



Steven W. Troxler
Commissioner

North Carolina Department of Agriculture
and Consumer Services
Veterinary Division

David T. Marshall, DVM
State Veterinarian

October 26, 2010

Ms. Tracy Smith
Angel's Paws Rescue
3069 Herbert Faucett Road
Granville, NC 28625

CERTIFIED MAIL RETURN
RECEIPT REQUESTED

7006 2760 0003 0472 2204

Re: CEASE AND DESIST ORDER
Angel's Paws Rescue

Dear Ms. Smith:

This letter is an order concerning your operation of an animal shelter without a registration. To date you have not applied for registration, even though you were advised to do so during this Department's inspection of your facility on October 12, 2010. Further, you failed that facility inspection.

A registration is required for the operation of an animal shelter that houses dogs and/or cats in North Carolina. Because you have never applied for or received a registration, you are notified to **CEASE AND DESIST** operation of an animal shelter that houses dogs and/or cats immediately upon receipt of this letter. If you are found operating an animal shelter housing dogs or cats, this Department has the authority to impose a civil penalty of up to \$5,000.00. If you are found to be in violation of any other provisions of the applicable law or rules, you may be assessed additional civil penalties for each violation found. **Therefore, you are notified to cease and desist operation of an animal shelter within 10 days of receipt of this letter. During that period you may submit your license application and correct the facility deficiencies listed in the inspection report referred to above. If you fail to do so and the Section finds that you remain open as an animal shelter, the Director may assess a civil penalty against you pursuant to:**

§ 19A-40. Civil Penalties.

The Director may assess a civil penalty of not more than five thousand dollars (\$5,000) against any person who violates a provision of this Article or any rule promulgated thereunder. In determining the amount of the penalty, the Director shall consider the degree and extent of harm caused by the violation. The clear proceeds of civil penalties assessed pursuant to this section shall be remitted to the Civil Penalty and Forfeiture Fund in accordance with G.S. 115C-457.2.

If you have any questions, feel free to contact our office at (919) 715-7111.

Sincerely,


David T. Marshall, DVM
State Veterinarian

Enclosure

cc: Dr. Lee Hunter, DVM, Director, Animal Welfare Section
Mr. Barry Bloch, Attorney General Office