



Steve Troxler
Commissioner

North Carolina Department of Agriculture
and Consumer Services
Veterinary Division

David T. Marshall, DVM
State Veterinarian

July 14, 2014

Ms. Ann Rudisill
A Plus Pets
4738 Tallent Road
Morganton, NC 28655

UPS

1Z210617A25573277

Notice of Warning

Re: Violation of Title 02, N.C. Administrative Code Chapter 52J, Section .0210 & G.S. 19A-30

Pet Shop: A Plus Pets
License No. 10,295

Dear Ms. Rudisill:

This office received a complaint that your pet shop sold a dog on June 29, 2014, that was subsequently examined by a veterinarian and found to have a severe worm infestation. At the time of sale you or your employee represented to the customer that the dog, a Chihuahua-mix puppy, had received its first shot and had been dewormed at the same time.

At the time of sale your employee originally listed the dog's date of birth as 6/10/2014 and date it received its shots and deworming as 7/27/2014; the date of birth was changed to 5/10/14 and shots was changed to 6/27/14.

Your customer requested the dog's shot record. You were unable to provide it and referred her to the dog's breeder. The breeder has failed to respond to your customer's voice mails requesting the record and your customer requested your assistance in getting the record; to date you have not provided her with the shot record or arranged for the breeder to do so.

With your most recent application for renewal of your pet shop license, you provided a Plan of Veterinary Care ("PVC") that states, in part, that dogs will receive shots and be dewormed by age of six weeks. The acts and/or omissions described above tend to indicate that you either failed to do so or could not provide documentation at the time of sale that you had done so.

This office's inspector visited your facility on Saturday, April 26, 2014, to review your records and inspect the facility. She attempted to conduct the inspection at 9:50 a.m., and found no one present, the doors locked and no means of entry. When she called the telephone number posted outside the facility, she was unable to leave a voice mail message.

Based on the results of the above visit, you may have violated the following section of the Animal Welfare Act and provision in Chapter 52J of the N.C. Administrative Code:

§ 19A-30. Refusal, suspension or revocation of certificate or license.

The Director may refuse to issue or renew or may suspend or revoke a certificate of registration for any animal shelter or a license for any public auction, kennel, pet shop, or dealer, if after an impartial investigation as provided in this Article he determines that any one or more of the following grounds apply:

(1) Material misstatement in the application for the original certificate of registration or license or in the application for any renewal under this Article;

02 NCAC 52J .0101 records; animal shelters, etc.

Operators of all animal shelters, pet shops, public auctions, and dealers shall maintain records on all dogs and cats showing the following:

(5) record of veterinary care including treatments, immunization and date, time, description of medication (including name and dosage), and initials of person administering any product or procedure.

02 NCAC 52J .0103 inspection of RECORDS

All operators of animal shelters, pet shops, boarding kennels, public auctions, and persons operating as dealers shall make all required records available to the director or his authorized representative on request, during the business and cleaning hours listed on the license application. The operator must be able to match each animal to its record upon request. Records shall be maintained for a period of one year after the animal is released.

This letter shall constitute a **WARNING**. If a future violation of these statutes or regulations occurs, it could result in disciplinary action against your facility's certificate of registration pursuant to G.S. 19A-30 or the assessment of a civil penalty of up to \$5,000.00 per violation under N.C. Gen. Stat. § 19A-40.

Sincerely,



David Marshall, DVM
North Carolina State Veterinarian

BHB/bhb

cc: Mr. Barry Bloch, Assistant Attorney General