



Food Safety and
Inspection Service

June 28, 2024

Office of Field
Operations
Des Moines
District Office

Electronic Mail on June 28, 2024

Neal Smith
Federal Building
210 Walnut Street
Room 985
Des Moines, IA
50309-2123

Otto's Meats. LLC
N5674 Adam's Street
Luxemburg, Wisconsin 54217
ottosmeat@gmail.com
920-845-2612

NOTICE OF SUSPENSION HELD IN ABEYANCE

Voice
515.727.8960
Fax 515.727.8991

Attention: Andrew Ratajczak, Owner

This letter serves as official notification by the Food Safety and Inspection Service (FSIS) of our decision to place the Notice of Suspension (NOS), initiated on June 28, 2024, at, Establishment M1403, Otto's Meats, LLC, located at N5674 Adam's Street, Luxemburg, WI, into abeyance (NOSA). This letter follows verbal notification, provided to you by (b) (6), District Veterinary Specialist on June 27, 2024, at approximately 1730.

On June 27, 2024, you provided FSIS, via emails, written corrective actions and preventive measures, in response to the regulatory noncompliance detailed in the NOS. The response outlined actions adequate to address the noncompliance regarding humane handling of livestock requirements, including a plan to maintain compliance with the *Federal Meat Inspection Act* (FMIA) Title 21 of the United States Code (21 U.S.C. 603), the *Humane Methods of Slaughter Act* of 1978 (HMSA) (7 U.S.C. 1901 et seq), and federal regulations {Title 9 of the Code of Federal Regulations (9 CFR) Part 313}. The following documents were included, detailing actions immediately implemented and further proposed at your establishment:

Specifically:

- NOS Response Email June 27, 2024, at 1220
 - Stunner Testing Log (1 page)
 - Electrical Stunner Testing Log (1 page)
 - Daily Humane Handling Audit Log (1 page)
- NOS Response Email June 27, 2024, at 1321
 - Description of Incident (2 pages)
- NOS Response Email June 27, 2024, at 1326
 - Hereford Stun 1 (1 photograph)
 - Hereford Stun 2 (1 photograph)
 - Hereford Stun 3 (1 photograph)
- NOS Response Email June 27, 2024, at 1327

- Holstein Stun 1 (1 photograph)
- Holstein Stun 2 (1 photograph)
- Holstein Stun 3 (1 photograph)
- Holstein Stun 4 (1 photograph)
- NOS Response Email June 27, 2024, at 1352
 - Training Log (1 page)
 - Daily Humane Handling Audit Log (1 page)
 - Animal Euthanasia Log (1 page)
 - Stunner testing Log (1 Page)
 - Electric Stunner Testing Log (1 page)
 - Barn Check Log (1 page)
- NOS Response Email June 27, 2024, at 1552
 - Recommended Captive Bolt Stunning Techniques for Cattle (12 pages)
 - SOP J- Storage of handheld captive bolt gun cartridges (1 page)
 - SOP O- Stunning of Animals
 - SOP I- Maintenance and Testing of Captive Bolt Guns (1 page)
 - Description of Incident (2 pages Rev. 1)
- NOS Response Email June 27, 2024, 1641
 - Description of Incident (2 pages Rev. 2)

Based on your written response, you were informed verbally, that the suspension of the assignment of IPP, for slaughter operations, at your establishment is held in abeyance effective the start of operations on June 28, 2024.

The suspension will remain in abeyance pending verification by FSIS personnel that your proposed corrective actions and preventive measures have been effectively implemented and are adequate to maintain compliance. Establishment personnel should monitor operations to prevent violations of humane handling and slaughter from reoccurring. It is also important for you to understand the responsibility of FSIS to initiate action when there is a failure to operate in accordance with 9 CFR Part 313 of the regulations.

During the abeyance period verification activities will be conducted by IPP and results will be reported to the Des Moines District Office on a weekly basis. The decision to hold the suspension action in abeyance is based on the proffered actions. Any modifications to your submitted corrective actions and preventive measures made during the abeyance period need to be submitted, in writing, to the Des Moines District Office for review prior to implementation by your establishment.

Please be advised that, as a federally inspected establishment, you are expected to comply with FSIS regulations and to take appropriate corrective action to prevent inhumane handling of livestock at your establishment. Your failure to comply with these requirements or to implement the measures in your action plan could result in reinstatement of the suspension of inspection at your establishment or other appropriate administrative or legal action.

Andrew Ratajczak, Owner
Otto's Meats Market, Est. M1403

Notice of Suspension Held in Abeyance
June 27, 2024

If you have questions regarding this matter, please feel free to contact the Des Moines District Office at 515-727-8960 or District Veterinary Medical Specialist (b) (6)

Sincerely,

TODD GERWIG

Digitally signed by TODD
GERWIG
Date: 2024.06.28 06:23:39
-05'00'
(for)

Mr. Jeffery Jacobsen
District Manager
USDA FSIS OFO
Des Moines District