



Steven W. Troxler
Commissioner

North Carolina Department of Agriculture
and Consumer Services
Veterinary Division

David T. Marshall, DVM
State Veterinarian

October 29, 2012

Tail Waggin' Ranch,
Attn: Mr. Phil Bailey
15 Suite #1, Seith Thomas Lane
Swansboro, NC 28584

Notice of Warning

Re: Violation of Title 02, N.C. Administrative Code Chapter 52JB, Section(s) .0201, .0202, .0204, & .0206

Shelter: Tail Waggin' Ranch, Swansboro, North Carolina
No. 10863

Dear Mr. Bailey:

Ms. Pat Sholar, Animal Health Technician with the North Carolina Department of Agriculture & Consumer Services, Animal Welfare Section, Veterinary Division, conducted a follow up inspection of your facility on October 24, 2012, and determined that the boarding facility may be in violation of state law and regulations. On that date Ms. Sholar found that:

- 1) Damaged krunda beds had not been replaced;
- 2) Needed repairs identified at the previous inspection had not been made:
 - a) kennel no. 46, where you are using a concrete block as a temporary fix, has not been repaired;
 - b) all kennels have damaged and scratched surfaces with peeling paint and rust, requiring repairing and rust removal so that all surfaces can be cleaned and sanitized;
- 3) All kennels holding dogs lacked resting surfaces;
- 4) As at the previous inspection, food was found scattered on the floor of the laundry/food storage room;
- 5) Use of chewed plastic buckets as water bowls in exercise areas;
- 6) Ventilation/cleaning is inadequate, as shown by strong urine odor found upon entering the facility;
- 7) Dog supervision ratio of ten per employee was violated, with correction during the inspection.

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

02 NCAC 52J .0201 GENERAL

(d) Supplies of food and bedding shall be stored in facilities which adequately protect such supplies against infestation or contamination by vermin and insects. All open bags of food shall be stored in airtight containers with lids. Refrigeration shall be provided for supplies of perishable food.

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.

(d) Interior building surfaces of indoor facilities with which animals come in contact shall be constructed and maintained so that they are impervious to moisture, and can be readily sanitized.

02 NCAC 52J .0204 PRIMARY ENCLOSURES

(b) Primary enclosures for dogs and cats shall be structurally sound and maintained in good repair and in a manner to prevent injury to animals and keep other animals out. Primary enclosures shall be constructed so as to provide space to allow each dog or cat to walk, urn about freely, and to easily stand, sit, or lie in a natural position. The height of a primary enclosure other than a cage shall be no less than five feet. All enclosures shall be constructed to prevent the escape of animals.

02 NCAC 52J .0206 WATERING

Animals shall have continuous access to fresh water, except as might otherwise be required to provide adequate veterinary care. Watering receptacles shall be durable and kept clean and sanitized. Damaged receptacles shall be replaced.

Please provide the Section with your plan and a schedule of when you intend to remedy these conditions. Your plan may be submitted by mail or e-mail to this office. 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 license 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
Ms. Pat Sholar, Animal Health Technician