



United States
Department of
Agriculture

Marketing and
Regulatory
Programs

Animal and Plant
Health Inspection
Services

Animal Care

920 Main Campus Drive
Suite 200
Raleigh, NC 27606

Tel No. 919-855-7100
Fax No. 919-855-7123

Bio Breeders Inc
116 Templeton Pkwy
Watertown, MA 02472

Dear Mr. Van Dongen:

The enclosed APHIS Form 7060, "Official Warning, Violation of Federal Regulations," is being issued to you for alleged violations of the Federal Animal Welfare Act. This notice is being issued at this time as a serious warning that if you fail to comply with the requirements of the Animal Welfare Act in the future, this citation and all past and future documented violations will be used to justify a more severe penalty. The Animal Welfare Act provides for penalties of up to \$3,750 per violation. If you have any questions regarding this citation or the Animal Welfare Act, please contact this office at the above address or phone (919) 855-7100.

Sincerely,

Elizabeth Goldentyer, DVM
Eastern Regional Director
Animal Care

Enclosure

cc: R. Huttenlocker, IES
P. Gladue, VMO
R. Zaidlicz, SACS
K. Carter-Corker, ARD
MA (1962) 14-A-0019



Animal Care is a part of the Department of Agriculture's Animal and Plant Health Inspection Service.

An Equal Opportunity Provider and Employer

January 24, 2008
CERTIFIED MAIL
RETURN RECEIPT
#7001 0360 0000 2163 4199
RE: Cust. # 1962
Lic/Reg # 14-A-0019
Warning Notice
APHIS Form 7060

CASE NO.

OFFICIAL WARNING



MA08011

VIOLATOR

Customer # 1962
Certificate # 14-A-0019
Bio Breeders Inc

VIOLATION OF FEDERAL REGULATIONS

ADDRESS (*Street, City, State, Zip Code*)

116 Templeton Pkwy
Watertown, MA 02472

The Department of Agriculture has evidence that on or about **December 19, 2007, November 28, 2006, and April 25, 2006** you or your organization committed the following violation of Federal Regulations:

9 CFR, SECTION

Failure to

3.31 (a)(1)

- **Clean and sanitize often enough to prevent an accumulation of excreta or debris.**

(There were 2 cages each housing 4 Hamsters identified in Rm 1 that had an accumulation of dirty shavings and puddles of urine in the corners of the cages.)

3.31 (a)(2)

- **Clean and sanitize primary enclosures. In the event a primary enclosure becomes soiled or wet to a degree that might be harmful or uncomfortable to the animals therein due to leakage of the watering system, discharges from dead or dying animals, spoiled perishable foods, or moisture condensation, the guinea pigs or hamsters shall be transferred to clean primary enclosures."**

(There were cages that contained dead Hamster(s) in with live Hamsters.)

Titles 7 & 9 Code of Federal Regulations were promulgated to help prevent the spread of animal and plant pests and diseases and assure the humane treatment of animals. Since violations of the regulations can have serious and costly impact detrimental to the public interest, you are warned of this violation. Any further violation of these regulations may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the listed APHIS Official.

APHIS OFFICIAL (*Name and Title*)

Elizabeth Goldentyer, DVM

Regional Director

SIGNATURE

DATE ISSUED

11/24/08

FOR PERSONAL SERVICE - RECEIVED BY: (*Name and signature*)

OFFICE ADDRESS:

920 Main Campus Dr., Suite 200

Raleigh, NC 27606

TELEPHONE NO. AC (919) 855-7100

DATE RECEIVED:

FOR CERTIFIED MAIL - RECEIPT NO:

7001 0360 0000 2163 4199

Public reporting burden for this collection of information is estimated to average .25 hours per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to Department of Agriculture, Clearance Officer, OIRM, Room 404-W, Washington, D.C. 20250, and to the Office of Information and Regulatory Affairs, Office of Management and Budget, Washington, D.C. 20503

FORM APPROVED OMB NO. 0579-0036

No license may be issued unless a completed application has been received (7 U.S.C. 2153-2143), and the applicant is in compliance with the standards and regulations Section 2133.

<p>U.S DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE</p> <p>APPLICATION FOR LICENSE (TYPE OR PRINT)</p> <p>LICENSE RENEWAL</p>	<p>DO NOT USE THIS SPACE - OFFICIAL USE ONLY</p> <p>SEND THE COMPLETED FORM TO 920 Main Campus Drive Suite 200, Unit 3040 Raleigh, NC 27606 Telephone: (919) 855-7101</p>												
<p>CERTIFICATE / CUSTOMER NO.</p> <p>CERT: 14-A-0019 CUST: 1962</p>	<table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th colspan="2">RENEWAL DATE</th> <th colspan="2">FEES</th> </tr> <tr> <td>09-JAN-2008</td> <td>AMOUNT</td> <td>DATE RECEIVED</td> <td></td> </tr> <tr> <td></td> <td>1485</td> <td>12/08/07</td> <td></td> </tr> </table>	RENEWAL DATE		FEES		09-JAN-2008	AMOUNT	DATE RECEIVED			1485	12/08/07	
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09-JAN-2008	AMOUNT	DATE RECEIVED											
	1485	12/08/07											

1. NAME(S) OF LICENSEE(S) AND MAILING ADDRESS

Bio Breeders Inc
 116 Templeton Pkwy
 Watertown, MA 02472

Telephone: (617)926-5278

2. ALL BUSINESS (Site) LOCATIONS HOUSING ANIMALS; INCLUDE DIRECTIONS TO EACH LOCATION (P.O. Box not acceptable)

280 Sheldon Rd
 Fitchburg, MA 01420
 County: Worcester

Telephone: (978)343-3000

3. LIST PERSONS 18 YEARS OF AGE OR OLDER AUTHORIZED TO CONDUCT BUSINESS. RESPONSIBLE OFFICIAL SIGNING BLOCK 10 SHOULD BE LISTED IN THIS BLOCK.

(b)(6) & (b)(7)c

4. (A) PREVIOUS USDA LICENSE NUMBER (if any)

14-A-0008

(B) ACTIVE USDA CERTIFICATE NUMBER IN WHICH YOU HAVE AN INTEREST:

5. TYPE OF LICENSE

Class A - Breeder Class B - Dealer Class C - Exhibitor

6. DATE OF LAST 12-MONTH BUSINESS YEAR (CALENDAR OR FISCAL)

FROM	TO
01-JAN-2006	31-DEC-2006

7. TYPE OF ORGANIZATION

Individual Corporation Partnership

Other (Specify) _____

8. DEALERS ONLY. Class A or Class B licensees must complete this Block. (Class C Exhibitors go to Block 9)

CLASS A (BREEDER) - LINE 'D' = 1/2 OF LINE 'C'
 CLASS B (DEALER) - LINE 'D' = LINE 'C' LESS THE AMOUNT PAID FOR THE ANIMAL(S)

A. TOTAL NO. OF ANIMALS PURCHASED IN THE LAST BUSINESS YEAR	(b)(4)
B. TOTAL NO. OF ANIMALS SOLD IN THE LAST BUSINESS YEAR	
C. TOTAL GROSS DOLLAR AMOUNT DERIVED FROM REGULATED ACTIVITIES (SALES, BOOKING FEES, COMMISSIONS, ETC.)	
D. DOLLAR AMOUNT ON WHICH FEE IS BASED (SECTIONS 2.6 AND 2.7)	

9. CLASS C EXHIBITORS ONLY. (Number of animals holding now or held during the last business year, whichever is greater.)

DOGS	NONHUMAN PRIMATES	RODENTS <small>(Do not include lab rats or mice)</small>
CATS	MARINE ANIMALS	WILD/EXOTIC HOOFSTOCK
GUINEA PIGS	FARM ANIMALS	BEARS
HAMSTERS	WILD/EXOTIC CANINES	WILD/EXOTIC MAMMALS <small>(NOT LISTED ELSEWHERE)</small>
RABBITS	WILD/EXOTIC FELINES	TOTAL <small>(ALL ANIMALS LISTED IN BLOCK 9)</small>

CERTIFICATION

I hereby make application for a license under the Animal Welfare Act 7 U.S.C. 2131 et seq. I certify that the information provided herein is true and correct to the best of my knowledge. I hereby acknowledge receipt of and certify to the best of my knowledge I am in compliance with all the regulations and standards in 9 CFR, Subpart

10. SIGNATURE X (b)(6) & (b)(7)c	11. PRINT NAME (b)(6) & (b)(7)c	12. SOCIAL SECURITY OR TAX 043149397	13. DATE 12/08/07
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EXPIRATION DATE: JANUARY 9, 2009

**United States
Department of
Agriculture**

**Marketing and
Regulatory
Programs**

**Animal and
Plant Health
Inspection
Service**

Animal Care

This is to certify that

BIO BREEDERS INC

is a licensed
under the

CLASS A BREEDER

Animal Welfare Act

(7 U.S.C. 2131 et seq.)

Certificate No.

14-A-0019

Customer No.

1962

A handwritten signature in cursive script that reads "Charles A. Hipson".

Deputy Administrator

JAN 31 2007

<p>U.S DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE</p> <p>APPLICATION FOR LICENSE (TYPE OR PRINT)</p> <p>LICENSE RENEWAL</p>	<p>DO NOT USE THIS SPACE - OFFICIAL USE ONLY</p> <p>SEND THE COMPLETED FORM TO: 920 Main Campus Drive Suite 200, Unit 3040 Raleigh, NC 27606 Telephone: (919) 855-7101</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:50%;">CERTIFICATE / CUSTOMER NO.</th> <th style="width:25%;">RENEWAL DATE</th> <th colspan="2" style="width:25%;">FEES</th> </tr> <tr> <td>CERT: 14-A-0019 CUST: 1962</td> <td>09-JAN-2007</td> <td style="text-align: center;">AMOUNT \$495</td> <td style="text-align: center;">DATE RECEIVED 02 FEB 07 ESM</td> </tr> </table>	CERTIFICATE / CUSTOMER NO.	RENEWAL DATE	FEES		CERT: 14-A-0019 CUST: 1962	09-JAN-2007	AMOUNT \$495	DATE RECEIVED 02 FEB 07 ESM
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<p>3. LIST PERSONS 18 YEARS OF AGE OR OLDER AUTHORIZED TO CONDUCT BUSINESS. RESPONSIBLE OFFICIAL SIGNING BLOCK 10 SHOULD BE LISTED IN THIS BLOCK.</p> <div style="background-color: #FFDAB9; padding: 10px; text-align: center;"> (b)(6) & (b)(7)c </div>	<p>4. (A) PREVIOUS USDA LICENSE NUMBER (if any)</p> <p>14-A-0008</p> <p>(B) ACTIVE USDA CERTIFICATE NUMBER IN WHICH YOU HAVE AN INTEREST:</p>
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<p>6. DATE OF LAST 12-MONTH BUSINESS YEAR (CALENDAR OR FISCAL)</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <th style="width:50%;">FROM</th> <th style="width:50%;">TO</th> </tr> <tr> <td style="text-align: center;">01-JAN-2005</td> <td style="text-align: center;">31-DEC-2005</td> </tr> </table>	FROM	TO	01-JAN-2005	31-DEC-2005	<p>7. TYPE OF ORGANIZATION</p> <p><input type="checkbox"/> Individual <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Partnership</p> <p><input type="checkbox"/> Other (Specify) _____</p>
FROM	TO				
01-JAN-2005	31-DEC-2005				

<p>8. DEALERS ONLY. Class A or Class B licensees must complete this Block. (Class C Exhibitors go to Block 9)</p> <p>CLASS A (BREEDER) - LINE 'D' = 1/2 OF LINE 'C' CLASS B (DEALER) - LINE 'D' = LINE 'C' LESS THE AMOUNT PAID FOR THE ANIMAL(S) (Sections 2.6)</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:30%;">A. TOTAL NO. OF ANIMALS PURCHASED IN THE LAST BUSINESS YEAR</td> <td rowspan="4" style="width:20%; text-align: center; vertical-align: middle;">(b)(4)</td> </tr> <tr> <td>B. TOTAL NO. OF ANIMALS SOLD IN THE LAST BUSINESS YEAR</td> </tr> <tr> <td>C. TOTAL GROSS DOLLAR AMOUNT DERIVED FROM REGULATED ACTIVITIES (SALES, BOOKING FEES, COMMISSIONS, ETC.)</td> </tr> <tr> <td>D. DOLLAR AMOUNT ON WHICH FEE IS BASED (SECTIONS 2.6 AND 2.7)</td> </tr> </table>	A. TOTAL NO. OF ANIMALS PURCHASED IN THE LAST BUSINESS YEAR	(b)(4)	B. TOTAL NO. OF ANIMALS SOLD IN THE LAST BUSINESS YEAR	C. TOTAL GROSS DOLLAR AMOUNT DERIVED FROM REGULATED ACTIVITIES (SALES, BOOKING FEES, COMMISSIONS, ETC.)	D. DOLLAR AMOUNT ON WHICH FEE IS BASED (SECTIONS 2.6 AND 2.7)	<p>9. CLASS C EXHIBITORS ONLY. (Number of animals holding now or held during the last business year, whichever is greater.)</p> <table border="1" style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;">DOGS</td> <td style="width:15%;">NONHUMAN PRIMATES</td> <td style="width:15%;">RODENTS <small>(Do not include lab rats or mice)</small></td> </tr> <tr> <td>CATS</td> <td>MARINE ANIMALS</td> <td>WILD/EXOTIC HOOFSTOCK</td> </tr> <tr> <td>GUINEA PIGS</td> <td>FARM ANIMALS</td> <td>BEARS</td> </tr> <tr> <td>HAMSTERS</td> <td>WILD/EXOTIC CANINES</td> <td>WILD/EXOTIC MAMMALS <small>(NOT LISTED ELSEWHERE)</small></td> </tr> <tr> <td>RABBITS</td> <td>WILD/EXOTIC FELINES</td> <td>TOTAL <small>(ALL ANIMALS LISTED IN BLOCK 9)</small></td> </tr> </table>	DOGS	NONHUMAN PRIMATES	RODENTS <small>(Do not include lab rats or mice)</small>	CATS	MARINE ANIMALS	WILD/EXOTIC HOOFSTOCK	GUINEA PIGS	FARM ANIMALS	BEARS	HAMSTERS	WILD/EXOTIC CANINES	WILD/EXOTIC MAMMALS <small>(NOT LISTED ELSEWHERE)</small>	RABBITS	WILD/EXOTIC FELINES	TOTAL <small>(ALL ANIMALS LISTED IN BLOCK 9)</small>
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CERTIFICATION

I hereby make application for a license under the Animal Welfare Act 7 U.S.C. 2131 et seq. I certify that the information provided herein is true and correct to the best of my knowledge. I hereby acknowledge receipt of and certify to the best of my knowledge I am in compliance with all the regulations and standards in 9 CFR, Subpart A, Parts 1, 2 and 3. I certify that I am 18 years of age or older.

<p>10. SIGNATURE</p> <div style="background-color: #FFDAB9; padding: 5px;"> (b)(6) & (b)(7)c </div>	<p>11. PRINT NAME</p> <div style="background-color: #FFDAB9; padding: 5px;"> (b)(6) & (b)(7)c </div>	<p>12. SOCIAL SECURITY OR TAX IDENTIFICATION NUMBER</p> <p>043149397</p>	<p>13. DATE</p> <p>Jan 4, 07</p>
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EXPIRATION DATE: JANUARY 9, 2008

**United States
Department of
Agriculture**

**Marketing and
Regulatory
Programs**

**Animal and
Plant Health
Inspection
Service**

Animal Care

This is to certify that **BIO BREEDERS INC**

is a licensed **CLASS A BREEDER**
under the

Animal Welfare Act

(7 U.S.C. 2131 et seq.)

Certificate No. 14-A-0019

Customer No. 1962

A handwritten signature in cursive script that reads "Charles A. Simpson".

Deputy Administrator



AUG 08 2008 1962 cust_id
351159 insp_id
14076 site_id

INSPECTION REPORT

BIO BREEDERS INC

Customer ID: 1962

Certificate: 14-A-0019

Site: 001

BIO BREEDERS INC

**116 TEMPLETON PKWY
WATERTOWN, MA 02472**

Inspection

Type: ROUTINE INSPECTION

Date: JUL-31-2008

3.26

FACILITIES, INDOOR.

Indoor housing facilities for guinea pigs or hamsters shall be adequately ventilated to provide for the health and comfort of the animals at all times. Such 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, odors, and moisture condensation. The ambient temperature shall not be allowed to rise above 85 deg. F.

At the time of this inspection it was noted that Rm #6 had a strong smell of ammonia present. To ensure the health of the animals the air flow in this room will need to be addressed.

*** To Be Corrected By: August 1, 2008

Prepared By:

JAN P. BALTRUSH
JAN P. BALTRUSH, A C I, USDA, APHIS, Animal Care

Title: ANIMAL CARE INSPECTOR, Inspector ID: 1011

Date:

JUL-31-2008

Received By:

(b)(6) & (b)(7)c

Date:

JUL-31-2008

Title:



INSPECTION REPORT

AUG 08 2008

1962 cust_id
351160 insp_id
14076 site_id

BIO BREEDERS INC

Customer ID: 1962

Certificate: 14-A-0019

116 TEMPLETON PKWY
WATERTOWN, MA 02472

Site: 001

BIO BREEDERS INC

Inspection

Type: ATTEMPTED INSPECTION

Date: JUL-28-2008

2.126

ACCESS AND INSPECTION OF RECORDS AND PROPERTY.

Each dealer, exhibitor, intermediate handler, or carrier, shall, during business hours, allow APHIS officials:

- (1) To enter its place of business;
- (2) To examine records required to be kept by the Act and the regulations in this part;
- (3) To make copies of the records;
- (4) To inspect and photograph the facilities, property and animals, as the APHIS officials consider necessary to enforce the provisions of the Act, the regulations and the standards in this subchapter; and
- (5) To document, by the taking of photographs and other means, conditions and areas of noncompliance.

On Monday, July 28, I was at the facility at ~ 1:00 pm. However, no one was present. Therefore, a USDA inspection could not be conducted. Licensees need to be available during normal business hours so that an inspection can be conducted.

*** To Be Corrected By; July31, 2008

Prepared By:

Jan P. Baltrush
JAN P. BALTRUSH, A C I, USDA, APHIS, Animal Care

Title: ANIMAL CARE INSPECTOR . Inspector ID: 1011

Date:
JUL-31-2008

Received By:

(b)(6) & (b)(7)c

Date:
JUL-31-2008



JAN 10 2008

1962 cust_id

201841 insp_id

14076 site_id

INSPECTION REPORT

BIO BREEDERS INC

Customer ID: 1962

Certificate: 14-A-0016

Site: 001

BIO BREEDERS INC

Inspection

Type: ROUTINE INSPECTION

Date: DEC-19-2007

116 TEMPLETON PKWY
WATERTOWN, MA 02472

3.31 (a)(1) REPEAT NCI

3.31 (a)(2) REPEAT NCI

3.31 (b)

SANITATION.

3.31 (a) (1) - "Cleaning and sanitation of primary enclosures. (1) Primary enclosures shall be cleaned and sanitized often enough to prevent an accumulation of excreta or debris."

3.31 (a) (2) - "Cleaning and sanitation of primary enclosures. (2) In the event a primary enclosure becomes soiled or wet to a degree that might be harmful or uncomfortable to the animals therein due to leakage of the watering system, discharges from dead or dying animals, spoiled perishable foods, or moisture condensation, the guinea pigs or hamsters shall be transferred to clean primary enclosures."

1. REPEAT item: There were 2 cages each housing 4 Hamsters identified in Rm 1 that had an accumulation of dirty shavings and puddles of urine in the corners of the cages.

Primary enclosures should be cleaned often enough to prevent an accumulation of excreta. Licensee immediately corrected this item at the time of the inspection by moving the Hamsters to clean cages.

2. REPEAT item: There were cages identified in the following rooms that contained dead Hamster(s) in with live Hamsters. The dead animals had been cannibalized by the live cage mates.

- a. Rm 1: One cage contained 2 live Hamsters and 2 dead Hamsters.
- b. Rm 2: One cage contained 1 mother Hamster, a litter of pre-wean babies, and 1 dead baby.
- c. Rm 3: One cage contained 1 mother Hamster, a litter of pre-wean babies, and 1 dead baby.

Dead animals should be removed from primary enclosures to ensure that the health of the other animals is not affected by any discharges from the dead animals. Licensee immediately corrected this item at the time of the inspection by removing the dead animals from the enclosures.

3.31 (b) - "Housekeeping. Premises (buildings and grounds) shall be kept clean and in good repair in order to protect the animals from injury and to facilitate the prescribed husbandry practices set forth in this subpart. Premises shall remain free of accumulations of trash."

1. Rm 9: There was an accumulation of cob webs and particulate debris present in the corner of the room near the door on the

Prepared By: 
PAULA GLADUE, V M D, USDA, APHIS, Animal Care
Title: VETERINARY MEDICAL OFFICER, Inspector ID: 1054

Date:
DEC-19-2007

Received By: 
Title: (b)(6) & (b)(7)c

Date:
DEC-19-2007



INSPECTION REPORT

wall and floor; and in the corners of the walls near the ceiling that needed to be cleaned in order to facilitate prescribed husbandry practices. Correct this item by 12/21/07.

2. Cage Wash Room: There is a deep, long sink in front of the tunnel washer that is used to soak and scrape the cages prior to running them through the washer.

a. The sink has a rubber-like lining that was noted to have several areas where the lining had cracked and pieces had broken off. The underlying sink wall was exposed which was roughened and irregular.

b. The sink was lined with vinyl coated wire panels on the sides and bottom of the sink. Some of the vinyl coating was noted to be flaking off from all of the panels and the underlying wire was noted to be rusty.

c. The sink was noted to be dirty and had an accumulation of shavings and flakes of vinyl present along the bottom and sides. According to personnel, the sink has not been used since last week.

The sink should be cleaned after use to keep the premises clean. The condition of the rubber lining and vinyl wire panels need to be addressed by the Licensee in order to facilitate the prescribed sanitation and husbandry practices of this Section. Correct item 2c by 12/21/07; Correct item 2a and 2b by 3/1/08.

NOTE - This was a focused inspection of the animals and animal facility only.

PSG

Prepared By:

Paula Gladue
PAULA GLADUE, V.M.D., USDA, APHIS, Animal Care
Title: VETERINARY MEDICAL OFFICER, Inspector ID: 1054

Date:
DEC-19-2007

Received By:

(b)(6) & (b)(7)c

Date:
DEC-19-2007