



UNITED STATES DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE   <b>OFFICIAL WARNING</b> <b>NOTICE OF ALLEGED VIOLATION</b>	<b>CASE NUMBER:</b> MO240016-AC
	<b>ALLEGED VIOLATOR:</b> Ellen Roberts
	<b>ADDRESS (City, State, ZIP Code):</b> West Plains, MO 65775

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

**Date of Alleged Violation: May 6, 2024**

**9 C.F.R. § 2.40(b)(2)** Attending veterinarian and adequate veterinary care (dealers and exhibitors).

(b) Each dealer or exhibitor shall establish and maintain programs of adequate veterinary care that include:

(2) The use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries, and the availability of emergency, weekend, and holiday care;

You failed to provide adequate veterinary care that includes the use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries. APHIS officials observed the following:

- 1) a female Boxer (“Lindy Lou”) that had given birth to six puppies approximately four weeks prior to the inspection, was thin with ribs and vertebrae that were easily seen and palpated and a distinct abdominal tuck,
- 2) one puppy had watery, yellow diarrhea,
- 3) one puppy appeared thin with easily seen ribs,
- 4) four puppies appeared lethargic.

You informed APHIS officials that you provided supplemental feedings for the thin puppy and began deworming measures for all of the animals, however, you had no medical record of this treatment and had not consulted the veterinarian for a diagnosis and treatment plan.

**Date of Alleged Violation: May 16, 2024**

**9 C.F.R. § 3.11(d)** Pest control. An effective program for the control of insects, external parasites affecting dogs and cats, and birds and mammals that are pests, must be established and maintained so as to promote the health and well-being of the animals and reduce contamination by pests in animal areas.



You failed to establish and maintain an effective program for the control of insects to promote the health and well-being of the animals and reduce contamination by pests in animal areas. APHIS officials observed numerous flies on enclosure surfaces and floors in the grooming building and the big building.



The Animal and Plant Health Inspection Service (APHIS) published 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 alleged violation(s) described above. This Official Warning is not to be construed as a final agency action, or as an adjudicated finding of a violation. If APHIS obtains evidence of any future violation of these federal regulations, APHIS may pursue sanctions, which may include criminal prosecution, for this alleged violation(s) and for any future violation(s). If you have any questions concerning this Official Warning or alleged violation(s), please contact the APHIS official listed in this notice.

<b>APHIS OFFICIAL (Name):</b> Andrea McNally	<b>OFFICE ADDRESS:</b> 4700 River Road, Unit 85 Riverdale, MD 20737	
<b>APHIS OFFICIAL (Title):</b> Director, Investigative and Enforcement Services	<b>DATE ISSUED:</b> 3/6/2025	<b>TELEPHONE NUMBER:</b> (301) 851-2948

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