



FEB 28 2011



USDA, APHIS, Animal Care

ANIMAL WELFARE COMPLAINT

Complaint No. E11-080	Date Entered 11 February 2011	Received By VMcCollough
Referred To Arango/Kirsten	Reply Due 12 March 2011	

Facility or Person Complaint Filed Against

Name Isaac W. Bernheim Foundation		Customer/License/Registration No. 61-C-0155 / 886	
Address Box 130			
City Clermont	State KY	Zip 40110	Phone No 502-955-8512

Complainant

Name (b)(6)		Organization	
Address (b)(6)			
City (b)(6)	State KY	Zip (b)(6)	Phone No./Email address (b)(6)

How was complaint received? Email

Forward response to FOIA: Yes  No

Details of Complaint: Complainant states that a whitetail deer isn't eating the commercial feed provided, it won't go into it's shelter and it is making a rasping noise. Also, there is a goat that appears ill.

Results: Memo Attached

Application packet provided? Yes  No

INSPECTOR Juan F. Arango  
REVIEWED BY

DATE 2/23/2011  
DATE

FEB 28 2011

# Memo

Compliant E11-080

Date: 2/23/2011

To: Dr. Peter Kirsten. SACS

From: Juan F Arango ACI, KY

Bernheim Foundation: (ID-886; Certificate # 61-C-0155)

Inspections at Bernheim Foundation Feb-16 and 18-2010

Findings:

**February 16:** The Animal care Inspector did an inspection, with the following discoveries.

**February 15:** The goat was found dead that morning.

The goat was buried and the feeder house was cleaned and disinfected; the goat's mineral block, straw and hay was disposed of.

The food in the feeder house was stored in metallic barrels with lids.

Records reviewed: Bernheim daily logs and Veterinary records from the 2 veterinarians.

The Attending Veterinarian *stated that she treated the goat* for an apparent respiratory infection and internal parasites from January 27 to January 31; She visited Bernheim 2 times to exam the goat; at the recommendation of the Attending Veterinarian, a farm animal vet was consulted.

The farm animal veterinarian stated that he treated the goat for an apparent respiratory infection, possibly even encephalitis, from February 7 to February 15, the day of the death of the animal.

Regarding the deer, it was found to be true that it was not eating the commercial food. The reason given by the people of the foundation was that a visitor continued feeding the deer right through the fence. A video showed a visitor pushing food through the perimeter fence and primary enclosure fence with a stick. This was not authorized by the facility. This video was examined by the inspector.

A new brand of commercial food was purchased by the foundation to feed the deer and a restriction was placed on one side of the enclosure to prevent access to and the feeding of the animals with an unbalanced diet. This was the way the facility attempted to correct the problem.

No non-compliant items identified during this inspection.

The inspection and exit interview conducted with the director of operations.

Note: On 2/18/2011 *the last deer that remained in Bernheim was transferred out of the facility.* After the deer was moved, the Bernheim Foundation surrendered their USDA Exhibitor license.

*Juan F. Arango. ACI*



Vicky J  
McCollough/NC/APHIS/USDA

02/11/2011 11:37 AM

To Juan F Arango/KY/APHIS/USDA,  
cc Peter R Kirsten/MI/APHIS/USDA,  
bcc  
Subject Complaint E11- Isaac W. Bernheim Foundation  
61-C-0155



E11-080.doc



(b)(6)

02/10/2011 12:22 AM

To  
cc  
Subject P. S. Fw: Isaac W. Bernheim Foundation, Clermont,  
Kentucky.

Dr. Elizabeth Goldentyer:

Bernheim must have put the mineral block inside of the feeder with the goat, for there is no mineral block outside for Briana the deer. If Briana wanted the mineral block she no longer has it for her needs. Is this acceptable? To repeat: the goat is ill, and so they put the goat inside of the feeder on January 26th. I do not know if any veterinarian has been to see the goat. But the mineral block must be inside of the feeder for the goat.

Briana has NOT been eating the commercial feed these past months and today she was rasping, making this rasping noise continuously. I am very worried. Tomorrow Bernheim doubtless will be closed again [they were closed Monday and Tuesday, even though Tuesday afternoon was nice with some sun and warmth]. NO attention and care is being given to Briana and she has NO good nutrition, NO companionship, NO shelter because for some reason since January 31st Briana will not go into the shed at the enclosure's top which is for her shelter. The inspector should check both if that shed is even dry and if there is anything the matter with it since Briana no longer goes into it. The shed, at the enclosure's top, definitely needs be checked because Briana used to go into it but since January 31st she doesn't go into it. Also why Briana does not eat the feed, it is going on months, needs to be looked into. And, to repeat, today Briana was making this rasping noise continuously. Sunday [when I had last visited with her] she was not making any such a noise.

Please confirm receipt of this email, for otherwise I will need go out to fax this. Having this email confirmed would be very much appreciated.

Please send your inspector -preferably with a good veterinarian- out to Bernheim **IMMEDIATELY**. The goat is ill and now Briana may be ill.

(b)(6)

----- Original Message -----

**From:** (b)(6)

**To:**

**Sent:** Wednesday, February 09, 2011 9:38 PM

**Subject:** Isaac W. Bernheim Foundation, Clermont, Kentucky

**FOR** Dr. Elizabeth Goldentyer:

I would like your inspector to immediately go see what is happening at Bernheim. Briana [the whitetail doe] had a continuous rasp today, and it is now ongoing for months that Briana has NOT been eating the feed being provided in the troughs. That commercial feed may be suitable generically but Briana is NOT eating it [so that it hardly matters what is acceptable generically if the specific animal at issue does not eat it] and Bernheim refuses to make any change. [A responsible facility would reasonably change the commercial feed if an exhibited animal wasn't eating it; but Bernheim is hardly a responsible facility.] Plus it is now over two weeks that the goat has been kept inside of the feeder -the goat is enclosed inside the feeder without having any window to look out of and with little or no ventilation- because the goat has been ill. Bernheim put the goat inside of the feeder over two weeks ago because she collapsed for is ill. Whether a veterinarian has seen the goat or not I do not know.

We have been having terrible weather -very cold and very wet- and the goat did not like the wet and she must have taken sick from lack of adequate shelter to escape from the wet. The goat is now, since January 26th, being kept inside of the feeder [where the hay and feed are stored], and she is NO companion for Briana for even when the goat was in the enclosure she was not friendly to, but rather intimidated, Briana. However at least the goat was a presence. Now Briana is all alone in that bleak enclosure and has no commercial feed that she eats and is much too thin, and for some reason has NOT been going into the shed/shelter at the top so is also cold. Briana has no adequate shelter. I care about Briana for I love her, and you need look into this ongoing nightmare.

It would be appreciated if you could have someone look at this situation immediately. I did not write sooner for I have a very low regard for the insight, intelligence, and sensitivity of your inspector but someone needs look into the situation. The weather is supposed to be changing and becoming warm so maybe -hopefully- Briana will do okay. But Bernheim was closed this past Monday and Tuesday and today when I went Briana had developed this continuous rasping noise. They do not care about Briana, they are not feeding her correctly, they are grossly negligent. I am very upset, and I again stress that Mark K. Wourms [the disgusting present executive director] is an evil, insensitive, coldhearted, coldblooded worm of a monster who does NOT care about living creatures, and your inspector needs to attempt to genuinely make an independent thorough investigation into what is going on. Probably a qualified and intelligent and sensitive veterinarian should accompany Juan Arango given that the goat is being kept inside the feeder since January 26th from illness, and that Briana has not been eating the commercial feed for months and as of today is making this continuous rasping noise. Please especially check out why Briana won't eat the feed being provided. -something about it is NOT right for her and needs to be changed.

Furiously, disgustedly, angrily, outraged, enraged,

(b)(6)