

OFFICIAL WARNING



VIOLATION OF FEDERAL REGULATIONS

CASE NO.

AL10021

VIOLATOR

Customer # 3338

Certificate # 64-C-0159(c)

Rick Rakestraw

Critters

ADDRESS (Street, City, State, Zip Code)

1036 Old Sharp Hollow Rd

Sevierville, TN 37862

The Department of Agriculture has evidence that on or about **June 28, 2010 - September 25, 2010 - October 13, 2010 - March 8, 2011** you or your organization committed the following violation of Federal Regulations:

9 CFR, SECTION

Failure to

2.126

- During business hours, allow APHIS officials to enter place of business, examine required records, make copies of records, inspect and photograph facilities, property and animals, and document conditions and areas of noncompliance.

(*On September 25 and October 13, 2010 and March 8, 2011 there was not a facility representative available to conduct an inspection.)

2.40 (a) (1)

- Employ an attending veterinarian under formal arrangement. Part-time attending veterinarian or consultant arrangements, shall include a written program of veterinary care and regularly scheduled visits to the premises.

(*There is no formal agreement with a local veterinarian to provide care for these animals.

2.8

*One male macaque apparently suffered frostbite on his tail and was not provided vet care or treatment.)

- Promptly notify the AC Regional Director by certified mail of any change in the name, address, management, or substantial control or ownership of his business or operation, or of any additional sites, within 10 days of any change.

(*On March 8, 2011 it appeared that animals were no longer housed at the facility.)

3.75 (a) (1)

- Construct housing facilities for nonhuman primates so they are structurally sound, kept in good repair, protect the animals from injury, contain the animals securely, and restrict other animals from entering.

(*Several primate enclosures contain holes or protrusions in the flooring.

3.75 (c) (3)

*One enclosure has loose hardware with protruding edges and a rusty resting platform.)

- Keep hard surfaces with which primates come in contact spot-cleaned daily and sanitized when needed.

(*Several macaque night house enclosures contain accumulation of feces and food material.)

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) C [REDACTED] Deputy Administrator, AC		OFFICE ADDRESS: 4700 River Road, Riverdale, MD 20737
DATE ISSUED JAN 10 2012		TELEPHONE NO. AC (301) 734-4980
FOR PERSONAL SERVICE - RECEIVED BY: (Name and signature)		DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO:
7011 1150 0002 0712 2624