



United States Department of Agriculture

Food Safety and
Inspection Service

June 30, 2022

Digitally signed copy hand-delivered

Office of Field
Operations
Des Moines District
Office

(b) (6)
Vallia Foods, LLC
3705 Highway 89
Jefferson, WI 53549

Neal Smith Federal
Building
210 Walnut Street
Room 985
Des Moines, IA
50309-2123

NOTICE OF REINSTATEMENT OF SUSPENSION HELD IN ABEYANCE

Voice 515.727.8960
Fax 515.727.8991

Dear (b) (6)

This letter confirms verbal notification provided by the Des Moines District Office, Food Safety and Inspection Service (FSIS), of the decision to place the reinstatement of suspension action, taken on June 28, 2022, into abeyance (NOSHA). This action was taken due to an egregious humane handling incident at Est. M44183, Vallia Foods, LLC., located at 3705 Highway 89, Jefferson, Wisconsin, herein referred to as the/your establishment.

On June 28, 29, and 30, 2022, you provided FSIS, via emails, written corrective actions and preventive measures, in response to the regulatory noncompliance detailed in the Notice of Reinstatement of Suspension (NROS). The response outlined actions adequate to address the noncompliance regarding humane handling of livestock requirements, including a plan to maintain compliance with the *Federal Meat Inspection Act* (FMIA) Title 21 of the United States Code (21 U.S.C. 603), the *Humane Methods of Slaughter Act* of 1978 (HMSA) (7 U.S.C. 1901 et seq), and federal regulations {Title 9 of the Code of Federal Regulations (9 CFR) Part 313.15

You provided the following documents containing information, detailing actions immediately implemented and further proposed at your establishment:

- Captive Bolt Test Fire (1 page)
- Preventative Maintenance (1 page)
- Training Log (1 page)
- Maintenance (1 page)
- Captive Bolt PM (1 page)
- NR Response (2 page)
- PCB Stunner Images (2 pages)
- Trouble Shooting Captive Bolt Equipment (2 pages)
- Observation of Knocking Large Swine (1 page)
- Humane Handling Procedure (9 pages)

Based on your written response, you were informed via telephone, that the suspension of the assignment of IPP, for slaughter operations, at your establishment is held in abeyance effective June 30, 2022.

The suspension will remain in abeyance pending verification by FSIS personnel that your proposed corrective actions and preventive measures have been effectively implemented and are adequate to maintain compliance. Establishment personnel should monitor operations to prevent violations of humane handling and slaughter from occurring in the future. It is also important for you to understand the responsibility of FSIS to initiate action when there is a failure to operate in accordance with 9 CFR Part 313 of the regulations.

During the abeyance period verification activities will be conducted by IPP and results will be reported to the Des Moines District Office on a weekly basis. The decision to hold the suspension action in abeyance is based on the proffered actions. Any modifications to your submitted corrective actions and preventive measures made during the abeyance period need to be submitted, in writing, to the Des Moines District Office for review prior to implementation by your establishment.

Please be advised that, as a federally inspected establishment, you are expected to comply with FSIS regulations and to take appropriate corrective action to prevent inhumane handling of livestock at your establishment. Your failure to comply with these requirements or to implement the measures in your action plan could result in reinstatement of the suspension of inspection at your establishment or other appropriate administrative or legal action.

If you have questions regarding this matter, please feel free to contact the Des Moines District Office, at 515-727-8960 or (b) (6) at (b) (6)

Sincerely,



Digitally signed by Todd C.
Gerwig
Date: 2022.06.30 15:10:49 -05'00'

Dawn Sprouls, DVM
District Manager
USDA FSIS OFO
Des Moines District Office