

OFFICIAL WARNING



VIOLATION OF FEDERAL REGULATIONS

CASE NO.

OH 11021

VIOLATOR

Customer # 2942
Certificate # 31-C-0083
Robert Sawmiller

ADDRESS (Street, City, State, Zip Code)

16761 County Road 25A
Wapakoneta, OH 45895

The Department of Agriculture has evidence that on or about **December 8, 2010** you or your organization committed the following violation of Federal Regulations:

9 CFR, SECTION

Failure to

2.40 (b)(3)

- Conduct daily observation of all animals to assess their health and well-being.

(Male cougar lying in nest box breathing hard with significant increased respiratory effort. Head and shoulders appeared to shake or tremor intermittently. Estimate more than one day of uneaten food in enclosure.)

2.50 (c)

- A class "C" exhibitor shall identify all live dogs under his control or on his premises, whether held, purchased, or otherwise acquired by identifying each dog with an official USDA sequentially numbered tag that is kept on the door of the animals cage or run.

(None of the dog enclosures have the required identification tags.)

3.1 (a)

- Construct housing facilities for dogs and cats so that they are structurally sound, maintained in good repair, protects animals from injury, contains animals securely and restricts other animals from entering.

(Ceiling of the wolf hybrid enclosure is still bowed inwards.)

3.4 (b)(3)

- Construct one or more outdoor facilities that are accessible and large enough for each animal to shelter from elements.

(None of the dog houses have any type of weather breaks at the front of their enclosures.)

3.9 (b)

- Food receptacles must be used for dogs. Self-feeders may be used for the feeding of dry food. Keep self-feeders clean and sanitized to ensure there is no molding, deterioration, and caking of feed.

(All feed receptacles for dogs and wolf hybrids were full of ice.)

3.11 (c)

- Keep premises where housing facilities are located, including buildings and surrounding grounds clean and in good repair to protect the animals from injury, facilitate husbandry practices, reduce or eliminate breeding and living areas for rodents and other pests and vermin.

(The areas surrounding the bear cubs and dogs is cluttered with old tires, fence panels, and an old boat.)

3.129 (a)

- Have food that is wholesome, palatable, and free from contamination and of sufficient quantity and nutritive value to maintain all animals in good health. The diet shall be prepared with consideration for the age, species, condition, size, and type of the animal. All animals shall be fed at least once a day except as dictated by hibernation, veterinary, treatment, normal fasts, or other professionally accepted practices.

(A veterinary approved food plan was unavailable during inspection. Raw bacon was observed on the enclosure floor and in food receptacle of a large adult brown bear. Two juvenile bear cubs had a ham in their food chute.)

3.219 (b)

- Have food and food receptacles, if used, sufficient in quantity and located so as to be accessible to all animals in the enclosure and shall be placed to minimize contamination. They shall be kept clean and sanitary at all times. If self-feeders are used, adequate measure shall be taken to prevent molding, contamination, and deterioration of caking of food.

(Bird feces and rust were observed on feed chutes.)

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS Official.

APHIS OFFICIAL (Name and Title)

[Signature]
SIGNATURE

Regional Director

DATE ISSUED

11/19/11

FOR PERSONAL SERVICE - RECEIVED BY: (Name and signature)

OFFICE ADDRESS:

920 Main Campus Dr., Suite 200

Raleigh, NC 27606

TELEPHONE NO. AC (919) 855-7100

DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO:

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(JUN 91)

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PART 1 - VIOLATOR