



June 17, 2010

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

CERTIFIED MAIL RETURN RECEIPT

#7009 0960 0000 9367 4853

RE: Cust. # 33729

Lic/Reg # 31-A-0262

Warning Notice
APHIS Form 7060

Daniel Schlabach

30248 TR 213
Fresno, OH 43824

Dear Mr. Schlabach:

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**
R. Coleman, ACI
R. Kirsten, SACS
B. Goldentyer, RD
OH (33729) 31-A-0262



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

An Equal Opportunity Provider and Employer

CASE NO.

OH 10042

OFFICIAL WARNING



VIOLATION OF FEDERAL REGULATIONS

VIOLATOR

Customer # 33729
Certificate # 31-A-0262
Daniel Schlabach

ADDRESS (Street, City, State, Zip Code)

30248 TR 213
Fresno, OH 43824

The Department of Agriculture has evidence that on or about **May 18, 2010 - May 07, 2009** you or your organization committed the following violation of Federal Regulations:

9 CFR, SECTION

Failure to

2.40 (b)(3)

- **Establish and maintain programs of adequate veterinary care that include daily observation of all animals to assess their health and well-being.**

(A white male French Bulldog, tag#781, has a swollen area between the second and third toes on the front right foot. A male cream poodle, tag#933, has excessive tartar build-up on both sides of the upper teeth.)

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

6/20/10

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:

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31-A-0262 # 33729
Daniel Schlabach
30248 TR 213
Fresno, OH 43824

7060