



Steve Troxler  
Commissioner

North Carolina Department of Agriculture  
and Consumer Services  
*Meat and Poultry Inspection Division*

Donald H. Delozier  
State Director

February 12, 2013

Smokey's Shack  
Ms. Angela Mote  
10800 Chapel Hill Road  
 Mooresville, NC 27560

**NOTICE OF WARNING**

We have an investigative case report showing that you violated the North Carolina Compulsory Meat Inspection Law. This reported violation was discussed with you on January 2, 2013. Specifically, our investigation revealed that you had prepared, offered for sale and/or sold approximately sixteen (16) pounds of fully cooked pulled pork meat, which did not contain State (NCDA) or Federal (USDA) marks of inspection or required labeling, to the Mellow Mushroom restaurant for the sole purpose of resale to the general public. You stated in a signed Shipper's or Receiver's Certification dated January 2, 2013 that you had been selling the "pulled pork" to the restaurant monthly since August, 2012.

Please be advised that the sale of misbranded and/or non-inspected meat products is a violation of North Carolina General Statute (N.C.G.S.) §106-549.23 with civil and/or criminal penalties. Please be advised that you will not receive any further warning with regard to this violation. If you should continue to sell misbranded and/or non-inspected meat products, we 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. An officer from this department will visit you periodically to verify compliance.

Sincerely,

Donald H. Delozier  
State Director

cc: Mr. Barry Bloch, Assistant Attorney General  
Mr. Howard Isley, Assistant Commissioner