

UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE



OFFICIAL WARNING
VIOLATION OF FEDERAL REGULATIONS

CASE NUMBER:
NE130012-AC

VIOLATOR:
Pet Air Carrier, L.L.C.

ADDRESS (*Street, City, State, ZIP Code*):
Roswell, GA 30075

The U.S. Department of Agriculture has evidence that on or about the date(s) listed below, you or your organization committed the following violation(s) of Federal Regulations:

Date of Violation: February 4, 2013

9 C.F.R. § 3.140(a) Care in Transit. During surface transportation, it shall be the responsibility of the driver or other employee to visually observe the live animals as frequently as circumstances may dictate, but not less than once every 4 hours, to assure that they are receiving sufficient air for normal breathing, their ambient temperatures are within the prescribed limits, all other applicable standards are being complied with and to determine whether any of the live animals are in obvious physical distress and to provide any needed veterinary care as soon as possible. When transported by air, live animals shall be visually observed by the carrier as frequently as circumstances may dictate, but not less than once every 4 hours, if the animal cargo space is accessible during flight. If the animal cargo space is not accessible during flight, the carrier shall visually observe the live animals whenever loaded and unloaded and whenever the animal cargo space is otherwise accessible to assure that they are receiving sufficient air for normal breathing, their ambient temperatures are within the prescribed limits, all other applicable standards are being complied with and to determine whether any such live animals are in obvious physical distress. The carrier shall provide any needed veterinary care as soon as possible. No animal in obvious physical distress shall be transported in commerce.

You transported two crates of piglets from a consignor in Sioux Center, Iowa to Atlanta, Georgia. Each crate was covered with a commercially available nylon cover which specifically fit the crate used and was designed to protect the animals from extreme weather. The cover was insulated, and enclosed the entire crate, including the ventilation holes. When you picked up the animals at the Atlanta airport to deliver them to their final destination, you failed to visually observe the animals in both crates. At the time of delivery, all 10 piglets in one of the crates were deceased.

The Animal and Plant Health Inspection Service (APHIS) created federal regulations to ensure the welfare of animals and help prevent the spread of animal and plant pests and diseases. Since violations of the regulations can have serious and costly impacts that are detrimental to the public interest, APHIS is providing you with an Official Warning for the violation(s) described above. Any further violation of these federal regulations may result in the assessment of a civil penalty, criminal prosecution, or other sanctions. If you have any questions concerning this Official Warning or violation(s), please contact the APHIS official listed in this notice.

APHIS OFFICIAL (Name): Bernadette Juarez	OFFICE ADDRESS: 4700 River Road, Unit 85 Riverdale, MD 20737	
APHIS OFFICIAL (Title): Director, Investigative and Enforcement Services	DATE ISSUED: 11/18/2014	TELEPHONE NUMBER: (301) 851-2948