



Food Safety and
Inspection Service

October 10, 2019

Office of Field Operations

**ORIGINAL SENT VIA UPS NEXT DAY AIR
DELIVERY CONFIRMATION REQUESTED**

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

Mr. Bruce Arndt, President
Stoney Point, Inc. (Est. 9646)
1318 Frederick Pike
Littlestown PA 17340

NOTICE OF SUSPENSION HELD IN ABEYANCE

Dear Mr. Arndt,

This letter confirms verbal notification to (b) (6) by Mr. Salah Ibrahim, Deputy District Manager (DDM), at approximately 9:00 A.M. on October 10, 2019, of our decision to place the Notice of Suspension (NOS), issued to you on October 9, 2019 into abeyance. FSIS is providing you with this Notice of Suspension Held in Abeyance (NOSHIA) based on your proposed corrective actions and preventive measures. FSIS determined that the suspension action will be placed in abeyance and the assignment of Inspection Program Personnel (IPP) will resume, pending FSIS verification of the adequacy of your humane handling program in achieving regulatory compliance. FSIS will be verifying your actions to ensure that you effectively implement the proffered corrective actions and preventive measures. This letter provides you with the chronology of events and conclusions, including your responsibilities as a federally inspected establishment.

On October 9, 2019, FSIS issued a Notice of Suspension (NOS) to withhold the marks of inspection and suspend the assignment of inspectors for your slaughter operation. This action was initiated in accordance with Title 9 of the Code of Federal Regulation (9 CFR) Part 500.3(b), after FSIS determined that your establishment failed to handle animals humanely, in violation of the Federal Meat Inspection Act (FMIA) [21 U.S.C 603] and 9 CFR 313.16.

In response to the suspension, you submitted written corrective actions and preventive measures on October 10, 2019. FSIS requested further clarification to your proposed actions, and you then submitted additional corrective actions on October 10, 2019.

Your Corrective and Preventive Measures are:

1. When hogs weigh approximately 400 lbs. + a 30-30 single shot, open sight rifle will be used in place of the captive bolt stunner to deliver the initial kill shot.

2. Retraining will take place for the four stunners using <http://grandin.com/humane/cap.bolt.tips.html> and the new procedure for stunning large hogs.

3. Also, I will have a monitoring form for every hog that we believe to weigh 400 lbs. + and that we use the rifle in place of the captive bolt stunner.

FSIS inspection personnel have designed a Verification Plan (VP) and will use it to monitor and verify that you have effectively implemented your proposed actions. The VP identifies your corrective actions from your responses submitted to FSIS, the relevant regulatory requirements, the tasks FSIS will use to conduct verification activities, and the time frames that you identified. While these verification activities are targeted to your plant's animal handling, FSIS personnel will continue to ensure all humane handling/stunning regulatory requirements of 9 CFR Part 313 are in regulatory compliance. A copy of the VP is attached as a reference to assist you in understanding Agency verification activities.

As an operator of a federally inspected facility, we expect you to comply with FSIS regulations and to take appropriate corrective action when either the establishment or FSIS identifies regulatory noncompliance. FSIS has the responsibility to initiate regulatory control or other appropriate action if your establishment fails either to operate in accordance with the regulations or to operate under sanitary conditions. 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.

If you have any questions regarding this matter, please feel free to contact Mr. Salah Ibrahim, Deputy District Manager (DDM) at salah.ibrahim@usda.gov or by phone at (215) 430-6312.

Sincerely,

SALAH IBRAHIM Digitally signed by SALAH IBRAHIM
Date: 2019.10.10 10:47:42 -0400

Dr. Lynda Lilyestrom
District Manager
Philadelphia District Office

Verification Plan for Stoney Point, Inc. Est. 9646 October 10, 2019

ESTABLISHMENT ACTION PLAN	REGULATION	HUMANE HANDLING VERIFICATION CATEGORY	FREQUENCY
1. When hogs weigh approximately 400 lbs. or more, a 30-30 single shot, open sight rifle will be used in place of the captive bolt stunner to deliver the initial kill shot.	9 CFR 313.15 9 CFR 313.16	Category VIII - Stunning effectiveness.	Confirm by observation and/or record review each slaughter day
2. Retraining will take place for the four stunners using http://grandin.com/humane/cap.bolt.tips.html and the new procedure for stunning large hogs.	9 CFR 313.15 9 CFR 313.16	Category VIII - Stunning effectiveness.	Confirm by observation and/or record review once, and for each new stunning employee.
3. Every hog that is believed to weigh 400 lbs. or more will be stunned with a 30-30 rifle and documented on a monitoring form.	9 CFR 313.15 9 CFR 313.16	Category VIII - Stunning effectiveness.	Confirm by observation or record review each slaughter day.

Inspection Program Personnel will perform 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 in compliance 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.

CC:

FSIS - FO/Quarterly Enforcement Report

Mr. Mark Crowe, Director, CID, FSIS, OIEA, Washington, DC

Mr. James Borda, RD, FSIS, OIEA, Philadelphia, PA

Dr. Geraldine French, Acting EARO, FSIS, OFO, Washington, DC

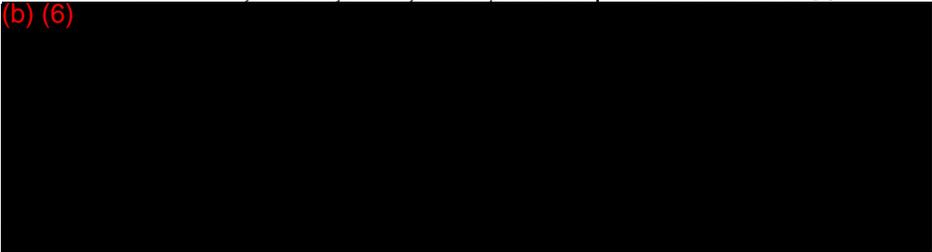
Dr. Lynda Lilyestrom, DM, FSIS, OFO, Philadelphia District Office

Mr. Michael Osifat, DDM, FSIS, OFO, Philadelphia District Office

Mr. Joseph Schein, DDM, FSIS, OFO, Philadelphia District Office

Mr. Salah Ibrahim, DDM, FSIS, OFO, Philadelphia District Office

(b) (6)



Est. File M 9646

FSIS

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