



United States Department of Agriculture

Food Safety and
Inspection Service

Office of Field
Operations
Des Moines District
Office

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

Voice 515.727.8960
Fax 515.727.8991

July 27, 2023

Delivered via Electronic Mail on July 27, 2023

Pelkins Smokey Meat Market
Dennis Pelkin, Owner
Establishment M1499
600 South US Highway 141
Crivitz, Wisconsin 54114

Attention: Dennis Pelkin

NOTICE OF SUSPENSION HELD IN ABEYANCE

Dear Mr. Pelkin:

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 July 20, 2023, at EST. M1499, located at 600 South US Highway 141, Crivitz, Wisconsin 54114, into abeyance (NROS). This letter follows electronic mail notification, provided by (b) (6), DVMS to Dennis Pelkin, Owner July 20, 2023.

From July 24-26, 2023, 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 (body of email)
- Slaughter Monitoring Record Updated (1 page)
- Spanish Captive Bolt Stun (2 pages)
- Training Article, Temple Grandin (12 pages)
- Pre-Op Stunner Sign Off (1 pages)
- Training Documentation for Article by Temple Grandin (1 page)
- Signed Document for Training (1 page)

Dennis Pelkin, Owner
Pelkins Smokey Meat Market, Est. M1499

Notice of Suspension Held in Abeyance
July 27, 2023

Based on your written response, you were informed via email, that the suspension of the assignment of IPP, for slaughter operations, at your establishment is held in abeyance effective at 4:32pm on July 26, 2023.

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.

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

Sincerely,



Digitally signed by Todd C.
Gerwig
Date: 2023.07.28 07:29:50 -05'00'

Dawn Sprouls, DVM
District Manager
USDA FSIS OFO
Des Moines District Office