



Food Safety and
Inspection Service

June 24, 2024

Office of Field
Operations
Jackson District Office
713 S Pear Orchard
Rd. Plaza 2, Suite 402
Ridgeland, MS 39157

The Butcher Shop at Hyde Farms, LLC
Est. M47711
7431 Hwy 411
Greenback, Tennessee 37742
(b) (6) [@bellsouth.net](mailto:_____@bellsouth.net)
423-667-6981

ELECTRONIC MAIL on June 24, 2024
FEDEX TRACKING #777021771250

Attention: Mr. Mitchell Hyde, Owner

NOTICE OF SUSPENSION HELD IN ABEYANCE

On June 13, 2024, the Food Safety and Inspection Service (FSIS) issued a Notice of Suspension to your establishment to withhold the federal marks of inspection and suspend the assignment of Inspection Program Personnel (IPP) at The Butcher Shop at Hyde Farms, LLC, Est. M47711, located at 7431 Hwy 411, Greenback, TN. This action included your Slaughter Hazard Analysis Critical Control Point (HACCP) processes employed at your establishment. The decision to institute this enforcement action was in accordance with Title 9 of the Code of Federal Regulations (CFR), Rules of Practice 500.3(b), based on the determination that your establishment did not handle or slaughter animals humanely. The evidence demonstrated failure to comply with the Federal Meat Inspection Act (FMIA) (21 U.S.C. 603), the Humane Methods of Slaughter Act (HMSA) (7 U.S.C. 1901 et seq.), and the regulatory requirements (9 CFR Part 313).

On June 13, 2024, at approximately 1400 hours while performing the Livestock Humane Handling verification task on the kill floor of The Butcher Shop at Hyde Farms, the Consumer Safety Inspector (CSI) observed the following non-compliance: Your slaughter floor stun operator, Mr. Mitchell Hyde, who is also the plant owner, moved a swine animal into the knock box. He prepared to stun the animal with a 22 rifle, at which point the CSI exited the room. A bar was placed behind the animal to prevent the animal from moving backwards. The initial stun attempt was made, the CSI entered the room, and observed that the stun had contacted the animal but was ineffective, as the animal was observed standing upright and vocalizing. Your stun operator put away the gun and retrieved a knife and stuck the still conscious animal's neck. After this stick, the animal continued to vocalize and turned around in the chute facing to the rear. At this point, the animal was stuck again while conscious, and finally expired. The CSI then notified establishment owner, Mitchell Hyde, of the noncompliance and subsequently tagged the knock box with U.S. Rejected/Retained Tag #B-45626731.

On June 14, June 17, and June 20, 2024, you submitted written responses with corrective actions and preventive measures to meet regulatory requirements. The Jackson District Office (JDO) analyzed your responses and advised you that the proffered corrective actions and preventive measures were not adequate. Requests for clarification and additional information was sent via electronic mail from the JDO to your establishment on June 14, June 17, and June 21, 2024.

Mitchell Hyde, Owner
The Butcher Shop at Hyde Farms, LLC, Est. M47711

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On June 22, 2024, you submitted all clarification and additional information with written corrective actions and preventive measures to meet regulatory requirements. The Jackson District Office analyzed your proffered corrective actions and preventive measures and determined that the response adequately addressed the identified issues. On June 24, 2024, at approximately 10:00 AM CT, the FSIS Jackson District Office verbally informed you of FSIS's decision to hold the suspension in abeyance. This letter is to formally inform you of this action.

A copy of the FSIS Verification Plan (VP) will be provided to assist you in understanding the nature and importance of the Agency's verification activities. The FSIS Verification Plan is designed to verify that your establishment properly implements the revisions to its humane handling of animals and other corrective actions and preventive measures stated in your June 14, June 17, June 20, and June 22, 2024, responses and that these revisions and corrective actions and preventive measures are effective in ensuring future regulatory compliance. The FSIS Verification Plan identifies your corrective actions, the regulatory requirement(s), and the PHIS Task under which FSIS officials will verify the implementation and effectiveness of your proffered action plan. Only FSIS can amend the verification plan and any modifications to your submitted acceptable corrective actions made during the abeyance period will need to be submitted in writing to FSIS for verification of compliance prior to implementation by your establishment.

Please be advised that this suspension of inspection at your establishment will remain in Abeyance pending verification by FSIS that your proposed corrective actions and preventive measures have been implemented and are effective in ensuring future regulatory compliance. Agency personnel will begin immediate verification of your corrective actions and preventive measures.

It is important for you to understand that FSIS has the responsibility to initiate action if your establishment fails to operate in accordance with the regulations, or conditions occur that do not comply with the Humane Methods of Slaughter Act. In these situations, FSIS personnel will take regulatory control of product or other appropriate action.

Please be further advised that as a federally inspected establishment, you are expected to comply with the Federal Meat Inspection Act and the Humane Methods of Slaughter Act, and all applicable regulations and other requirements concerning the preparation, sale, and transportation of meat products. Failure to comply with these requirements or to effectively implement the measures addressed in your responses, dated June 14, June 17, June 20, and June 22, 2024, could result in the immediate suspension of inspection at your establishment or other appropriate action(s).

If you have any questions, please contact Dr. Larry Davis via telephone at (601) 863-4206 or via electronic mail at larry.davis4@usda.gov. Additionally, you can contact the Jackson District Office at (601) 965-4312 or by fax at (601) 965-5901.

Sincerely,

KERMIT
HARVEY

Digitally signed by
KERMIT HARVEY
Date: 2024.06.24
10:18:20 -05'00'

for:

Dr. Larry Davis
District Manager
Jackson District Office

Mitchell Hyde, Owner
The Butcher Shop at Hyde Farms, LLC, Est. M47711

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June 24, 2024

Cc: Ms. Melissa Moore, EARO
(b) (6), Humane Handling Enforcement Coordinator
Mr. Larry Hortert, OIEA Regional Director
Dr. Larry Davis, DM
Dr. Kermit Harvey, DDM
Dr. Erin Moses, DDM
(b) (6), SEIAO
(b) (6), DCS
(b) (6), DVMS
(b) (6), FLS
(b) (6), CSI at Est. M47711
(b) (6), SPHV at Est. M47711
FO/Quarterly Reports