



Food Safety and
Inspection Service

Office of Field Operations

Philadelphia District
Mellon Independence
Center,
701 Market Street Suite
4100-A
Philadelphia, PA 19106

Electronically Submitted on October 24, 2023
FedEx Tracking: 7738 4494 2393

Mr. Ken Rush, Establishment Owner
Kingdom Provisions, LLC (Est. M -53882)
5960 Durham Road
Pipersville, Pennsylvania 18947
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NOTICE OF SUSPENSION HELD IN ABEYANCE

Dear Mr. Rush,

This letter serves as official notification by the Food Safety and Inspection Service (FSIS) of our decision to place the suspension action at Kingdom Provisions, LLC, Establishment M53882, located at 5960 Durham Road, Pipersville, Pennsylvania 18947 in abeyance. This letter follows verbal notification of the abeyance action, provided by Dr. Chelsea Buckley, Deputy District Manager (DDM) to Mr. Ken Rush, Establishment Owner at 17:27 hours on Monday, October 23, 2023.

The decision to institute the abeyance was made in accordance with the Rules of Practice, Title 9 of the Code of Federal Regulations (9 CFR) Part 500.5 part (e).

In response to the Notice of Suspension (NOS), you submitted proposed corrective actions and preventative measures on October 20, 2023. On October 20, 2023, FSIS requested clarification on the responses. On the evening of October 20, 2023, you submitted responses to the clarification request which included corrective actions and program updates. FSIS requested further clarification on the morning and during the day of October 23, 2023.

Your corrective and preventative measures include but are not limited to:

1. Training is to be performed by employees, and a roster created to list who will be allowed to handle live animals and participate in slaughter. See list of trained personnel kept on file in plant office.
2. All stunned heads will be checked for placement and will be discarded or used for training only.
3. When Stunning:
 - A .22 magnum caliber gun will be used on bovines under 1200 pounds.

- A .25 magnum captive bolt will be used on all bovines greater than 1200 pounds, the gender of the animal such is a bull and bovines with increased head size to ensure that the animal is rendered unconscious on the first attempt.
 - A larger caliber device such as a .25 magnum captive bolt will be readily available and within arm's reach of the operator in the stunning area at all times as a backup.
4. A security shot will be used during each stunning to ensure that the animal remains effectively stunned and does not regain consciousness.
 5. Eye checks to ensure animal is rendered unconscious will be performed prior to coming out of the stun box before hanging as well as before the neck is slit outside of ritual slaughter by trained personnel. Personnel may also use other methods such as listed in the printed attached document to determine sensibility of the animal.
 6. All firearms and ammunition will be removed from the stunning area at the end of each production day and kept in management office to prevent any possible alteration in power to ammunition due to moisture during the cleaning process. Stunning devices and ammunition will be placed in stunning area at start of each production day. Ammunition will be kept in a tightly sealed ammunition box to ensure that while in stunning area they remain in a dry secured container.
 7. Personnel trained in performing proper stunning will at their own leisure practice their stunning techniques and placement on discarded heads to ensure proper aim and placement is maintained.
 8. Stunning Log Completed on each animal as stunning is used.
 9. Weekly stunning cleaning log will be completed.

FSIS has carefully reviewed your responses and made the decision to place the NOS in abeyance. FSIS has designed a Verification Plan (VP), and Inspection Program Personnel (IPP) will use it to monitor and verify that you have effectively implemented your proposed actions. The VP identifies your corrective actions based on your responses, the relevant regulatory requirements, the tasks IPP will use to conduct verification activities, and the time frames that you identified. IPP will continue to ensure all humane handling/stunning regulatory requirements of 9 CFR Part 313 are in regulatory compliance. We have attached a copy of the VP to assist you as a reference during the Agency's verification activities.

A final decision relative to this enforcement action will be determined based on your establishment's ability to execute and comply with your proffered corrective actions and all applicable regulatory requirements. Your establishment's failure to meet the conditions of this abeyance may result in additional regulatory and/or administrative actions in accordance with the Rules of Practice 9 CFR Part 500.

Mr. Ken Rush, Owner
Kingdom Provisions, LLC (EST 53882)

Notice of Suspension Held in Abeyance
October 24, 2023

If you have any questions regarding this matter, please feel free to contact Dr. Chelsea Buckley, DDM, via electronic mail at chelsea.buckley@usda.gov or by telephone at (267) 807-7615. Additionally, you can contact the Philadelphia District Office at (800) 637-6681.

Sincerely,

**CHELSEA
BUCKLEY**

Mr. Jason Orlando
District Manager

 Digitally signed by CHELSEA
BUCKLEY
Date: 2023.10.24 11:45:25 -04'00'

Enclosure

**Kingdom Provisions (EST M53882) Verification Plan
October 24, 2023**

ESTABLISHMENT ACTION PLAN	9 CFR REGULATION	HUMANE HANDLING VERIFICATION CATEGORY	FREQUENCY
1. Training is to be performed by employees, and a roster created to list who will be allowed to handle live animals and participate in slaughter. See list of trained personnel kept on file in plant office.	313.2 313.15 313.16	Category IV - Ante-mortem Handling Category VIII – Stunning effectiveness	Prior to resuming slaughter, Each slaughter day
2. All stunned heads will be checked for placement and will be discarded or used for training only.	313.2 313.15 313.16	Category IV - Ante-mortem Handling Category VIII – Stunning effectiveness	Each head stunning is performed on, each slaughter day during abeyance
3. When Stunning: 4. A .22 magnum caliber gun will be used on bovines under 1200 pounds 5. A .25 magnum captive bolt will be used on all bovines greater than 1200 pounds, the gender of the animal such as a bull and bovines with increased head size to ensure that the animal is rendered unconscious on the first attempt. 6. A larger caliber device such as a .25 magnum captive bolt will be readily available and within arm’s reach of the operator in the stunning area at all times as a backup	313.15 313.16	Category VIII – Stunning effectiveness	Each stunning event
7. A security shot will be used during each stunning to ensure that the animal remains effectively stunned and does not regain consciousness	313.15 313.16	Category VIII – Stunning effectiveness	Each stunning event
8. Eye checks to ensure animal is rendered unconscious will be performed prior to coming out of the stun box before hanging as well as before the neck is slit outside of ritual slaughter by trained personnel. Personnel may also use other methods such as listed in the printed attached document to determine sensibility of the animal	313.15 313.16	Category VIII – Stunning effectiveness	Each stunning event
9. All firearms and ammunition will be removed from the stunning area at the end of each production day and kept in management office to prevent any possible alteration in power to ammunition due to moisture during the cleaning process. Stunning devices and ammunition will be placed in stunning area at start of each production day. Ammunition will be kept in a tightly sealed ammunition	313.15 313.16	Category VIII – Stunning effectiveness	Each slaughter day

ESTABLISHMENT ACTION PLAN	9 CFR REGULATION	HUMANE HANDLING VERIFICATION CATEGORY	FREQUENCY
box to ensure that while in stunning area they remain in a dry secured container			
10. Personnel trained in performing proper stunning will at their own leisure practice their stunning techniques and placement on discarded heads to ensure proper aim and placement is maintained	313.15 313.16	Category VIII – Stunning effectiveness	Each slaughter day/as needed during abeyance
11. Stunning Log Completed	313.15 313.16	Category VIII – Stunning effectiveness	Each time stunning is performed
12. Weekly stunning cleaning log will be completed	313.15 313.16	Category VIII – Stunning effectiveness	Weekly

Humane handling verification every slaughter operation day to verify the adequacy and effectiveness of the establishment's compliance with the humane handling regulatory requirements of 9 CFR Part 313.

***Inspection Program Personnel will ensure all humane handling/stunning regulatory requirements are complying daily on each slaughter day, regardless of the stunning method.**

***Inspection Program Personnel will review all monitoring, verification, and corrective action records to verify procedures are being conducted as prescribed and at the specified frequency.**