

ADMINISTRATIVE ACTIONS (Continued)

**Table 12. Food Safety Adjudicatory Actions
(April 2009 – June 2009)**

Establishment	Administrative Complaint	Hearing	Consent Order	Decision and Order	Action Summary
AMCO MEAT COMPANY, L.L.C. SOMERDALE, NJ	05/19/09				On May 19, 2009, FSIS filed a complaint to withdraw Federal inspection service based on the establishment's repetitive failure to maintain effective HACCP and SSOP systems in accordance with the requirements to implement food safety system controls to ensure production of wholesome unadulterated meat products, and repetitive incidents of intimidation and harassment against agency personnel assigned to the establishment.

**Table 13. Withdrawal for Unfitness Actions
(April 2009 – June 2009)**

Establishment	Complaint to Deny/Withdraw Inspection	Consent Order	Decision and Order	Action Summary
FOOD 4 FITNESS, INC. MATTHEW STEVEN DAVIS, PRESIDENT CHARLOTTE, NC	05/19/09			On May 19, 2009, FSIS filed a complaint to deny Federal inspection service based on the multiple felony convictions of its President, Matthew Steven Davis, for charges related to the possession and manufacturing of methamphetamine. Mr. Davis also was convicted on felony charges for conspiracy to pass and manufacture counterfeit obligations of the United States.

**Table 14. Exempt Actions
(April 2009 – June 2009)**

Establishment¹	Complaint Served	Consent Agreement	Decision and Order	Action Summary
NONE				

¹ There were no new actions initiated this reporting period.

CRIMINAL ACTIONS

**Table 15. Criminal Actions
(April 2009 – June 2009)**

Establishment	Indictment	Information	Plea	Sentencing	Action Summary
AMERICAN DISPATCH, INC. PITTSBURGH, PA	10/09/07				On October 9, 2007, the United States District Court for the Western District of Pennsylvania indicted American Dispatch, Inc., on 1 felony count for transporting, selling and offering for sale approximately 2,814 pounds of meat and meat food products into commerce, that were contaminated by a putrid substance, and were unwholesome, unfit for human food, and adulterated, as defined in Title 21, United States Code Section 601(m) (3).

**Table 16. Pre-Trial Diversion Actions
(April 2009 – June 2009)**

Business Type¹	Location	Date	Action Summary
NONE			

¹ There were no new actions initiated this reporting period.

CIVIL ACTIONS

**Table 17. Seizure Actions
(April 2009 – June 2009)**

Establishment¹	Complaint	Seizure	Action Summary
NONE			

¹ There were no new actions initiated this reporting period.

**Table 18. Civil Injunction Actions
(April 2009 – June 2009)**

Establishment	Complaint	Injunction / Consent Decree	Action Summary
OCEAN GARDEN HUN TEA MINH ROCHESTER, NEW YORK	01/12/2009	06/02/2009	On June 02, 2009, in the United States District Court for the Western District of New York, the firm was permanently enjoined from selling and transporting in commerce any meat, meat food products, poultry, and poultry products, unless such products are so inspected and passed by the USDA, and from failing to apply safe handling labels, and engaging in any conduct that would violate the FMIA or PPIA. On January 12, 2009, a complaint for permanent injunctive relief was filed requesting to enjoin Ocean Garden and Hun Tea Minh.
SUMMIT IMPORT CORPORATION JERSEY CITY, NJ		06/26/09	On June 26, 2009, in the U.S. District Court of the District of New Jersey, the firm was permanently enjoined from selling, transporting, offering for sale or transport, or receiving for transportation in commerce any meat or meat food products in violation of the provisions of the FMIA. The decision terminates a tort claim against the USDA.

**Table 19. ACE Actions
(April 2009 – June 2009)**

Establishment¹	Complaint	Order / Disposition	Action Summary
NONE			

¹ There were no new actions initiated this reporting period.