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NC DEPARTMENT OF AGRICULTURE AND CONSUMER SERVICES MEAT AND POULTRY INSPECTION DIVISION <b>REVIEW AND COMPLIANCE RECORD</b>	NAME OF FIRM/INDIVIDUAL <b>Payless Grocery &amp; Dollar Store</b>
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<b>PART I</b>								
<input type="checkbox"/> <b>A</b> A = Add New Firm BC = Update Based Upon Review	C = Change Form D = Delete Form	DATE OF THIS REVIEW						
		<table border="1"> <tr> <td style="width: 30px;">Month</td> <td style="width: 30px;">Day</td> <td style="width: 30px;">Year</td> </tr> <tr> <td style="text-align: center;">09</td> <td style="text-align: center;">16</td> <td style="text-align: center;">09</td> </tr> </table>	Month	Day	Year	09	16	09
		Month	Day	Year				
09	16	09						

<b>PART II</b>				
NAME OF FIRM/INDIVIDUAL			AREA	ESTABLISHMENT NUMBER
Payless Grocery & Dollar Store			453-NE	N/A
STREET ADDRESS OR R.F.D. NUMBER			CITY	
1907 Poole Road			Raleigh	
STATE ABBREV.	ZIP CODE	COUNTY CODE	REGION	RISK CATEGORY
NC	27610	Wake	NE	<input type="checkbox"/> <b>1</b> 1 2 3 9
TYPE OF BUSINESS (code* in order of prominence)			INSPECTION PROGRAM	TYPE OF PRODUCT
06			<input type="checkbox"/> <b>N</b> N = NONE F = FEDERAL S = STATE C = COUNTY T = TALMADGE-AKEN	<input type="checkbox"/> <b>P</b> M = MEAT P = POULTRY B = MEAT AND POULTRY
				<input type="checkbox"/> <b>N</b> N = NONE F = FEDERAL S = STATE

<b>PART III</b>		<b>MANAGING OFFICIALS</b>	
NAME	NAME	NAME	NAME
Mr. Anthony Ikejiaku	N/A		
ADDRESS	ADDRESS	ADDRESS	ADDRESS
Same as above.	N/A		

SOURCE(S) OF INFORMATION, ADDITIONAL REMARKS, AND OTHER PERTINENT INFORMATION (Include names and addresses where appropriate.)

The above named firm was found to be processing, storing, offering for sale and selling misbranded (no N.C.D.A. or U.S. D.A. mark of inspection) meat products to the general public.

This violation is being issued for the processing, storing, offering for sale and selling of misbranded (no N.C.D.A. or U.S. D.A. mark of inspection) poultry products to the general public in violation of the North Carolina Poultry Products Inspection Law, General Statutes 106-549.56(2)a.b.

North Carolina Department of Agriculture & Consumer Services, Meat and Poultry Inspection Division, Food Compliance Officer Daniel E. Moody Jr. submitted Form C&E-1A, Report of Investigation, on October 12, 2009.

<b>RECOMMENDATIONS</b>		
Letter Of Warning From The North Carolina Attorney General's Office / Risk Category 1 / Review 4TH Quarter 2009		
AREA OFFICE	SIGNATURE OF OFFICER	BADGE NUMBER
Raleigh, NC	<i>Daniel E. Moody Jr.</i>	12

\*CODES: 01-Processor; 02-Distributor; 03-Renderer; 04-Broker; 05-4-D; 06-Retailer; 07-Transporter; 08-Custom; 09-Restaurant; 10-Abattoir; 11-Animal Food; 12-Warehouse; 13-Salvage; 14-Miscellaneous

**CONTINUATION SHEET**  
**C&E-1a (page 2)**  
**Payless Grocery & Dollar Store**

**PREDICATION**

This investigation is a result of findings while performing a random compliance review at Payless Grocery & Dollar Store, 1907 Poole Road, Raleigh, North Carolina 27610 on September 16, 2009 by North Carolina Department of Agriculture and Consumer Services (N.C.D.A. & C.S.), Meat and Poultry Inspection Division (M.P.I.D.) Food Compliance Officer Daniel E. Moody Jr.

**SYNOPSIS OF FACT**

During a random compliance review conducted on September 16, 2009 at Payless Grocery & Dollar Store, 1907 Poole Road, Raleigh, North Carolina 27610, N.C.D.A. & C.S., M.P.I.D. Food Compliance Officer Daniel E. Moody Jr. observed misbranded (no mark of inspection or required labeling) whole chickens bearing no label and no N.C.D.A. (state) or U.S.D.A. (federal) mark of inspection being offered for sale to the general public. An estimated 96 pounds (24 clear plastic bags) of misbranded poultry products were NC Detained (Tag #3052) and photographed. Payless Grocery & Dollar Store does not operate under county, state, or federal inspection. In a signed statement dated September 16, 2009, Mr. Anthony Ikejiaku, owner/operator of Payless Grocery & Dollar Store, stated that the poultry products were purchased in boxes with U.S.D.A. marks of inspection from Prestige Farms, P.O. Box 561928, Charlotte, NC 28213. Mr. Ikejiaku did provide a receipt for the whole chickens he purchased from Prestige Farms. Mr. Anthony Ikejiaku stated he further processed (repackaged into clear plastic bags) the misbranded whole chickens into smaller retail size packages without the benefit of required inspection.

**SEE 2<sup>ND</sup> CONTINUATION SHEET**

**2<sup>ND</sup> CONTINUATION SHEET**  
**C&E-1a (PAGE 2)**  
**Payless Grocery & Dollar Store**

Payless Grocery & Dollar Store inturn offered the individual packages of misbranded whole chickens for sale to the general public.

**SEE CASE EXHIBIT 1. Preliminary Notice of Detention.**  
**SEE CASE EXHIBIT 2. Notice of Detention.**  
**SEE CASE EXHIBIT 3. Compliance Photographic Exhibits 1-4.**

Mr. Anthony Ikejiaku stated in a signed statement dated September 16, 2009 that he processed, stored, offered for sale and sold the misbranded poultry products to the general public for approximately five months. Approximately 96 pounds of the NC Detained poultry products appeared wholesome, were labeled "Not For Sale" and released to Mr. Anthony Ikejiaku for his personal use after signing form C&E 15 (Release of Detained Product). Mr. Anthony Ikejiaku was issued an on-site cease and desist letter for the selling of misbranded poultry products to the general public.

**SEE CASE EXHIBIT 4. Signed Statement dated September 16, 2009 by Mr. Anthony Ikejiaku.**  
**SEE CASE EXHIBIT 5. Notice of Termination of Detention.**  
**SEE CASE EXHIBIT 6. Release of Detained Product.**  
**SEE CASE EXHIBIT 7. On Site Cease and Desist Letter for Poultry Products.**