

OFFICIAL WARNING



VIOLATION OF FEDERAL REGULATIONS

CASE NO.

OH09026

VIOLATOR

Customer # 30028

Certificate # 31-A-0196(c)

Atlee Troyer

ADDRESS (Street, City, State, Zip Code)

6300 TWP Rd 362

Millersburg, OH 44654

The Department of Agriculture has evidence that on or about **September 24, 2008 - January 13, 2009 - April 15, 2009 - June 25, 2009 - October 15, 2009 - February 4, 2010 - May 26, 2010 - July 12, 2010 - August 25, 2010 - November 1, 2010 - November 15, 2010** you or your organization committed the following violation of Federal Regulations:

9 CFR, SECTION

Failure to

2.126

- **Allow access and inspection of records and property.**

(*On January 13, 2009, April 15, 2009, February 4, 2010, August 25, 2010, November 1, 2010 and November 15, 2010.)

2.40 (b)(1)

- **Establish and maintain adequate veterinary care programs that include availability of appropriate facilities, personnel, equipment, and services.**

(*Expired Oxytocin is in use at the facility.)

2.40 (b)(2)

- **Establish and maintain adequate veterinary care that includes the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries, and the availability of emergency, weekend, and holiday care.**

(*Many dogs with long toe nails and matted fur.)

2.40 (b)(3)

- **Establish and maintain programs of adequate veterinary care to include daily observations and frequent communication with the attending veterinarian to convey information on problems of animal health, behavior, and well-being.**

(*Many dogs with dental calculi and inflamed gums with missing teeth.)

3.3 (b)

- **Sufficiently ventilate the enclosed or sheltered part of sheltered housing facilities for dogs and cats, when present, to provide for their health and well-being and to minimize odors, drafts, ammonia levels, and moisture condensation.**

(*Both trailers have a strong ammonia odor and lack sufficient ventilation.)

9 CFR, SECTION

Failure to

3.6 (a)(1)

- Design and construct a structurally sound primary enclosure of suitable materials, and maintain the enclosure in good repair.

(*Framing around 2 interior doggie doors is damaged. There is broken wire mesh flooring in one kennel.)

3.6 (a)(2)(i)

- Construct and maintain primary enclosures so they have no sharp points or edges that could injure dogs.

(* Framing around a doggie door has damaged trim sticking out.)

3.6 (a)(2)(iii)

- Construct and maintain primary enclosures so that they contain the dogs securely.

(*Most of the wire enclosures have only one or no clasp holding the top door shut and some dogs were observed with their heads sticking out of the tops of the enclosures.)

3.6 (a)(2)(x)

- Construct and maintain primary enclosures so they have floors that protect the dogs' feet and legs from injury and do not allow the feet to pass through any openings in the floor.

(*Several chihuahuas were observed to have their feet passing through the wire mesh in 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.

(*There are at least a dozen feeders that have caking of feed on the inside and a coating of rust around the feed bowl ledges.)

3.11 (a)

- Remove excreta and food waste from primary enclosures daily, and clean as often as necessary under primary enclosures to prevent excessive accumulation of feces and food waste, prevent soiling of the dogs and cats contained in the primary enclosures, to reduce disease hazards, insects, pests and odors.

(*All of the outside washdowns have several days accumulation of feces.)

3.11 (b)(3)(iii)

- Hard surfaces of primary enclosures and food and water receptacles must be sanitized using one of the following methods: Wash soiled surfaces with appropriate detergent solutions and disinfectants, or a combination detergent/disinfectant product to remove all organic material and mineral buildup.

(*About half of the doggie doors have moderate accumulation of grime and other organic material.

*There is a heavy odor of waste present.

*The privacy panels between the enclosures have buildup of organic 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) [Redacted] Deputy Administrator, AC	OFFICE ADDRESS: 4700 River Road, Riverdale, MD 20737
DATE ISSUED JAN 10 2012	TELEPHONE NO. AC (301) 734-4980
RECEIVED BY: (Name and signature)	DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO:

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APHIS FORM 7060

Previous editions may be used

(JUN 91)

PART 1 - VIOLATOR