158 hours while performing humane handling verification activities at Establishment 44910, the Slaughter inspector observed and reported the following Noncompliance. The Establishment moved a bovine steer into the stun box for stunning. The employee performing the stunning used a 22-caliber magnum rifle on the first stunning attempt which caused the steer to immediately fall to the floor and then immediately stood back up. The stunner took immediate corrective action by using the captive bolt and delivering a second stun. The steer again fell immediately to the floor, but immediately stood again. The employee then took immediate corrective action and re-stunned the steer with the captive bolt rendered the steer insensible. Mr. (b)(6) (b)(6) Was notified of the noncompliance with 9 CFR 313.15(a)(1) and 9 CFR 313.16(a)(1).	CLOSED
M44910+P44910+V44910	Abattoir Associates Inc.	{CFD4B8C9-1B5D-481E-9BD1-D80F39FC87B4}	JCH1514125017N-1	12/17/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.16(a)(1)	HATS Category VIII - Stunning Effectiveness On 17, December 2020, at approximately 1450 hours at Establishment 44910, the Slaughter inspector and CSI observed the following Noncompliance. The Establishment moved a large market hog into the stun box for stunning with a hand-held captive bolt. The market swine was standing freely in the stun box. The stunning attempt hit the head as evidenced by both the swine's sudden movement away from the stunner, vocalization, and a spot high on the of the head where the captive bolt hit, the market swine remained standing. The stunner took immediate corrective action by re-loading the captive bolt and delivering a second stun. The second stunning attempt hit the head as evidenced by both the swine's sudden movement away from the stunner, vocalization, and a spot the head where the captive bolt hit, the market swine remained standing. The stunner took an additional corrective action, using a .22 caliber magnum, which rendered the market swine insensible. Mr. John Young, Plant Owner, was notified of the Noncompliance and the Establishment's failure to adhere to the regulatory requirements of 9 CFR 313.15(a)(1), and 9 CFR 313.16(a)(1).	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M45029+P45029	Vermont Packinghouse LLC	{31CE1133-EC17-4D65-9455-8AD D544125C5}	FUU0616 122004N -1	12/04/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII – Stunning Effectiveness At approximately 10:55am while performing on-line inspection I, (b)(6) heard the captive bolt fire and the vocalization of the cow immediately after the firing indicating an ineffective stun. I approached the line lead, and she confirmed the stun was ineffective. Upon vocalization of the cow immediate corrective action was taken with the back up captive bolt, which rendered the cow unconscious. The establishment employee administering the stunning was in training and moved to a different job on the line. Further examination of the head revealed two holes in the skull, with the successful stun no more than ¼" above the original attempt. The first attempt created a hole in the skull approximately ½" deep, failing to penetrate the brain cavity. The second attempt successfully penetrated the brain cavity, rendering the cow unconscious. I informed the line lead this was a non-compliance with 9 CFR 313.15(a)(1).	CLOSED
M45208+V45208	ASC Lockers, LLC	{9AE863EB-0A9 F-4E17-850B-7B 2EC2715D91}	XDY2413 115413N -1	11/13/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(b)(1) (iii)	HATS Category: VIII Stunning Effectiveness On 11/13/2020 at 0922, while performing a humane handling procedure, I observed a slaughter personnel fire a shot at a beef in the knocking pen. During the course of this event, due to the smaller size of the animal in a larger chute, the employee took his time and carefully aimed the rifle for a shot. I noticed the animal did not go down, nor did she respond in any manner. The animal backed up a few feet with her head directed at the employee. The employee immediately took a second shot, at which point the cow dropped in place without further movement. I inspected the animal and verified that it had been rendered insensible with the second stun. I verbally notified the plant owner, Aaron Koch of the non-compliance with the ineffective stunning of the animal. I inspected the head and discovered that one of the penetrating stun holes was outside of the acceptable target zone for firearm stunning. The other penetrating stun hole was in the appropriate location. Denver District Management was contacted through supervisory channels. There have been no other non-compliances for the same root cause within the last 90 days.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M45208+V45208	ASC Lockers, LLC	{1A6B5F2A-37D0-42E1-A56E-EFE770D6722F}	XDY281111320N-1	11/19/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(b)(1)(iii)	Hats Category VIII - Stunning Effectiveness On 11/20/2020 at 0715, while performing a humane handling stunning effectiveness task, I observed a slaughter personnel utilize a rifle to stun a beef in the stunning box. The stun attempt did not immediately render the animal unconsciousness. Prior to the stun attempt, the animal had been aggressive in the stun box. The animal was able to move back and forth in a charging manner. The employee took his time, turned the main light off and waited to apply his stun attempt. However, at the time of the stun attempt, I observed the cow raise its head causing the bullet to penetrate the head between, the eye and the center of the skull. The cow did not go down but reared its head back, shaking its head from side to side. The employee immediately reloaded the firearm and applied a second stun attempt, causing the animal to drop in place. I inspected the animal and verified that the animal had been rendered insensible to any pain and remained unconscious. No regulatory control action was taken due to the observed immediate and effective corrective actions. After the head was removed, I inspected the head and verified that one of the penetrating stun holes was outside of the acceptable target zone for firearm stunning. The other penetrating stun hole was in the appropriate location. I verbally notified the plant owner, Aaron Koch of the non-compliance with the ineffective stunning of the cow. Aaron Koch inspected the head and acknowledged my finding. Denver District Management was contacted through supervisory channels. Non-compliance record XDY2413115413N, dated 11/13/2020, was issued for the same root cause. Establishment preventative measures for that non-compliance appear to be ineffective or may not have been implemented.	OPEN
M45218	Kalapooia Valley Grassfed Processing	{932104A4-CB87-4FED-997B-771B6D275217}	LFQ5317123201N-1	12/01/2020	04C02	Livestock Humane Handling	313.15(a)(1)	At approximately 1345, while performing a Livestock Humane Handling task, I observed that a lamb was running through the stunning area with blood on its head. I inspected the lamb that was running around with blood on its head and observed that there was a penetrating stun hole in the lamb's head. I stated that this lamb was still conscious after being stunned. There were two establishment employees standing in the stunning area who did not make any attempt to apply another stun attempt to the lamb. At this point Travis Anderson, Plant Manager, entered the stunning area. I informed Mr. Anderson that a lamb that was still conscious after being stunned. Mr. Anderson retrieved a hand-held captive bolt device (HHCBD) from one of the establishment employees, loaded it, and then applied a second stun with the HHCBD that rendered the animal unconscious. Regulatory control was taken and US Reject Tag #: B39609160 was applied to the stunning area. Mr. Anderson was verbally informed of the noncompliance. Denver District Management was contacted through supervisory channels.	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M46200+P46200	Caledonia Packing LLC	{343DF162-C5F0-4964-8B5E-0C352DE59768}	BYO2914114504N-1	11/04/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(b)(1)(iii)	On November 4th, 2020 around 11:18 AM at Caledonia Packing LLC Est M46200, I witnessed the following noncompliance while completing the HATS Category VIII task: I heard a gunshot fire in the inspection office located next to the kill floor. Immediately following the shot, I heard the large sow continuously vocalize. I went out to the kill floor to see the employee attempting to make a follow-up knock with the .20 gauge shotgun. The employee could not line up a proper shot. During this time, the back gate of the knock box had lifted, and the animal had fled by backing down the kill chute alleyway. The employee put the shotgun down and grabbed the hot shot to push the sow forward into the knock box. Once the animal was placed in the knocking area, the employee was able to successfully stun the animal with the same shotgun. A regulatory control action was taken and reject tag B38093518 was placed on the knock box. During postmortem inspection it was found that there was an entry hole near the poll area. The slug was found in the head, however had not made it to the cranial cavity. A second hole was placed between the eyes and was the effective shot that rendered the animal unconscious. This is a violation of 313.16(b)(1)(iii) and 313.16(a)(1). I notified owner Mike DeVries of the non-compliance. A Notice of Intended Enforcement (NIOE) was administered and the reject tag was removed.	CLOSED
M46200+P46200	Caledonia Packing LLC	{34B14A71-7369-4860-9859-A45910DF1474}	BYO4712111218N-1	11/18/2020	04C02	Livestock Humane Handling	313.16(a)(1)	On November 18th, 2020 while performing the HATS Category VIII Humane Handling task at Caledonia Packing LLC (M46200) I, (b)(6) found the following noncompliance: At 11:05 after I was instructed to leave the kill floor for firearm discharge, a sow was loaded into the knock box and was shot with a 12-gauge firearm. Directly after the firearm was discharged there was vocalization from the sow which means the sow remained conscious. There was an immediate second gun shot, from a 20-gauge shotgun, in which the vocalization ceased. The inspection personnel and the establishment staff were okayed to enter the kill floor after the second discharge. At post-mortem inspection, there were 2 holes in the skull placed centered but lower in position. One was angled too downward for correct stunning effectivity, the second and successful shot was angled toward the brain. This is a violation of 9 CFR 313.16(a)(1). I notified owner Mike DeVries of the noncompliance.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M46407	Open Range Beef, LLC	{205ADF3A-0D0 2-47AD-B2DB-60 37FBA92210}	LPN0909 113614N -1	11/13/2020	04C02	Livestock Humane Handling	313.1	<p>HATS Category II: Truck Unloading and HATS Category VII: Slips and Falls At approximately 1005 hours on November 13, 2020, I, (b)(6) observed the following humane handling event. While waiting outside to perform antemortem inspection, a livestock trailer pulled up to the unloading ramp. During unloading, I was standing below and off to the side of the green unloading ramp when I heard a loud noise originate from inside the unloading ramp. I immediately moved to look inside the ramp, where I saw a dairy cow down on the ramp approximately 1-foot past the trailer door. This animal had been walking toward the exit of the trailer before it went down. After approximately 2 seconds, the cow stood up and started moving down the ramp to follow the other cows. There were still approximately 5 cattle remaining on the trailer that needed to be unloaded. I observed a 4-inch gap between the truck door and the offloading ramp, so I informed (b)(6) that the gap would need to be closed in-order for the establishment to resume truck unloading. Plywood was temporarily inserted into the 4-inch gap, and then the remaining cattle began to be unloaded. During unloading of cattle in the lower region of the truck at approximately 1040 hours, I observed another dairy cow get it's leg stuck between the trailer up-ramp and the lower region of the truck while the cow was ascending the ramp. After approximately 5 seconds, the cow was able to free her leg. (b)(6) informed me that corrective actions were forthcoming. I verbally notified (b)(6) of the forthcoming non-compliance. This is a noncompliance with 9 CFR 313.1(a). There was a prior Humane Handling MOI documented on 11/3/2020 for a dairy cow whose foot got stuck in a trailer under flooring that was poorly maintained. There have been no Humane Handling NR's or MOI's documented for slips or falls during truck unloading within the past 90 days.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M46910+P46910+V46910	B & R Meat Processing	{A1568CC8-75C B-486B-9DC5-3C 1A56783FE7}	XXC5315 112604N -1	11/04/2020	04C02	Livestock Humane Handling	313.15(a)(1)	This Noncompliance Record is written for violation of 9CFR 313.15 (a)(1) stunning effectiveness (HATS task VIII) observed on Wednesday, November 04, 2020. At approximately 2:35 p.m. at Est M46910, B & R Meat Processing, I observed a stunning failure on a market swine. A plant employee attempted to stun the hog using a captive bolt stun gun. The hog vocalized once and remained erect, standing still. Another employee immediately loaded a .22 long rifle and successfully stunned the animal. I visually inspected the downed carcass after the second stun for any signs of consciousness and did not observe any. It was laying on its side with eyes fixed in a blank stare and I could see no signs of breathing. I continued to monitor the animal during the sticking and bleed out procedure for signs of consciousness but did not observe any. I verbally notified Mr. Darren Barnett (Co-Owner) of the stun failure and of the ensuing NR. Upon inspecting the skull of the hog after it was split, I observed that the attempt made with the captive bolt stun gun was properly placed but failed to penetrate entirely through the skull. The .22 long rifle shot placement was through the same hole as the captive bolt. I did not take a regulatory control action of the knock box due to the immediate and successful second stun attempt, and after reviewing previous Noncompliance Records, I saw that the most recent failed stun attempt occurred more than a year ago, on October 04, 2019. This document serves as written notification that continued failure to comply with regulatory requirements could result in further administrative actions.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M46910+P46910+V46910	B & R Meat Processing	{B09633AE-F3F6-459F-8AA2-C65136B9D9CC}	XXC2913120501N-1	12/01/2020	04C02	Livestock Humane Handling	313.15(a)(1)	This Noncompliance Record is written for violation of 9CFR 313.15 (a)(1) stunning effectiveness (HATS task VIII) observed on Tuesday, December 01, 2020. At approximately 0900 at Est M46910, B & R Meat Processing, a plant employee was observed attempting to stun a market swine using a captive bolt stunner, but the initial stunning attempt failed to immediately render the hog unconscious. The hog did not vocalize but remained erect, slowly walking to the back of the knock box where I observed blood trickling from the right nostril of the hog. The employee who applied the initial stun attempt walked quickly to the adjacent cut up department and summoned another employee to perform a second stun attempt. The second stun was applied with a .22 caliber rifle and was successful. Since the first employee had to go to another department to retrieve someone to apply the second stun, the establishment failed to immediately render the hog unconscious after the initial stunning attempt failed. I took a regulatory control action on the knock box, rejecting it for use with US Reject tag B35685354. I notified Mr. Scott Ridenoure (Owner/GM) of the noncompliance, the regulatory control action taken and of the ensuing NR. Mr. Ridenoure began corrective action with the employees involved and has furnished me with a written copy of his proposal. This NR has been associated with NR XXC5315112604N written on 11/04/2020 which also documents a failed stun attempt on a market swine at this establishment.	OPEN
M45371+P45371	Wilson Processing Company, Inc.	{1E765049-26F4-4F6E-BF4C-5FF60273F542}	HLY2712115717N-1	11/17/2020	04C02	Livestock Humane Handling	313.16(a)(3)	At 0815 on 11/17/20, while performing Inspection duties along with (b)(6) the following noncompliance was observed: On the first attempt to stun hog #11, with a 22 rifle, the shot was made and the animal was unfazed. A second shot was attempted that also failed. At that point, the Captive Bolt was used to make a successful stun. (b)(6) (b)(6) was notified of this Noncompliance.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M45377+P45377+V45377	3D Meats, LLC	{175A8C21-0613-4D77-908E-62D26F7D56FB}	VSB5106104920N-1	10/19/2020	04C02	Livestock Humane Handling	313.1, 313.2	<p>Today, October 19, 2020, at approximately 1040, I was in the barn performing HATS category II for truck unloading. I was observing a longhorn steer being unloaded from the truck and moved down the aisleway directly to the knock box. The (b)(4) driver moved the longhorn off the trailer and started to follow the animal down the aisle. The animal was moving cautiously and slowly. The representative started making noise and stomping to get the steer moving faster. When that did not work, he looked around and pulled from underneath the outside gate a piece of wood approximately 8" long that appeared to be a piece of broken pallet wood. He then proceeded to swing the wood and hit the steer on the side of the abdominal area with excessive force. That startled the steer and it started to turn around. The driver then threw the wood at the animal and it moved forward several feet. The driver picked the wood back up and again hit the steer on its side with force to get it to move and again threw the wood at it. At this point it entered the squeeze chute where 3D employees moved the steer into the knock box without further incident. This is in violation of 313.2(a), 313.2(b), and 313.2(c). I immediately notified (b)(6) that entrance to the barn from the loading dock was tagged (B32709497) and they were not to unload any more longhorns. He responded that I should talk to the (b)(6) and asked if I was stopping slaughter. I told him that they could continue slaughter of anything already in the barn that had been released. I then verbally notified (b)(6) that I had taken a regulatory control action in the barn for inhumane handling during unloading of a longhorn steer. He said the corrective actions would need to be handled by Owner Leon Hilty. It was then determined that Mr. Hilty was out of the building but was notified by phone of the incident. Mr. Hilty verbally communicated with (b)(6) at this point regarding immediate corrective actions. Mr. Hilty stated that he would talk to the driver and explain what implements were available to be used in moving the animals. He also told (b)(6) that he would be in the barn while the remaining longhorns were unloaded. (b)(6) then removed the tag from the barn door. This document serves as written notification that failure to comply with written regulations may lead to further administrative actions as described in 9 CFR 500.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M19290+P19 290+V19290	Working H Meats, LLC	{0669488D-57BF -4FF9-90CD-433 CBFBEC8DC}	NAW151 3104901 N-1	10/01/2020	04C02	Livestock Humane Handling	313.2	HATS Category III: Availability of Feed and Water On 10/1/2020 at approximately 2PM while performing the Livestock Humane Handling Task in the barn the following noncompliance was observed: In the 2 pens that are currently occupied by animals, the water bowls were dry and there was no evidence of them being checked or fed this morning. These animals arrived Sunday night. Typically, if the animals have been checked on, fed and watered, there is an outside gate that is open and the barn lights are on. The lights were off and the outside gate was closed. I asked Justin Hardesty, plant manager, if anyone had checked on the animals and after asking (b)(6) (b)(6) plant employee, if she had, he confirmed that no one had been out there today. I informed Terrie Hardesty, plant owner/ operator, of this issue and that it would result in this noncompliance report. This is in noncompliance of CFR 313.2.	CLOSED
M45585+P45 585+V45585	Butcher Block & Smokehouse, Inc.	{6C9CEFB4-E12 9-455B-BA9B-E5 85ECF788F9}	DTK3007 103211N -1	10/07/2020	04C02	Livestock Humane Handling	313.15(a)(1)	While verifying HATS task category VIII-stunning effectiveness of cattle at Est. 45585 on 10/07/2020 at approximately 8:27 am (b)(6) observed the following noncompliance. The first attempt with the captive bolt was made and the animal went down. When plant Employee (b)(6) (b)(6) opened the knock box gate (b)(6) saw the animal blink, lift its head, and look around. Plant employee (b)(6) was holding the 2nd loaded captive bolt and immediately administered another shot rendering the animal senseless. This is a noncompliance with 9CFR 313.15(a)(1). (b)(6) (b)(6) (b)(6) was notified of the noncompliance.	OPEN
M45585+P45 585+V45585	Butcher Block & Smokehouse, Inc.	{76B05AD7-59A0 -47DC-A11B-417 34123B27B}	DTK2705 102216N -1	10/14/2020	04C02	Livestock Humane Handling	313.15(a)(1)	While verifying HATS task category VIII-stunning effectiveness of lambs at Est. 45585 on 10/14/2020 at approximately 1100 hours (b)(6) observed the following noncompliance. An establishment employee attempted to stun a lamb using a hand held captive bolt gun while another establishment employee physically restrained the animal. The first attempt at stunning failed and the lamb remained standing. The employee immediately attempted to stun the lamb using the second loaded captive bolt gun while a second establishment employee continued to restrain the lamb. The second stunning attempt was ineffective, and the lamb remained standing. The establishment employee immediately reloaded a captive bolt gun and stunned the animal a third time rendering it insensible. This represents a noncompliance with 9CFR 313.15(a)(1). (b)(6) was notified of the noncompliance.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M48121	Haines Farming and Meat Processing LLC	{180E50E9-8380-4E4F-899C-B2E11C337E82}	LZJ1812104822N-1	10/22/2020	04C02	Livestock Humane Handling	313.15(a)(1)	On October 22, 2020 at approximately 11:45 a.m. while performing a stunning effectiveness HATS task I observed an establishment employee attempt to stun a market hog in the stunning area with a captive bolt gun. I heard a snap of the captive bolt gun firing and then heard the animal squeal. I looked in the stun box and observed the animal standing in the stunning area. The establishment employee relinquished the captive bolt gun to (b)(6) who immediately reset the captive bolt gun and administered a successful stun and rendered the animal unconscious. Upon inspecting the animal's head, I noticed two holes. This is a noncompliant with 9 CFR 313.15(a)(1).	CLOSED
M48121	Haines Farming and Meat Processing LLC	{DF0BFA15-A376-4081-A6F0-507B6F51CF26}	LZJ1512123529N-1	12/29/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII - Stunning Effectiveness. On December 29th at approximately 11:30(b)(6) attempted to stun a market hog in the stunning pen with a captive bolt gun. I heard the snap of the captive bolt gun and then heard the animal squeal. I then looked in the stunning pen and observed the hog standing. I then reloaded the captive bolt gun and made a second attempt to stun the animal. I heard the snap from the captive bolt gun and saw the animal thrash about the pen. When the thrashing stopped, I observed the animal still standing in the pen. I then reloaded the captive bolt gun and attempted a third stun which was successful and rendered the animal unconscious. I took regulatory control action and tagged the stunning pen with U.S. Rejected tag NO. B37576534. I looked at the head of the hog and noticed two holes, one small hole and one larger hole just to the left of it. I then skinned the head over the area to observe the skull. On the skull there are two holes, one small and to the left of it one larger hole that appears to consist of two distinct holes. This is a noncompliant with 9 CFR 313.15(a)(1).	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M45649	Homestead Springs	{97F8F24B-83FD-458D-B4EE-63979394F953}	ZSR1809101217N-1	10/16/2020	04C02	Livestock Humane Handling	313.16(a)(1)	HATS Category VIII- Stunning Effectiveness On 10-16-20 at approximately 10:30 am inspection personnel were notified that the establishment was about to bring in the second of two cattle and perform their typical firearm knock. I looked out from the secure area a few seconds after hearing the first shot when the establishment employees began to open the knock box and observed that the animal was trying to stand up. This is non-compliant with 9 CFR 313.16(a)(1) because the first shot even though the animal dropped it did not produce immediate unconsciousness. I went back into the secure area and listened as the establishment took immediate corrective action and took two additional shots within a couple of seconds of each other. At the end of the day the establishment cut open the skull to determine the possible effectiveness of the shots and I determined that one shot missed the brain, one shot hit the frontal lobe and most likely the brain stem and a third was top down center of mass. Mike Meyer plant manager was notified of the non-compliance and stated that they will install a head restraint before they slaughter beef again.	OPEN
M45649	Homestead Springs	{42CE99B9-EFFD-4B6F-B6A1-3A926DFE084B}	ZSR2213112402N-1	11/02/2020	04C02	Livestock Humane Handling	313.2	On November 2, 2020, at approximately 12 noon CSI made the following observation. While performing a routine Humane Handling task "Category III – water and feed availability" (b)(6) noticed that 12 hogs in a holding pen were without access to water. The rubber water trough was lined with mud water remains and the water nozzle would not release any water when pushing in with one's fingers. This was brought to the attention of Mr. Mike Meyers, Plant Manager, he stated that the water line was turned off do to pipes freezing overnight and that he would take care of this by turning the water line back on and filling the rubber water trough. Mr. Mike Meyers was notified of the non-compliance and of the NR. This is non-compliant with 9CFR 313.2 (e) which states, Animals shall have access to water in all holding pens and if held longer than 24 hours access to feed.	OPEN
M45670	Roanoke Packing Company	{B9C70874-83B9-44E9-A002-7CE7081773D9}	FQF1917115924N-1	11/24/2020	04C02	Livestock Humane Handling	313.15(a)(2), 313.16(a)(2)	On November 24th 2020 at approximately 9am, the following noncompliance was observed. IPP was observing the catching/driving of two cows. The two cows were in the largest outside pen (outside 3) and 2 plant personnel were trying to drive them out of the pen and into an alleyway that leads to the knock box. One cow was not cooperating and started to go down the alleyway, but then turned around and ran back into the pen. Upon seeing this, a frustrated establishment employee hit the cow in the head full force with a stick or pipe approximately 2 inches in diameter and 4 feet long. Once the cow eventually started to go down the alleyway, it was kicked several times in the behind by an establishment employee. IPP did not intervene as the incident was over within 30 seconds and there was no time to react. No product was affected.	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M48144	Abe's Kosher Meats LLC	{E8988B0D-7456-432E-99B9-8DF AAB5EF714}	CFR2014 120730N -1	12/29/2020	04C02	Livestock Humane Handling	313.2	HATS Category III: Water and Feed Availability The slaughter floor was stopped while condensation issues in the coolers were being addressed prior to 1500 hours, Tuesday, December 28, 2020. Cattle were loaded in the lead up alley and roundabout. During the down time, the slaughter crew went to break at 1500 hours and returned to the floor around 1515 hours. The coolers were released, and the slaughter floor was sent back to work around 1557 hours. At that time, I, (b)(6) went to the pen area and verified that the cattle were still loaded in the alley and roundabout. I placed US Rejected tag B45435258 on the restrained and informed the (b)(6) as well as the lead (b)(6) who were both on the slaughter floor. The establishment employee who was working in the pens stated that the cattle had been in the alley the entire time the slaughter floor was down, which was approximately an hour. I informed (b)(6) of the noncompliance. The establishment's humane handling programs specifies that the cattle will be unloaded from the alley for the establishment's lunch break because of the 30 minutes of down time. There was nothing stating in the establishment's humane handling program specifying for down time for any other reason, however, the down time the cattle were left in the alley way without water did exceed the 30 minutes the establishment specified in its humane handling program. There are no associated noncompliance records within the past 60 days.	OPEN
M48184	Hawaii Island Meat Cooperative	{D38119D1-6B46-40CD-AB18-718 4BF111B3B}	GHV1412 125704N -1	12/02/2020	04C02	Livestock Humane Handling	313.15(a)(1)	At approximately 0740 on the morning of Wednesday, December 2, 2020, I observed a slaughter employee attempt to stun a very large boar using a captive bolt stunner. The captive bolt stunner had no effect on the boar who remained silently standing. A member of the Cooperative who was visiting the site utilized a personal firearm and was able to effectively stun the boar. The use of a firearm for stunning was not included as part of the establishment's HACCP plan. I applied U.S. Rejected Tag No. B31398711 to the stunning area and informed plant management and my supervisor of my findings.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M45856+V45856	HyLife Foods Windom, LLC	{7E1DFEDF-9504-4F28-AF79-7BFD3CEF7268}	ODB4621104516N-1	10/16/2020	04C02	Livestock Humane Handling	313.2	HATS Category III Water and Feed Availability On 10/16/2020 at approximately 2000 hours while performing HATS Category IV Antemortem Inspection for pens 15 and 23 (tattoo #2652, 180 head), I saw that each pen card stated the hogs arrived at the establishment on 10/15 at 5:00pm. I did not observe any feed in the pens. I requested the official time of arrival from yards personnel and observed on the log that the hogs arrived at 5:00pm on 10/15. The establishment was unable to provide feed records for the hogs and stated that the hogs were not fed due to an oversight. The hogs in pens 15 and 23 had been held for approximately 27 hours and were not given access to feed. I notified (b)(4) (b)(6) (b)(6) of the noncompliance. Yards personnel immediately fed the hogs in pens 15 and 23. This is noncompliant with 9 CFR 313.2(e).	CLOSED
M45858	Puget Sound Processing, LLC	{030971DE-1E72-4040-B682-6C7CDB56170B}	QSV2813101029N-1	10/29/2020	04C02	Livestock Humane Handling	313.15(a)(1)	On 10-29-2020 at approximately 10:01 am while performing a Humane handling task, (b)(6) observed the following non-compliance. The first stun with the captive bolt failed entirely missing and making no contact with the steer. The second stunning attempt barley hit and penetrated the hide making no penetration into the skull. At this point the captive bolt was reloaded and an effective stun rendered the animal unconscious and insensible approximately 4-5 seconds after the second attempt. A fourth stun was used as a security knock further guaranteeing unconsciousness and insensible. (b)(6) (b)(6) was notified of this noncompliance, and there has not been a recent similar non-compliance.	CLOSED
M45948	Ida-Beef LLC	{F97AD3A4-3F4E-4932-89A3-C86FA57D1DC9}	AKL4613102215N-1	10/12/2020	04C02	Livestock Humane Handling	313.15(a)(1), 313.15(a)(3), 313.15(b)(1)(iii)	HATS Category VIII: Stunning Effectiveness On October 12, 2020, at approximately 2:45 PM, after I observed the first stun attempt with a hand-held captive bolt device (HHCBD), a jersey dairy cow was still ambulating with coordinated movement and rhythmic breathing. She was bleeding from her right nostril. The establishment had a back-up HHCBD immediately available, but there was a short delay between the first and second stun because the establishment employee was trying to line up an appropriately placed second stun on the cow. The second stun with the back-up HHCBD immediately rendered the animal unconscious. Denver District Office was contacted through supervisory channels. (b)(6) (b)(6) (b)(6) was verbally notified of the non-compliance. This is a noncompliance with 9 CFR 313.15(a)(3), 313.15(a)(1), and 313.15(b)(1)(iii) and a noncompliance record will be issued. After a 90-day record review there was a similar noncompliance dated September 24, 2020 with a similar root cause.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M791C	Clemens Food Group, LLC	{A6C4A264-D692-4DCD-A65F-D843700B0BC8}	QCF2612105720N-1	10/20/2020	04C02	Livestock Humane Handling	313.2	<p>HATS Category IV- Ante-Mortem Inspection HATS Category II- Truck Unloading On October 20, 2020 at approximately 0922 hours, while performing verification for HATS Category IV Ante-Mortem activities on pens 25, 26, and 27, (b)(6) observed the following Non-Compliance with HATS category II Truck Unloading. (b)(6) observed an establishment employee driving hogs from a livestock trailer into adjacent pens number 28, 29, and 30. Once all hogs were into the pen, the establishment employee started to close the west gate of pen 30 and observed a purplish colored hog that was reluctant to move near the entrance of the pen he has just finished filling. The employee then tried to segregate this hog (which was facing north at the time). The employee managed to get the hogs head pointing south (toward the pen gate) but was unsuccessful in removing the hog from the pen. The establishment employee then drove his knee into the hog between the neck and the shoulder with force. (b)(6) immediately stopped the establishment employee from continuing to attempt to segregate the hog. (b)(6) then observed another establishment employee get a sled for the hog. Establishment employees then used the sled to remove the hog from the pen. After the hog was segregated out of the pen, (b)(6) verbally retained Pen Number 28, 29, and 30 as well as the alleyway, and asked for a supervisor. After informing (b)(6) (b)(6) also informed (b)(6) of the occurrence. The establishment was then informed verbally and now in writing with this Non-Compliance Report. (b)(6) released both the alleyway and the pen, after (b)(6) indicated he would retrain the employee involved in the inhumane treatment of the fatigued hog. This is a Non-Compliance with 9 CFR 313.2(a) which requires that livestock be driven with minimum excitement and discomfort to the animals.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M46017	ZMDR DBA Republic Foods	{F9BE3046-EFF1 -4228-8B5E-70F ED0660398}	SDY2517 103109N -1	10/05/2020	04C02	Livestock Humane Handling	313.2	<p>On October 5th, 2020, I (b)(6) observed the following situation indicating a non-compliance with 9 CFR 313.2(e) and HAT Category III: Water and Feed Availability. While performing a PHIS Humane Handling Task at establishment 46017 and observing the feed bunks, I noted no feed-stuff remnants which I would have expected to have observed after a cattle feeding; this led me to examine the feeding logs. These animals had been held at the facility since a FSIS NOS was put into place at the end of business Oct 1, 2020; there were 217 animals held over at the facility at the time of the FSIS suspension of inspection. To be in compliance with the FSIS regulatory requirement of 9 CFR 313.2(e), the establishment is required to feed any animals which are held over a 24 hour period of time a maintenance diet of the appropriate feed stuff for that species while being at the facility. While reviewing the feeding logs for Est 46017, I noted that the establishment records indicated they were feeding the cattle a ratio of 1 bale per 10 adult bovines for October 3rd, 4th and 5th 2020. When I inquired with plant manager George Corraera concerning the bale size and quality, he referred me to (b)(6) (b)(6) (b)(6). When I discussed the feeding schedule with (b)(6) he indicated that each bale was a 60lb grass bale (approximately 6 lbs/head/day). According to plant records, the average body weight was 980.472 lbs. Using and average quality grass hay (52-59% TDN) and dry cow 2.2% body weight forage DM intake while accounting for a 7-10% grass moisture content in calculating a maintenance diet; these animals should have received a minimum of 23.19-23.96lbs of grass hay per head daily to be in compliance with the regulatory requirements of 9 CFR 313.2(e). (reference: https://www.drovers.com/article/how-much-hay-do-i-need-feed). This feeding schedule is not in compliance with Humane Handling or Livestock handling regulations 9CFR313.2(e) or HAT Category III: Water and Feed Availability. At this time, I indicated to (b)(6) that an NR will be issued for this noncompliance.</p>	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M51306+V51306	Powell Meat Company LLC	{0226C707-2471-48F7-B068-CEE B8E665461}	MCU4914120015 N-1	12/15/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(a)(3), 313.16(b)(1)(iii)	<p>At approximately 1500 hours, I verbally notified Mr. Joe Applegate, Establishment Manager, of my decision to take regulatory control action to prevent the slaughter of animals. I advised Mr. Applegate that I was contacting the District Office about possible enforcement action due to an egregious humane handling noncompliance and that the District Office would be following up with a written suspension or NOIE letter to the establishment. I based my decision to take a regulatory control action on the following: At approximately 1425 hours, while performing HATS Category VIII – Stunning Effectiveness, I, (b)(6) observed the following noncompliance. The establishment had placed 3 lambs in the knock box/chute. One establishment employee held the animal's head while another employee applied a gunshot stun with a .22 caliber rifle. The establishment's stun operator shot the first lamb, and the animal appeared to be rendered immediately unconscious and dropped to the floor. The stun operator then shot the second lamb, but this shot did not render the animal immediately unconscious and the animal vocalized and remained standing. The side gate of the knock box was opened, and the stun operator fired a second shot on this animal, and it rendered the 2nd lamb immediately unconscious. As the stun operator did this, the first animal regained consciousness and stood up. The stun operator then fired a second shot into the head of the first animal and it was rendered immediately unconscious. The stun operator then shot the third lamb, and this animal was rendered immediately unconscious with one shot. At this time, I went to the front office and notified the Plant Manager, Joe Applegate, of this egregious stun failure and that I was going to reject the knock box and applied U.S. Rejected Tag #B45908982. I notified Mr. Applegate that I was contacting the District Office through my supervisory chain-of-command for further guidance, of my recommendation for an enforcement action and that no further stunning could take place. Mr. Joe Applegate gave an immediate verbal corrective action stating that the establishment would not accept any further sheep or goats for slaughter until they came up with a more effective head restraint method for these smaller animals. Upon further investigation and inspection of the animal's skinned heads, it was revealed that the shots on the animals were off target. The holes in the first animal's head revealed one hole high above the brow and a second hole was in the crown of the head. On the second animal one hole was just above the brow and the second hole was slightly higher. All shots were on the midline of the skull. This noncompliance represents a failure to meet the regulatory requirements of 9 CFR 313.16(a)(1), 9 CFR 313.16(a)(3) and 9 CFR 313.16(b)(1)(iii). A review of recent NR's for the last 90 days did not reveal any similar NR's that will be associated with this NR. The establishment currently</p>	OPEN

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
								has a Robust Systematic Approach to Humane Handling Plan.	
M48277	WJ Wainright and Son, Inc	{18394317-F2AB-49AF-9F65-10D4E7BADE0E}	YAQ4611104820N-1	10/21/2020	04C02	Livestock Humane Handling	313.1	At approximately 7:00 AM while performing Antemortem on livestock it was noted that in pen number 5 there is an area approximately 8" x 10" where the concrete is missing. This area is where a pole use to be located. No animals were in this pen at this time. This is a failure to comply with 9CFR 313.1(b). Troy Wainright, Plant Owner, was notified both verbally and with this written NR that this non-compliance exists.	CLOSED
M46351	Meatworks	{E03417FC-94FC-4CDF-8C50-E702F1ED8A87}	KJR0808110702N-1	11/02/2020	04C02	Livestock Humane Handling	313.15(a)(1)	Humane Handling Category VIII: Stunning Effectiveness At approximately 0730 hours, while observing the stunning of a sheep, the following noncompliance was observed: I observed a sheep stunned with a captive bolt fall to bottom of the chute and upon release from the side door of the chute, sit up sternal, look around, and blink its eyes. The captive bolt operator immediately stunned the sheep unconscious with the pre-loaded back up stunner that was within arms' reach. Upon assessing the first attempt at stunning with the captive bolt, the operator placed the captive bolt in the corrective position, but it did not penetrate the brain matter as the sheep lowered its head at the last minute. The establishment has a robust humane handling program with up to date records. This is a noncompliance with 9CFR 313.15 (a)(1). Establishment management was notified of the noncompliance.	CLOSED
M46351	Meatworks	{D5E98CA6-6DB7-40B5-9D9D-D0DEDE17D330}	KJR3808121121N-1	12/21/2020	04C02	Livestock Humane Handling	313.15(a)(1)	Humane Handling Category VIII: Stunning EffectivenessAt approximately 0930 hours, while observing the stunning of a sheep, the following noncompliance was observed:I observed a sheep stunned with a captive bolt fall to bottom of the chute and upon release from the side door of the chute, an establishment employee and I observed the lamb blink its eyes in response to stimuli. The captive bolt operator immediately stunned the sheep unconscious with the pre-loaded back up stunner that was within arms'reach. Upon assessing the first attempt at stunning with the captive bolt, the operator placed the captive bolt in the a position out of the acceptable stunning location. The establishment has a robust humane handling program with up to daterecords.This is a noncompliance with 9CFR 313.15 (a)(1). Establishment management was notified of the noncompliance.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M46351	Meatworks	{372E27EE-D069-4C75-B134-6D61247C418F}	KJR4509123731N-1	12/31/2020	04C02	Livestock Humane Handling	313.15(a)(1)	Humane Handling 12/31/2020 Humane Handling Category VIII: Stunning Effectiveness At approximately 0915 hours, while observing stunning of a cow, the following noncompliance was observed: I observed a cow stunned with a captive bolt remain standing while in the chute. The cow was still alert and threw its head a couple of times prior to being stunned again. The second stun was effective. The head was examined after being removed. The examination showed that the first stun was low and to the left of center, which is why the cow was not rendered unconscious. This is a noncompliance with 9CFR 313.15(a) (1). Establishment manager was notified of the noncompliance.	CLOSED
M46491+P46491	WholeStone Farms Cooperative, Inc.	{4A40E907-BB23-41F1-9549-5CB59653464B}	CHU4615103716N-1	10/16/2020	04C02	Livestock Humane Handling	313.15(a)(1)	HATS Category VIII: Stunning Effectiveness On 10/16/2020, at approximately 1445 hours, while performing a routine Livestock Humane Handling verification task, (b)(6) observed a humane handling noncompliance. Employees were stunning a non-ambulatory disabled market hog at the "front end" subject pen. The hog was sitting upright (dog sitting) near open gait panels. The (b)(6) placed a captive bolt stun gun on the hog's forehead and as he pulled the trigger the hog flinched back. The hog had a hole in its head and began to vocalize and was looking around. (b)(6) took one step toward the hog, placed his captive bolt stun gun, and pulled the trigger resulting in an appropriately insensible hog. The remaining 4 hogs were appropriately stunned, and kill was over. (b)(6) verbally notified the animal well-being employee present of the noncompliance. (b)(6) (b)(6) was also verbally notified. Denver District Office was contacted by supervisory channels. There have been no other non-compliances for the same root cause within the last 90 days. There was a humane handling noncompliance on 09/22/2020 for failure to segregate a non-ambulatory hog from ambulatory hogs.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M46498+P46498	Westminster Meat Packing Inc.	{93FE808C-51AF-4C26-84F0-A1C5150B537E}	YKB0109125501N-1	11/30/2020	04C02	Livestock Humane Handling	313.2	<p>On November 30, 2020, while conducting the Livestock Humane Handling task the following noncompliance was observed. At 1030 hours, after (b)(6) conducted a Humane Handling verification task, she stated that all the six livestock holding pen with animals did not have water. After (b)(6) inform me of her findings, I immediately conducting an inspection of the holding pens to verify and issue a noncompliance. The six containers had a small flow of water that was just turned on by plant management. Abdelkader Fedhal (Owner) stated that the employee sometime turns off the water to the holding pen to allow more water pressure when cleaning during pre-operational procedures. Abdelkader was notified about the condition of the holding pen and that an NR would be issued. The animals were immediately given water by plant management turning the water back on. Water must be available at all times. The animals were immediately given water. The animals showed no signs of duress. Additionally, plant management was notified in writing through issuance of this NR. After a review of NRs for the last three months, there is one NRs issues on 09/03/2020 (YKB2706095504N) documented for the same root cause can be linked at this time. Association of like noncompliance results in the development of adverse trends in noncompliance and demonstrated ineffective correction action. Continued failure to meet these regulatory requirements may result in additional regulatory or administrative action per the Rules of Practice (9 CFR 500).</p>	CLOSED

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EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M548A	Yosemite Foods Inc.	{5E2D0B2F-61E8-42D1-8C23-043239966FE1}	AEM4519100107N-1	10/06/2020	04C02	Livestock Humane Handling	313.2	<p>Humane Handling Activity Tracking System (HATS) Noncompliance, Category II: Truck Unloading Just after 9:50am on Tuesday, October 6, 2020, (b)(6) was walking to the East end of the barn at M548A, Yosemite Foods. As (b)(6) approached the end of the barn, he could see an establishment employee unloading market hogs from a gooseneck trailer. The establishment employee was on the lower level of the gooseneck trailer in a crouched position. He was using a rattle paddle to drive hogs up a ramp and into the barn. However, the employee became overzealous with the rattle paddle and struck one hog with excessive force. (b)(6) quickly made his way over to the area but the employee struck the hog quite forcefully a second time with the rattle paddle. The hog vocalized, became excited, but still refused to go up the ramp. (b)(6) then intervened and told the employee to stop immediately. (b)(6) also told the owner of the trailer to discontinue unloading. After verifying that unloading had stopped, (b)(6) went to the main building at Yosemite Foods. (b)(6) notified (b)(6) of his observations and said that a Humane Handling NR would be issued. Establishment management went to the barn and took corrective actions. The employee in question was asked to leave the barn. The final hog was then unloaded from the gooseneck trailer by another establishment employee without issue. Using a driving implement in an excessive manner, plus causing a hog to become unnecessarily excited is noncompliant with 9 CFR 313.2(b) which states in part, "Electric prods, canvas slappers, or other implements employed to drive animals shall be used as little as possible in order to minimize excitement and injury. Any use of such implements which, in the opinion of the inspector, is excessive, is prohibited..."</p>	CLOSED
M46622	920 Fries Frozen Foods, LLC	{FE5B4587-D7A0-42B1-8B30-1E8E0CBAB0E4}	QCZ4318110724N-1	11/24/2020	04C02	Livestock Humane Handling	313.2	<p>On November, 24th 2020 while performing a routine inspection of the holding pens. Two sheep were found in pens without accessible water for the animals. The pens holding the two animals didn't have a trough or bucket in which they could drink water. There was a steady stream of water pouring into the pen splashing on the concrete floor but there was no bucket or trough to collect the water allowing them to drink freely. An employee arriving on the scene was notified and he put a bucket with water into the pen but the sheep were unable to drink it. This is a violation of 9 CFR 313.2 (e) and Dir 6900.2 Rev 3. Plant management was notified of this non-compliance and it was followed by this NR. On December 8th one lamb was presented for slaughter and the animal had a bucket of water available for drinking at time of antemortem inspection.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M46792+P46792+V46792	Integrity Meats	{300DD75D-7903-46E9-8AF7-EE57894C28AB}	UYJ5007123810N-1	12/09/2020	04C02	Livestock Humane Handling	313.16(a)(1), 313.16(b)(1)(iii)	While conducting a Livestock Humane Handling task, under the HATS category VIII, stunning effectiveness, I observed the following noncompliance: The second small black heifer beef animal of the day was in place in the restraining chute but had turned backward toward the pen at approximately 0830 hours. The stunning employee informed me he was going to stun the next animal. I proceeded to the hallway according to the requirements in the Safe Firearms Handling Directive. The first shot discharge was heard from the .22 magnum rifle. I proceeded to the kill floor and observed the beef animal still conscious and standing in the restrainer. The animal did not vocalize. The stunning employee immediately chambered another round into the .22 magnum rifle and discharged a second time. I proceeded to the kill floor after the second stun attempt and determined the animal was in insensible. While the animal was being hoisted and bled out, I asked the stunning employee what happened. He replied, "the animal was hairy and moving its head upward during the first shot." Verbal regulatory control was immediately taken. The establishment stunning employee provided acceptable verbal corrective actions, and slaughter activities were allowed to resume. Upon further post-mortem examination of the affected skull after the hide was removed, I observed two holes in the front surface of the skull. One hole was located even with a straight line between the animal's eyes. A second bullet hole was located approximately 2 inches higher than the first. This bullet hole(s) appeared to have completely penetrated the skull. I notified employee that and noncompliance would be documented. Regulations 313.16a1 and 313.16b1iii	OPEN
M46792+P46792+V46792	Integrity Meats	{508F75DC-504B-4742-BF0A-57BDA77903D6}	UYJ0108121731N-1	12/30/2020	04C02	Livestock Humane Handling	313.2	While performing anti mortem on 12-30-20 I observed that the water tub was empty in a pen with cows. I notified (b)(6) and he said the plastic pipes were frozen and would haul some water out. I mentioned cattle need access to water at all times and to feed if the stay is over 24 hours. The tubs are a bottom portion of a 55-gallon tub and easily knocked over. This had been discussed previously that heavier containers, (cement) could be implemented. CFR 313.2E states access to water in all holding pens.	OPEN

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M46970+V46970	307 Meat Company	{E8CE6901-7F92-4B98-9419-0D576689408A}	QKJ2107111616N-1	11/13/2020	04C02	Livestock Humane Handling	313.2	HATS Category III - Water and Feed Availability At approximately 7:00 a.m., on November 13, 2020, I (b)(6) was conducting Ante-Mortem Livestock Inspection and I observed the following noncompliance. Three head of swine were in pen two with no access to water. There were two water troughs in the pen, both were frozen over. There were no buckets or other troughs offering water to the swine. I notified an establishment employee of my observations. The employee broke the ice in both troughs. The employee also informed the Plant Owner of my observations. I observed both the employee and Mr. Christensen (Plant Owner) provide the swine water and place a heater in one of the troughs. By approximately 7:10 a.m., all animals had access to water. I verbally notified Mr. Christensen that this would be documented as a noncompliance. There have been no other non-compliances for the same root cause within the last 90 days.	CLOSED
M46970+V46970	307 Meat Company	{404FA8D4-CDA D-43D0-A0CD-C383C51417F2}	QKJ2316120423N-1	12/23/2020	04C02	Livestock Humane Handling	313.15(a)(1)	On December 23, 2020 at approximately 1320 hrs., I (b)(6) (b)(6) heard an animal vocalizing and kicking the restraint at Establishment 307 Meat Company. I walked to the back of the slaughter floor to see what was going on and observed a Heifer that was kicking and moving its body from side to side inside the stun box. The animal did not have its head within the head restraint. The employee performing the stunning notified the Owner of 307 Meat Company, Mr. Kelcey Christiansen of the situation. Mr. Christiansen arrived at the stun box area, obtained the hand-held captive bolt (HHCB) device, and applied the first stun attempt as the animal was moving its body from side to side within the stun box. As the first stun attempt was applied, the animal vocalized and remained standing following the stun attempt. Mr. Christiansen immediately retrieved the back-up HHCB device from a table 3 feet from the stun box and administered a second stun attempt that effectively rendered the animal immediately unconscious. I tagged the stun box with U.S. Retain tag #B46-303161 and verbally notified the establishment management of the noncompliance and contacted the District Office for further guidance. During inspection of the dressed head, I verified two penetrating stun holes with one of the holes outside the target area. There have been no noncompliance's for the same root cause issued within the past 90 days.	OPEN
M47028+P47028	Midsouth Packers, LLC	{B0A25366-EC98-4D0F-A1C3-9ABF6F4EF488}	WBQ3411110702N-1	11/02/2020	04C02	Livestock Humane Handling	313.1	Nov. 2, 2020 at Midsouth Packer, LLC, (b)(6) (b)(6) was performing her human handling activity and discover the water buckle had been turn over. The owner was notify and the water buck was fill admittedly. Animal must have excess to water at all times.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M21069L	Premium Minnesota Pork, LLC	{00859276-FF43-42E3-840D-0730A8350DCB}	CJF2513 111914N -1	11/14/2020	04C02	Livestock Humane Handling	313.2	<p>On 11/14/20 at approximately 1020 hours, while performing a routine HATS task category IV (Antemortem Inspection) in the barn, I (b)(6) observed the following noncompliance with HATS Category VI (Electric Prod/Alternative Object Use):In the corner of the barn where the hogs are walked to the CO2 (b)(4) I observed an establishment employee attempting to drive a large group of hogs into the narrowed pathway to the (b)(4) by raising the rattle paddle above his head and bringing it down with excessive force on the back of multiple hogs. In response, the hogs vocalized, piled in the back corner, and attempted to escape by backtracking past the employee. At this point, the plant employee made multiple kneeling motions and shoving motions with his knees to prevent the hogs from escaping. Before I could intercede, the employee continued to use excessive force with the rattle paddle on the hogs. I took immediate regulatory control action by verbally requesting the employee discontinue using such force and notified (b)(6) (b)(6) of the noncompliance. As a result, management removed the responsible employee from his position driving the hogs. Management then placed trained employees in the position and reduced the number of hogs being driven around the corner.The establishment failed to meet the following regulatory requirement: 9 CFR 313.2.(b)(6) was verbally notified that a NR would be forthcoming.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M47040+P47040	Indiana Halal Farms LLC	{5163C0FD-D8F1-4A56-BFBE-D0EDEAE26760}	EYZ4008114605N-1	11/04/2020	04C02	Livestock Humane Handling	313.1, 313.2	<p>HATS Category II - Truck Unloading Today, 11/04/2020, at approximately 0755 hrs. while performing ante-mortem inspection on a load of sheep that had just arrived I (b)(6) observed the following non-compliance. The sheep were being unloaded by the farmer who brought them in. Three plant employees were in the area at this time. One accompanying me during ante-mortem and two employees standing beside the back of the trailer as the sheep were being unloaded. The plant does not have a ramp in which to use while unloading animals. The trailer floor was approximately one to one and a half feet off the ground level. As I watched the sheep being unloaded from the trailer I observed one large lamb slip backwards off the trailer with the hind feet on the ground below. The upper part of the lamb's body (area under shoulders and chest) was still on the floor of the trailer. The farmer kept running the other lambs off the trailer and they stepped onto and over the larger lamb pushing it off the trailer and the lamb fell the rest of the way to the ground below. The large lamb immediately got up and followed the other lambs into the barn. The lamb did not appear to be injured. None of the plant employees present at the time intervened to stop the farmer from unloading more animals overtop of the one that was partially hanging from the trailer or to assist the animal to regain it's footing. I immediately notified the plant employees at this time that the animals should not be unloaded without a ramp or other means for which the animals can be safely unloaded. CFR 9, 313.1(b) states, "Floor of livestock pens, ramps, and driveways shall be constructed and maintained so as to provide good footing for livestock. Slip resistant or waffled floor surfaces, cleated ramps and the use of sand, as appropriate, during winter months are examples of acceptable construction and maintenance." CFR (, 313.2(a) states, "Driving of livestock from the unloading ramps to the holding pens and from the holding pens to the stunning area shall be done with a minimum of excitement and discomfort to the animals. Livestock shall not be forced to move faster than a normal walking speed."</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M47040+P47040	Indiana Halal Farms LLC	{520AEF57-8943-4F95-8D0F-1B576922DEC4}	EYZ0309112925N-1	11/25/2020	04C02	Livestock Humane Handling	313.2	On Wednesday November 25, at approximately 0700 hours (b)(6) began his ante-mortem inspection on the available pens, two of which were held over from the prior day, exceeding 24 hours. He did his inspection on pens #7 (1 Beef heifer), #8 (10 Goat), and #4 (47 Lamb), finding that the two pens held over; Pen #7 and #8 where denied access to food. He notified the (b)(6) of the situation failing to meet regulatory requirements. This situation is not compliant with the Regulatory Requirements of 9 CFR 313.2(e) "Animals shall have access to water in all holding pens and, if held longer than 24 hours, access to feed. There shall be sufficient room in the holding pen for animals held overnight to lie down."	CLOSED
M47040+P47040	Indiana Halal Farms LLC	{573820AC-8A81-45E9-9976-BFADD5FAE3C2}	EYZ0520123714N-1	12/14/2020	04C02	Livestock Humane Handling	313.1	HATS Category II-Truck Unloading On December 14, 2020 at approximately 1100 hours while observing truck unloading (b)(6) observed the following noncompliance. Upon arrival to the establishment (b)(6) saw a truck and gooseneck trailer backing up to the unloading area as two people were dragging the portable steel ramp for unloading off to the side. Further inquiry of the unloading process revealed that the trailer was approximately 18 inches from the ground and the ramp was not being used to prevent prior issues of the livestock slipping and falling from the trailer upon exiting. The trailer had 2 larger heavy calves and 6 smaller calves (approximately 500 pounds) on it to unload. (b)(6) observed as the two heavier calves were unloaded. They were unloaded in a calm manner and made the large step down without any foot slippage. The next to be unloaded were the smaller calves. The driver moved the calves in a full group while unloading. The first three calves unloaded with ease making the step down without slippage. The next two calves had some foot slippage but remained standing and exited the trailer calmly. The final calf went to step down off of the trailer and its front feet slipped causing it to lose its footing and fall to its knees. The calf immediately regained its footing and rose to rejoin the group without (b)(6) (b)(6) discussed the observations with Aref Alhag, Plant Owner explaining that the footing combined with the large step down off of the trailer was too much to ensure good footing, which is why the establishment had gotten the portable ramp to unload the trailers. Mr. Alhag responded that they did not like the ramp so they were not going to use it and were working on a different idea. (b)(6) explained that the answer to prior issues of unloading animals and having them slip and fall was not adequately being addressed without using the ramp. Mr. Alhag was notified both verbally and now in writing with this NR of the establishment's failure to comply with the regulatory requirements of 9 CFR 313.1(b). A similar NR #EYZ4008114605 was documented on 11/4/2020.	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M47221	Monte Alto Artisan Meats	{BBF58DE1-D0C A-43C8-83FC-D3 C34E39F73B}	WPF011 2125718 N-1	12/18/2020	04C02	Livestock Humane Handling	313.2	<p>At approximately 1050 hours while performing a humane handling task, the following noncompliance was observed, HATS category III - Water and Feed Availability. Water was not available to the two sheep in the pen closest to the slaughter building. The water in the only container in the pen was frozen. Water was also not available to the two black cattle in the pen located third from the slaughter building. At approximately 1055 hours, (b)(6) (b)(6) was notified and shown both the empty container and the container with frozen water. He was notified this was a noncompliance with 9 CFR 313.12(e) which states in part that Animals shall have access to water in all holding pens and that an NR would be issued. (b)(6) immediately retrieved a shovel and proceeded to break and remove the ice from the water container located in the pen with the sheep (b)(6) (b)(6) stated there was water in the container with the cattle when he checked this morning. He also stated that the water hose was frozen, and it had not had a chance to thaw it yet. (b)(6) stated that he would make sure that the water containers were checked at the beginning of operations going forward. These checks will be documented and available for USDA-FSIS review daily for one week. Continued failure to meet regulatory requirements can result in further regulatory or administrative action(s) as delineated in 9 CFR 500.4. Documented by (b)(6)</p>	CLOSED

Table: Noncompliance Reports in Response to FOIA2021-123

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M47261	Nordik Meats Inc	{EEBD4BA4-ED3C-48DF-9697-6AF091759C39}	WZA0706115911N-1	11/10/2020	04C02	Livestock Humane Handling	313.15(a)(1)	<p>At approximately 1430 hours, while performing a HATS Category VIII – Stunning Effectiveness Task, Inspection Program Personnel (IPP) observed an establishment employee take three stunning attempts, with a hand-held captive bolt device, to render a lamb unconscious. This was the second lamb of the day to be slaughtered. It was also the second lamb ever stunned by the employee who was responsible for stunning today. The establishment slaughtered lamb only one other day since the start of operations. On that day, four lamb were stunned by a different employee, who no longer works at the establishment. Today, the lamb under discussion was haltered and secured around a post to prevent movement. The first stun attempt was between the eyes. The lamb fell to the ground and tucked its legs under itself in a sitting position, while conscious. The second stun attempt was in the same location as the first. IPP then observed blood come out of the nose and mouth of the lamb. After the second attempt, the lamb was still conscious – it was blinking, and its eyes were tracking sound. (b)(6) (b)(6) (b)(6) took the re-loaded hand-held captive bolt gun and stunned the lamb at the top of the skull. It was effective in rendering the lamb unconscious. After rendering the lamb unconscious, it was hoisted and bled. IPP placed U.S. Reject tag number B22388118 on the stunning chute and informed (b)(6) that the noncompliance would be documented in a noncompliance record (NR), and IPP would be calling the District Office for further guidance. Upon closer inspection of the skull, the first stuns were between the eyes, on the forehead of the lamb, the final stun was one and a half inches above the previous attempts, at the top of the skull.</p>	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M47288	Road 39 Ranch Meats, LLC	{44513272-8662-4931-A226-5EF7566EEA4A}	QOJ5515114517N-1	11/17/2020	04C02	Livestock Humane Handling	313.15(a)(1)	At approximately 0830 hours on 17 November 2020 while observing livestock stunning at Road 39 Ranch (Plant # M47288) in Mancos, Colorado I observed the following noncompliance. An Angus steer was in the stun box (a squeeze chute with head restraint device) with its head restrained to facilitate stunning using a .25 caliber hand-held captive bolt (HHCB) device. The stun operator applied the first stun attempt to the forehead and discharged the HHCB device. The steer did not lose consciousness. I observed eye blinking, eye tracking, breathing, and the animal remained standing and moving within the stun box. The steer did not vocalize but appeared agitated and blood was exiting the animal's forehead from the stun hole. I observed the stun operator check for a palpebral response and immediately apply a second stun attempt just above the first stun attempt using another .25 caliber HHCB device. The animal remained conscious. I observed eyes blinking and tracking, rhythmic breathing and the animal remained standing but did not vocalize. I observed the stun operator check for a palpebral response. The stun operator was unsure what to do next and asked for my advice. The plant's slaughter plan has a .22 caliber handgun utilizing a round-tip slug as a backup method readily available at the stun box, I recommended using it. After clearing other employees from the area for safety, the stun operator immediately applied the gun higher up on the forehead and discharged the firearm, which rendered the steer effectively unconscious. I verbally informed Mr. Dan Mominee, plant owner that I would have to report this incident through my chain of command and took a regulatory control action on the stun box using US Reject Tag # B35873826. I allowed the establishment to continue processing the steer. Once the head was removed, I inspected the skull and noted three holes in the frontal bone; two holes overlapping on the midline approximately 1/2 inch above the level of the eyes and a third hole approximately 1.5 inches above the level of the eyes. There have been no noncompliance records issued for the same root cause since the establishment started slaughter operations on 11/10/2020.	CLOSED

EstNbr	EstName	NR Id	NR#	Date	Task	TaskName	Regs	Description	Status
M47368	US 212 Beef Corporation	{606427F5-2B06-457C-B160-D5E8C5D1B2E4}	GRU4012120728N-1	12/28/2020	04C02	Livestock Humane Handling	313.2	Category I - Incimate Weather Category III – Water and Feed Availability Category IV – Ante-Mortem Inspection At approximately 1130 on December 28, 2020, while conducting ante-mortem inspection I, (b)(6) noticed a waterer supplying water to pen 1 with approximately 30 cattle in it was frozen. I examined the waterer closer and found that the water was frozen on one half of the waterer with ice that could not be broken through with my hand. On the other side where the ice was removed there was no water available for the cattle. I informed (b)(6) (b)(6) (b)(6) of my findings and that I would be issuing a non-compliance report. His corrective action was to move the cattle to a pen with water available. This is a violation of 9 CFR 313.2(e).	CLOSED