



State of North Carolina

ROY COOPER
ATTORNEY GENERAL

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REPLY TO:
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DHD
May

September 18, 2009

CERTIFIED MAIL/RETURN RECEIPT REQUESTED

Ms. Marina Herrera
La Herrerita
4839 Old Rural Hall Road
Winston-Salem, NC 27105

Dear Ms. Herrera:

This Office represents the North Carolina Department of Agriculture and Consumer Services (hereinafter, "NCDACS") and this letter is written in that capacity.

We recently received information from NCDACS concerning misbranded meat products that you processed, stored, offered for sale and sold to the general public. Specifically, the NCDACS investigation found approximately 41 pounds of misbranded meat products (Pork Chorizo, salted beef and pork lard) with no NCDA or USDA mark of inspection or required labeling. In a signed statement dated July 8, 2009, you admitted that you purchased the meat products in bulk boxes/containers from A.L. Beck & Son (USDA Est. #6639), 505 Jones Road, Winston-Salem, NC. In turn, you repackaged the pork chorizo sausage, carne enchilada (salted beef) and pork lard into consumer sized packages with no NCDA or USDA marks of inspection or required labeling, for the sole purpose of resale to the general public. Your store does not operate under county, state or federal inspection.

Please be advised that the sale of misbranded and/or uninspected meat is a violation of North Carolina General Statute (N.C.G.S.) §106-549.23 with civil and criminal penalties. Please understand that you will not receive any further warning with regard to this violation. If you should continue to sell misbranded and/or uninspected meat products, the NCDACS will pursue legal action against you to invoke the penalties associated with these continued violations. I certainly hope this expensive action will not be necessary.

Sincerely,

Anne J. Brown
Special Deputy Attorney General

AJB/alh

cc: Mr. Donald H. Delozier, MPID Director

9/25/09 CC: M. Pollard
Forsyth Co. Health Dept.