



Steve Troxler
Commissioner

North Carolina Department of Agriculture
and Consumer Services
Meat and Poultry Inspection Division

Donald H. Delozier
State Director

November 7, 2011

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

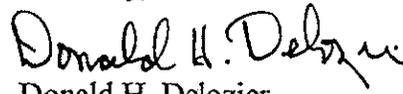
Mr. Ken Thai
Fresh Seafood Market
800 Fairview Road
Asheville, NC 28803

NOTICE OF WARNING

We have an investigative case report showing that you violated the North Carolina Compulsory Meat Inspection Law. The reported violation was discussed with you on October 4th, 2011. Specifically, our investigation revealed that you transported, processed, stored, offered for sale and/or sold approximately 4 packages of beef bones, 9 packages of pork belly, 7 packages of beef shank meat and 12 packages of cut-up goat meat, with no State (NCDA) or Federal (USDA) marks of inspection or required labeling, to the general public. In a signed statement dated October 4th, 2011 you admitted to purchasing the aforementioned meat products from local retail stores and in turn transporting them back to your store where you removed the plastic wrap and original store labeling and rewrapped each package with plastic wrap before they were offered for sale or sold to the general public.

Please be advised that the sale of misbranded and/or non-inspected meat products is a violation of North Carolina General Statute (N.C.G.S.) §106-549.23 with civil and/or criminal penalties. Please be advised that you will not receive any further warning with regard to this violation. If you should continue to sell misbranded and/or non-inspected meat products, we will pursue legal action against you to invoke the penalties associated with these continued violations. I certainly hope this expensive action will not be necessary. An officer from this department will visit you periodically to verify compliance.

Sincerely,


Donald H. Delozier
State Director

cc: Mr. Barry Bloch, Assistant Attorney General
Mr. Ray Starling, General Counsel
Mr. Howard Isley, Assistant Commissioner