



Steven W. Troxler
Commissioner

North Carolina Department of Agriculture
and Consumer Services
Veterinary Division

David T. Marshall, DVM
State Veterinarian

March 25, 2014

210617 MAR 25, 2014 ACT WT 0.1 LBS HPK 1
SVC GNDCOM BL WT 1.0 LBS
TRACKING# 12210617A853211363 ALL CURRENCY USD
DEPT NO : 11302010
DEPT NO : VET

Elizabeth Shirley, Manager
Dr. David Ackerman, President
Valley River Humane Society
7450 US Highway 19
Marble NC 28906

HC 0.13 CNS 0.00 FRT: SHP
SHIPMENT NR RATE CHARGES: SVC 5.78 USD
DV 0.00 COD 0.00 RS 0.00
DC 4.50 DGD 0.00
AH 0.00 PR 0.00 ROD 0.00
TOT NR CHG 10.28 NR+HANDLING 10.41

Valley River

Notice of Warning

Re: Violations of Title 02, N.C. Administrative Code (NCAC) Chapter 52J, Section(s) listed below

Facility: Valley River Humane Society

Dear Ms. Tankersley:

Mr. Jay Blatche, Animal Health Technician with the North Carolina Department of Agriculture & Consumer Services, Animal Welfare Section, Veterinary Division, inspected your facility on **March 20, 2014**, and determined that the facility may be in violation of state law and regulations. On that date Mr. Blatche found a significant number of deficiencies in conditions and/or practices at the Valley River Humane Society which can constitute violations of the Animal Welfare Act and its regulations. The following list is what must be done between the present and the next inspection. Further, those conditions that were found to be satisfactory must be maintained as such.

1. Hot water is not available throughout the facility for cleaning
2. Mold remains throughout the ceiling of the main kennel area
3. Construction is not complete in the puppy intake area and the cat intake area.

Based on the results of the above visit, you may have violated the following Agriculture regulations:

02 NCAC 52J .0201 GENERAL

(a) Housing facilities for dogs and cats shall be structurally sound and maintained in good repair to protect the animals from injury, contain the animals and restrict the entrance of other animals and people.

(f) Hot and cold running, potable water must be available. Facilities such as washroom, basin or sink shall be provided to maintain cleanliness among animal caretakers, animals, and animal food and water receptacles.

02 NCAC 52J .0202 INDOOR FACILITIES

(b) Indoor housing facilities for dogs and cats shall be adequately ventilated to provide for the health and comfort of the animals at all times. The facilities shall be provided with fresh air either by means of windows, doors, vents or air conditioning and shall be ventilated so as to minimize drafts. Air flow shall be adequate to minimize odors and moisture condensation.

It should be noted that the lack of hot water for cleaning throughout the facility may pose a risk to the health of people and animals.

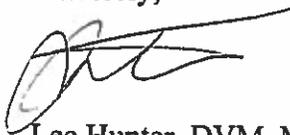
It should also be noted that the presence of mold may pose a risk to the health of people and animals.

Because both of these issues represent a risk to the health and safety of the people and animals in the building this WARNING LETTER serves as notice that we expect that the correction of those issues must be completed in short order.

You are hereby requested to address those concerns by providing a timeline informing the Section of the time needed to rectify each of these conditions listed above and return to full compliance with the NCAWA. You should address those concerns individually, stating in a written reply to the Section by no later than ten business days from the date you receive this Notice of Warning. If you do not respond, providing a full time table for rectifying all of these violations, the Section may, upon confirming that serious violations continue to exist in your facility, take appropriate action as authorized under the NCAWA. Such action may include suspension or revocation of your private animal shelter registration.

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,



Lee Hunter, DVM, MPH
Director, Animal Welfare Section

BHB/bhb/mwb

cc: Mr. Barry Bloch, Assistant Attorney General
Joe Bomquist, Outreach Coordinator
Jay Blatche, Animal Health Technician