

Investigative and Enforcement Services

Settlement Agreement

USDA, APHIS, IES
4700 River Road, Unit 85
Riverdale, MD 20737
Phone: (301) 734-8684
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RESPONDENT:

North Carolina State
University
Campus Box 7514
Raleigh, NC 27695

CASE NUMBER NC10045-AC

DUE ON OR BEFORE January 15, 2011
CONTACT Deborah Dubow Press
PHONE (301) 734-4969

DATE	CITATION	DESCRIPTION
12/24/2009	9 CFR § 2.32(b)	Personnel qualifications and training. The research facility failed to provide training and instruction and to review the qualifications of personnel with sufficient frequency to prevent unnecessary harm. The facility failed to provide adequate training and guidance to a research technician, resulting in the death of a cat due to improper handling.
12/24/2009	9 CFR § 2.38 (f)(1)	Handling. The research facility failed to handle all animals as expeditiously and carefully as possible so as not to cause trauma or physical harm, as evidenced by the death of a cat due to a research technician's improper handling.

PENALTY \$5,357**TERMS**

Titles 7, 15, 19, and 21 of the United States Code authorize the Secretary of Agriculture, after providing notice and opportunity for a hearing, to impose civil penalties and other sanctions to resolve violations.

Prior to the issuance of a formal complaint seeking sanctions under the Act, The Department may enter into a stipulation to resolve the above-described violations. Your payment constitutes a waiver of your right to a hearing, a finding that the violations of law have occurred, and settlement of such violations.

If you do not pay the specified penalty within the designated time or wish to exercise your right to a hearing, this matter will be forwarded to the Office of the General Counsel for litigation. The penalty offered in this stipulation is not relevant to the sanctions the Department may seek, or that will be assessed, upon issuance of a formal complaint.

Signature of Respondent:**Date:****PAYMENT RECORD - FOR IES USE ONLY**

Payment Type	Date	Amount	Signature of IES Representative