

ADMINISTRATIVE ACTIONS (Continued)

**Table 12. Food Safety Adjudicatory Actions
(January 2009 – March 2009)**

Establishment¹	Administrative Complaint	Hearing	Consent Order	Decision and Order	Action Summary
NONE					

¹ There were no new actions initiated this reporting period.

**Table 13. Withdrawal for Unfitness Actions
(January 2009 – March 2009)**

Establishment	Complaint to Deny/Withdraw Inspection	Consent Order	Decision and Order	Action Summary
MGF, INC. DOUGLAS J. MARIANI, PRES. PITTSBURGH, PA	03/24/09	03/25/09		On March 25, 2009, FSIS entered into a Consent Order with the firm and Mr. Mariani, President, based on Mr. Mariani's one felony count conviction for conspiracy to distribute and possess, with intent to distribute, a controlled substance. On March 24, 2009, FSIS filed a complaint to withdraw inspection services.

**Table 14. Exempt Actions
(January 2009 – March 2009)**

Establishment	Complaint Served	Consent Agreement	Decision and Order	Action Summary
GLICK'S MEAT PROCESSING ABNER GLICK, OWNER CANASTOTA, NY	10/14/08	01/16/09		On January 16, 2009, Glick's Meat Processing and its owner, Mr. Abner Glick, entered into a Consent Agreement (Agreement) with FSIS. The Agreement is effective for 2 years and requires, among other things, the facility to develop, implement, and maintain effective procedures to ensure that operations are conducted in a sanitary manner and that products are not adulterated. The Agreement also requires compliance with SSOP in addition to other requirements for custom exempt operators. On October 14, 2008, a Notice of Ineligibility to conduct any custom exempt operations was served to the firm. The NOI was issued based on the firm's failure to maintain and operate the facility in a sanitary manner and other documented deficiencies.
MARTIN'S MEAT PROCESSING JERRY MARTIN, OWNER SANDUSKY, MI	06/24/08	01/05/09		On January 5, 2009, Martin's Meat Processing and its owner, Mr. Jerry Martin, entered into a Consent Agreement (Agreement) with FSIS. The Agreement is effective for 2 years and requires, among other things, the facility to develop, implement, and maintain effective procedures to ensure that operations are conducted in a sanitary manner and that products are not adulterated. The Agreement also requires compliance with SSOP and SRM programs, in addition to other requirements for custom exempt operators. On June 24, 2008, a Notice of Ineligibility to conduct any custom exempt operations was served to the firm. The NOI was issued based on the firm's failure to maintain and operate the facility in a sanitary manner and other documented deficiencies.

CRIMINAL ACTIONS

**Table 15. Criminal Actions
(January 2009 – March 2009)**

Establishment	Indictment	Information	Plea	Sentencing	Action Summary
AMERICAN DISPATCH, INC. PITTSBURGH, PA	10/09/07				On October 9, 2007, the United States District Court for the Western District of Pennsylvania indicted American Dispatch, Inc., on 1 felony count for transporting, selling and offering for sale approximately 2,814 pounds of meat and meat food products into commerce, that were contaminated by a putrid substance, and were unwholesome, unfit for human food, and adulterated, as defined in Title 21, United States Code Section 601(m) (3).

**Table 16. Pre-Trial Diversion Actions
(January 2009 – March 2009)**

Business Type¹	Location	Date	Action Summary
NONE			

¹ There were no new actions initiated this reporting period.

CIVIL ACTIONS

**Table 17. Seizure Actions
(January 2009 – March 2009)**

Establishment¹	Complaint	Seizure	Action Summary
NONE			

¹ There were no new actions initiated this reporting period.

**Table 18. Civil Injunction Actions
(January 2009 – March 2009)**

Establishment	Complaint	Injunction / Consent Decree	Action Summary
OCEAN GARDEN HUN TEA MINH ROCHESTER, NEW YORK	01/12/09		On January 12, 2009, in the United States District Court for the Western District of New York, a complaint for permanent injunctive relief was filed requesting to enjoin Ocean Garden and Hun Tea Minh from transporting and selling in commerce, meat, meat products, poultry, and poultry products required to be inspected and passed by the USDA, unless such products are so inspected and passed by the USDA, and from failing to apply safe handling labels to raw or partially cooked meat and poultry products.

**Table 19. ACE Actions
(January 2009 – March 2009)**

Establishment¹	Complaint	Order / Disposition	Action Summary
NONE			

¹ There were no new actions initiated this reporting period.