



United States Department of Agriculture

Food Safety and  
Inspection Service

October 1, 2020

Office of Field  
Operations  
Des Moines District  
Office

Signed Copy Hand Delivered

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

(b) (6)  
Cimpl's Inc.  
1000 Cattle Drive  
Yankton, SD 57078

Voice 515.727.8960  
Fax 515.727.8991

**NOTICE OF REINSTATEMENT OF SUSPENSION HELD IN ABEYANCE**

Dear (b) (6)

On September 29, 2020 your establishment received verbal notification, followed by official written notification, from the Food Safety and Inspection Service (FSIS) of the reinstatement of the suspension of assignment of FSIS inspection program personnel, for slaughter operations at Cimpl's Inc., Est. M2460, 1000 Cattle Drive, Yankton, SD, herein referred to as your/the establishment. This action was taken in accordance with the Rules of Practice, 9 CFR 500.3(b), which indicates that FSIS may take a withholding action or impose a suspension without providing an establishment prior notification if it is handling or slaughtering animals inhumanely such as occurred at your establishment on September 29, 2020.

On September 29 and 30, 2020 you provided FSIS, written corrective actions and preventative measures in response to the regulatory noncompliance detailed in the Notice of Reinstatement of Suspension (NROS) letter. The response outlined actions adequate to address the noncompliance regarding humane handling of livestock requirements and to achieve 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 313.15}.

The written response included the following documents, detailing actions immediately implemented and further proposed:

- NOS Reinstatement Response 9-30-20 (2 pages)
- Employee Disciplinary 9-29-20 (2 pages)
- Training Documents 9-29-20 (22 pages)
- DO Form 1134 9-29-20 (2 pages)
- Cimpls Animal Welfare Training Guide (4 pages)
- Stunning Training Checklist 9-30-20 (2 pages)

Based on your submitted written response, you were informed via telephone, that the suspension of the assignment of inspectors for slaughter operations at your establishment would be held in abeyance effective September 30, 2020, in accordance with 9 CFR Part 500.3(b).

The suspension will remain in abeyance pending verification by FSIS that your proposed corrective and preventive measures have been effectively implemented. Establishment personnel should monitor operations to prevent violations of humane handling and slaughter from occurring in the future. 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.

Modifications to your submitted corrective actions and preventive measures that may be necessary during the abeyance period will need to be submitted in writing to FSIS for verification of compliance prior to implementation by your establishment. FSIS IPP began verification of your proposed actions at startup of slaughter.

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 (b) (6) (b) (6) (b) (6) or the Des Moines District Office at 515-727-8960.

Sincerely,

THOMAS

Digitally signed by THOMAS  
BECK  
Date: 2020.10.01 11:11:27 -05'00'

Dawn Sprouls, DVM  
District Manager  
Des Moines District  
USDA FSIS