

United States Department of Agriculture
 Grain Inspection, Packers and Stockyards Administration
 Packers and Stockyards Program (P&SP)
 Western Regional Office
 3950 Lewiston, Suite 200
 Aurora, CO 80011

Investigative Report

Date of Report	Investigation Number:	Prepared By:
February 5, 2009	33538, 33541, 33543, 33544	(b)(6),(b)(7)(C) Economist; Economist

RESPONDENT:

Cargill Meat Solutions Corp., 151 N. Main, Wichita, KS 67202
 JBS USA, LLC, 1779 Promontory Point, Greeley, CO 80634
 Tyson Fresh Meats, Inc., 800 Stevens Point Dr., Dakota Dunes, SD 57049
 National Beef Packing Co., LLC, 12200 Ambassador Kansas City, MO 64163

Difference in Prices Paid for Imported Cattle

SYNOPSIS OF FACTS:

Packers and Stockyards Program conducted an investigation of Cargill Meat Solutions Corp.'s, Tyson Fresh Meats, Inc.'s, JBS USA, LLC's, and National Beef Packing Co., LLC's practices for purchasing cattle originating from Mexico or Canada. When country of origin labeling (COOL) regulations became effective, each firm began assessing discounts for cattle originating outside of the United States.

COOL Requirements caused increases in costs of processing cattle originating outside of the United States. Also, Packers were not able to sell beef with "Canada" or "Mexico" labels for the same prices as beef produced entirely within the United States.

Approved By: <div style="border: 1px solid black; width: 100%; height: 50px; display: flex; align-items: center; justify-content: center;"> (b)(6),(b)(7)(C) </div> <p style="text-align: center; margin-top: 10px;"><u>2/16/10</u></p>	Approved By: <div style="border: 1px solid black; width: 100%; height: 50px; display: flex; align-items: center; justify-content: center;"> (b)(6),(b)(7)(C) </div> <p style="text-align: center; margin-top: 10px;"><u>3/3/10</u></p>	Approved By: <div style="border: 1px solid black; width: 100%; height: 50px; display: flex; align-items: center; justify-content: center;"> (b)(6) </div> <p style="text-align: center; margin-top: 10px;">Regional Director <u>3/12/2010</u></p>
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Jurisdiction and Background

PSP initiated the investigation into prices that packers paid for cattle originating in Canada or Mexico. When USDA began requiring country of origin labels (COOL) on beef products, beef packers began assessing a discount on cattle originating in Canada or Mexico. The purpose of the investigation was to determine whether the discounts were justified by additional costs associated with processing the cattle or by prices packers received for the product.

Each of the four largest beef packers, CARGILL MEAT SOLUTIONS CORP.; TYSON FRESH MEATS, INC.; JBS USA, LLC; and NATIONAL BEEF PACKING CO., LLC, purchased fed cattle originating in Canada or Mexico and assessed discounts on the cattle.

National Beef Packing Co., LLC

National Beef Packing Co., LLC was a limited liability company organized in Delaware. In August 2003, National's owners, U.S. PREMIUM BEEF, LTD; NBPCO. HOLDINGS, LLC; FRENCH BASIN LAND & CATTLE CO., LLC; JOHN MILLER; TKK INVESTMENTS, LLC; TIMOTHY KLEIN; and S-B ENTERPRISES I, LLC, purchased FARMLAND NATIONAL BEEF PACKING CO., LP and formed National Beef Packing Co., LLC (**Exhibit II** p. 4). **Exhibit I** is a background sheet for the investigation. **Exhibit II** is the Entity Report for National from the Packers and Stockyards Automated System (PSAS).

National was a beef packer operating in interstate commerce. It has filed a clause four bond with PSP for (b)(4) **Exhibit II** p. 6). It purchased cattle, which it slaughtered at plants in Liberal, Kansas; Dodge City, Kansas; and Brawley, California. Its sales largely consisted of boxed beef, but National also operated further processing facilities in Hummels Wharf, Pennsylvania; Moultrie, Georgia; and Kansas City, Missouri. **Exhibit III** is the annual report to PSP that National filed on December 19, 2008. National's annual report referenced over (b)(4) (b)(4) **Exhibit III** p. 9). USDA, Food Safety Inspection Service (FSIS) inspected meat at all three of National's slaughter plants. The FSIS establishment numbers for the plants in Liberal, Kansas; Dodge City, Kansas; and Brawley, California were 208A, 262, and 21488 respectively (**Exhibit III** p. 8).

In the last five years, PSP has given National four letters of notice (**Exhibit I** p. 3). In July 2009, PSP sent National a Notice of Violation for failing to subtract a proper tare weight. In February 2009, PSP sent National a Notice of Default for failing to increase its bond. In February 2007, PSP sent a letter of notice to National for failing to maintain uniform weights in its trolleys, and in March 2005 PSP placed National on notice for failing to disclose non-standard carcass trim and for using a scale indicator that would register weights greater than the scale's capacity.

National consented to a Secretary's order in 2008 for failing to disclose freight charges and data errors in its pricing agreements. A follow-up investigation of the order found National continued to make errors in determining payments in its pricing agreements. The file for the follow-up investigation was referred to OGC in June 2009.

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Tyson Fresh Meats, Inc.

Tyson Fresh Meats, Inc. was a Delaware corporation. TYSON FOODS, INC. owned all of the shares of Tyson Fresh Meats, Inc. Tyson Fresh Meats, Inc. was formed in 2001 when Tyson Foods, Inc. merged with IBP, INC. The parent company, Tyson Foods, Inc., and its other subsidiaries operate numerous poultry and further processing facilities world-wide. **Exhibit IV** is a background sheet for the investigation. **Exhibit V** is the Entity Report for Tyson Fresh Meats, Inc. from PSAS.

Tyson Fresh Meats, Inc. (Tyson) was a packer operating in commerce. It purchased cattle for slaughter at seven plants. It purchased hogs for slaughter at six plants. It also operated 105 hog buying stations in Illinois, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, Ohio, South Dakota, and Wisconsin. Tyson's annual report to PSP referenced more than (b)(4) (b)(4) in its fiscal year 2008 (**Exhibit VI**). FSIS inspected all of Tyson's beef and pork slaughter plants. The following table lists the FSIS establishment numbers for each plant (**Exhibit VI** pp. 59 - 60).

FSIS Establishment Number for Tyson Fresh Meats, Inc.'s Beef and Pork Slaughter Plants	
Plant	Establishment Number
Amarillo, Texas	245E
Dakota City, Nebraska	245C
Denison, Iowa	245
Holcomb, Kansas	278
Joslin, Illinois	245J
Lexington, Nebraska	245L
Pasco, Washington	9268
Logansport, Indiana	244I
Storm Lake, Iowa	244
Columbus Junction, Iowa	244L
Madison, Nebraska	244M
Watterloo, Iowa	244W
Perry, Iowa	244P

In the last five years, PSP gave Tyson six notices of violations (**Exhibit IV** p. 23). In January 2010, PSP notified Tyson that it must file an annual report with PSP. In February 2009, PSP gave a notice of violation to Tyson for purchasing livestock on a scale that failed to meet testing requirements. In January 2009, PSP notified Tyson Hog Markets, Inc., which was a subsidiary of Tyson, that it must file an annual report with PSP. In December 2007, PSP gave Tyson a notice of violation for subtracting a tare from carcasses weight that was greater than the weight of the equipment. In March 2006, PSP gave a notice of violation to Tyson for purchasing carcasses with weight other than the actual hot weights of the carcasses. In March 2005, PSP gave Tyson a letter of notice for purchasing hogs with an inaccurate scale.

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Cargill Meat Solutions Corp.

Cargill Meat Solutions Corp. was a Delaware corporation. It was a subsidiary of CARGILL, INC. Cargill, Inc. acquired MBPXL CORP. in 1979 and renamed it EXCEL CORP. in 1982. In 2000, Cargill, Inc. reorganized its meat divisions, including Excel Corp., and created Cargill Meat Solutions Corp. **Exhibit VII** is Cargill Meat Solutions Corp.'s background sheet for the investigation. **Exhibit VIII** is its entity report from PSAS.

Cargill Meat Solutions Corp. (Cargill) was a slaughtering packer. It purchased cattle for slaughter at eight plants. It also purchased hogs for slaughter at two pork plants. It filed a (b)(4) clause four bond with PSP (**Exhibit VIII** p. 124). Cargill's annual report indicated that it (b)(4) of beef and pork products during Cargill's fiscal year 2009 (**Exhibit IX** p. 138). All of Cargill's beef and pork slaughtering plants are inspected by FSIS. The following table lists the FSIS establishment number for each plant (**Exhibit X**).

FSIS Establishment Number for Cargill Meat Solutions Corp.'s Beef and Pork Slaughter Plants	
Plant	Establishment Number
Friona, Texas	86E
Plainview, Texas	86H
Dodge City, Kansas	86K
Schuyler, Nebraska	86M
Fort Morgan, Colorado	86R
Fresno, California	364
Milwaukee, Wisconsin	16790
Wyalusing, Pennsylvania	9400
Beardstown, Illinois	85B
Ottumwa, Iowa	86O

PSP has given Cargill four notices of violations in the last five years (**Exhibit VII** p. 115). In April 2007, PSP gave Cargill a notice of violation for purchasing livestock with a scale that failed to meet testing requirements. In October 2007, Cargill consented to an order requiring it to pay a fine and to cease purchasing livestock with a scale that failed to meet NIST requirements. In December 2007, PSP gave Cargill a notice of violation for failing to maintain uniform equipment weights at its plant in Plainview, Texas. Also in December 2007, PSP gave a notice of violation to Cargill for subtracting a tare from carcass weights that was greater than the weight of the equipment and for failing to maintain uniform weights in its trolleys and equipment.

JBS USA, LLC

In July 2007, JBS S.A. bought SWIFT AND COMPANY from HM MANAGEMENT PARTNERS, LLC and BOOTH CREEK MANAGEMENT CORP. JBS S.A. was a Brazilian firm, and its public stock is traded on the Sao Paulo Stock Exchange. JBS USA HOLDINGS, INC. owned JBS USA, LLC, which included the former Swift and Company. In November

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2008, JBS Holdings, Inc. acquired SMITHFIELD BEEF GROUP, INC. from SMITHFIELD FOODS, INC. It operated the former Smithfield Beef Group, Inc. as JBS PACKERLAND, INC. In December 2009, the firm acquired a controlling interest in PILGRIM'S PRIDE CORP., which was in bankruptcy. **Exhibit XI** is JBS USA, LLC's background sheet for the investigation. **Exhibit XII** is its entity report from PSAS.

JBS USA, LLC (JBS) was a slaughtering beef packer operating in interstate commerce. It filed five bonds with PSP for a total of (b)(4) **Exhibit XII pp. 177 - 178**). In its annual report to PSP, JBS reported (b)(4) head of cattle, (b)(4) head of hogs, and (b)(4) head of lambs in 2008 (**Exhibit XIII** p. 183). FSIS inspected all of the JBS slaughter plants. The following table lists the FSIS establishment number for each plant (**Exhibit XIV**).

FSIS Establishment Number for JBS USA, LLC.'s Beef, Pork, and Lamb Slaughter Plants	
Plant	Establishment Number
Hyrum, Utah	628
Greeley, Colorado (beef)	969
Grand Island, Nebraska	969G
Dumas, Texas	3D
Marshalltown, Iowa	3S
Worthington, Minnesota	3W
Louisville, Kentucky	995
Greeley, Colorado (lamb)	3L

In the last five years, PSP has taken two formal actions involving JBS or Swift and Company, which JBS acquired in 2007 (**Exhibit XI** p. 174). In December 2009, JBS consented to a decision requiring it to pay a penalty of \$6,200 and to cease from inaccurately weighing carcasses. In November 2007, Swift consented to a \$40,000 civil penalty for failing pay when due.

PSP has placed JBS or Swift and Company on notice four other times in the last five years (**Exhibit XI** p. 174). In May 2009, PSP sent a notice of default to JBS for failing to file its annual report. In September, 2008, PSP sent a notice of violation to JBS for failing to file a scale test report. In September 2007, PSP sent a notice of violation to Swift for failing to disclose to lamb sellers that it removed the trotters before weighing carcasses at its plant in Greeley, Colorado. In February 2005, PSP sent a letter of notice to Swift for subtracting a tare weight that was greater than the weight of the trolleys and for failing to maintain uniform trolley weights at its plant in Dumas, Texas.

COOL Rules

The Farm Security and Rural Investment Act of 2002 (2002 Farm Bill), the 2002 Supplemental Appropriations Act, and the Food, Conservation and Energy Act of 2008 (2008 Farm Bill) amended the Agricultural Marketing Act of 1946 to require retail stores to label products with

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the nation in which they were produced. The products included beef, veal, pork, chicken, lamb, goat, fish, shellfish, perishable agricultural commodities, macadamia nuts, pecans, ginseng, and peanuts (**Exhibit XV** p. 192). The labeling requirements have commonly been referenced as country of origin labeling requirements or by the acronym COOL.

Congress delayed the implementation of COOL requirements for meat products until September 30, 2008. On August 1, 2008, an interim final rule was published in the *Federal Register*. The rule became effective on September 30, 2008. On January 15, 2009, the final rule was published in the *Federal Register*. It became effective on March 16, 2009 (**Exhibit XV** p. 192).

COOL regulations only required retail stores to label unprocessed meats. Restaurants and food services were not required to apply labels. Cooked or processed meats did not require labels. Although some might consider ground beef a processed meat, retail stores were required to apply COOL labels to ground beef (**Exhibit XV** p. 192).

USDA expected that COOL requirements would create additional costs for packers. The final rule published in the *Federal Register* stated, "Incremental costs for beef packers may include additional capital and labor expenditures to enable cattle from different origins to be tracked for slaughter, fabrication, and processing." (**Exhibit XV** p. 221). USDA estimated the costs of implementing COOL for the first year as \$373 million for beef market intermediaries (**Exhibit XV** p. 221).

The United States imported 1,700,899 head of feeder cattle from Canada and Mexico between July 14, 2008 and December 31, 2009. Packers imported 778,470 head of finished cattle from Canada and Mexico in 2009.¹ If all of the cattle were slaughtered in 2009, the USDA estimate would average \$150/head.² The \$150/head estimate includes costs to all intermediaries including dealers, brokers, processors, etc. It was also considerably higher than any costs that Tyson, Cargill, JBS, or National suggested.

Exhibit XVI is information concerning COOL requirements. The pages were available on the USDA Internet site at the URL, www.usda.ams.gov/cool. On page 243 in **Exhibit XVI** the USDA brochure describes four categories of COOL meat labels: A, B, C, and D. Beef packers were required to place category A labels on beef products processed from cattle born, raised, and slaughtered in the United States. They were required to use category B labels for cattle born in another country but fed and slaughtered in the United States. Packers were required to use category C labels for cattle born and raised in another country and imported to the United States for immediate slaughter. Category D labels were required for beef products from cattle slaughtered in another country.

¹ The sources numbers of imported cattle are Livestock Information Center member spreadsheets *Wkly Live Imports-Canada.xls* and *Wkly Live Imports-Mexico.xls*. The spreadsheets are not in the investigation file, but are on file in the WRO.

² $373,000,000 / (1,700,899 + 778,470) = 150.44$

Difference in Prices Paid for Imported Cattle

Most of the people involved in the investigation consistently used the A, B, and C terminology to describe meat and livestock. The statements and memoranda in the file and this report frequently refer to beef products and cattle as A, B, or C label beef or cattle.

A vast majority of the cattle imported into the United States originated in Canada or Mexico. Costs of shipping cattle from any other country are prohibitive. Because United States imports few, if any, finished cattle from Mexico, category C labels applied almost exclusively to cattle imported from Canada. The United States imported B label feeder cattle from both Canada and Mexico. Category D labels were irrelevant for the investigation because packers slaughtering category D cattle were not operating in the United States.

Prices for Cattle Originating in Mexico or Canada

In September 2009, (b)(6),(b)(7)(C) conducted telephone interviews of several members of the Canadian cattle industry regarding the affects of the COOL regulations on Canadian markets. On

September 3, (b)(6),(b)(7)(C) interviewed the (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) **Exhibit XVII**. On September 8, (b)(6),(b)(7)(C) interviewed the (b)(6),(b)(7)(C) **Exhibit XVIII**. On September 9, (b)(6),(b)(7)(C) interviewed a (b)(6),(b)(7)(C) **Exhibit XIX** and the (b)(6),(b)(7)(C) **Exhibit XX**.

On September 18, (b)(6),(b)(7)(C) interviewed a (b)(6),(b)(7)(C) regarding market prices for B and C label beef (**Exhibit XXI**).

On November 19, (b)(6),(b)(7)(C) met with representatives for National (b)(6),(b)(7)(C) interviewed (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) **Exhibit XXII** is a memorandum of the interviews. (b)(6),(b)(7)(C) (b)(6),(b)(7)(C) later provided a sworn statement. **Exhibit XXIII** is (b)(6),(b)(7)(C) statement.

During the November 19 meeting, (b)(4),(b)(6),(b)(7)(C)

(b)(4),(b)(6),(b)(7)(C)

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(b)(4)

On November 18, (b)(6),(b)(7)(C) interviewed met with representatives for Tyson. (b)(6),(b)(7)(C)
(b)(6),(b)(7)(C) interviewed (b)(6),(b)(7)(C)

(b)(6),(b)(7)(C)

(b)(6),(b)(7)(C) **Exhibit XXVIII** is a memorandum of the interviews. (b)(6),(b)(7)(C) later provided a sworn statement. **Exhibit XXIX** is (b)(6),(b)(7)(C) statement.

On December 8, (b)(6),(b)(7)(C) met with representative for Cargill. (b)(6),(b)(7)(C) interviewed (b)(6),(b)(7)(C)
(b)(6),(b)(7)(C)

(b)(6),(b)(7)(C) (b)(6),(b)(7)(C) **Exhibit XXX** pp. 276 - 278). (b)(6),(b)(7)(C) interviewed (b)(6),(b)(7)(C) again on January 12 (**Exhibit XXX** p. 279) and on January 21 (**Exhibit XXX** p. 280).

On December 9, PSP requested that Cargill provide (b)(4)

(b)(4)

(b)(4),(b)(6),(b)(7)(C)

(b)(4)

On November 13, PSP met with representatives of JBS. (b)(6),(b)(7)(C)

(b)(6),(b)(7)(C)

(b)(6),(b)(7)(C) **Exhibit XXXV**. On December 22, (b)(6),(b)(7)(C) interviewed (b)(6),(b)(7)(C)

(b)(6),(b)(7)(C) **Exhibit XXXVI** (b)(6),(b)(7)(C) provided an (b)(4)

(b)(4)

Difference in Prices Paid for Imported Cattle

(b)(4),(b)(6),(b)(7)(C)

Each firm reacted to the implementation of COOL

(b)(4)

(b)(4)

The Canadian sellers interviewed during the investigation indicated that the practice of restricting category B and C slaughter to one day each week was distressing because it caused a shortage of trucks and increased their costs. The Canadian sellers indicated that COOL had little information to offer concerning packers' practices, and many of their statements were in contradiction to one another (Exhibits XVII to XXI).

(b)(4)

Additional costs and lower prices associated with COOL

All four of the packers indicated that COOL regulations increased processing costs. One cost that all four firms listed was due to the time that the plant shut down its fabrication line to enable the change from processing for one type of label to another. A second was the revenues that firms lost associated with premium or branded products. Plants were unable to process sufficient numbers of B or C label products to justify processing category B or C premium or branded products such as CAB or Prime. Although some carcasses would qualify as a premium product, plants sold them as Choice rather than a more valuable Prime or branded product.

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(b)(4)

Exhibit XXXIV summarizes

(b)(4)

(b)(4)

(b)(4)

Feeder Cattle Prices

Exhibits XI and **XLI** have graphs of the difference between prices for feeder cattle from Canada or Mexico and corresponding prices for feeder cattle in the United States. **Exhibit XL** is

³ 0.0034 · 750 = 2.55

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the difference between prices for feeder steers in Canada and Montana. **Exhibit XLI** has differences between prices for feeder steers imported from Mexico and steers in Texas auctions. In all of the graphs, each line represents a different year, making seasonal patterns and changes between years apparent.

Discounted prices for fed cattle may have had different affects on feeder cattle prices depending on the source. In each of the Canadian graphs, the difference between Montana and Canadian prices followed a seasonal pattern that did change when COOL regulations became effective. The graphs in **Exhibit XLI** are different. With the exception of the 900 to 800 lb. steers, the difference between prices for steers in Texas auctions and prices for steers imported from Mexico follows a seasonal pattern until the interim rule was published in the Federal Register in August 2008. Then the difference between Texas and Mexican steers increased. It had not returned to a normal pattern by November 2009.

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US Department of Agriculture
 Grain Inspection, Packers and Stockyards Administration
 Packers and Stockyards Program (P&SP)
 Investigative Report (V6-2-08)

Investigation Numbers: 33538, 33541, 33543, and 33544

Date of Report: 2/5/2009

Exhibit		
I	National Beef Packing Co., LLC Background Sheet	
II	National Beef Packing Co., LLC Business Entity Report	
III	National Beef Packing Co., LLC Annual Report	
IV	Tyson Fresh Meats, Inc. Background Sheet	
V	Tyson Fresh Meats, Inc. Business Entity Report	
VI	Tyson Fresh Meats, Inc. Annual Report	
VII	Cargill Meat Solutions Corp. Background Sheet	
VIII	Cargill Meat Solutions Corp. Business Entity Report	
IX	Cargill Meat Solutions Corp. Annual Report	
X	Pages from USDA, FSIS Meat and Poultry Inspection Directory listing Cargill Meat Solutions Corp.	
XI	JBS USA, LLC Background Sheet	

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XII	JBS USA, LLC Business Entity Report
XIII	JBS USA, LLC Annual Report
XIV	Pages from USDA, FSIS Meat and Poultry Inspection Directory listing JBS USA, LLC's plants
XV	Notice of the final country of origin labeling rule published in the Federal Register on January 15, 2014
XVI	USDA, AMS Internet page describing country of origin labeling requirements
XVII	Memorandum of an interview of
XVIII	Memorandum of an interview of
XIX	Memorandum of an interview of
XX	Memorandum of an interview of
XXI	Memorandum of an interview of
XXII	Memorandum of an interview of National Beef Packing Co. LLC
XXIII	Sworn Statement from (b)(6),(b)(7)(C)
XXIV	(b)(4)
XXV	
XXVI	
XXVII	
XXVIII	Memorandum of an interview with Tyson Fresh Meats, Inc.
XXIX	Sworn Statement from (b)(6),(b)(7)(C)
XXX	Memoranda of interviews of Cargill Meat Solutions Corp.
XXXI	(b)(4)
XXXII	
XXXIII	

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XXXIV	(b)(4)
XXXV	Memorandum of an interview with JBS USA, LLC
XXXVI	Memorandum of an interview with JBS USA, LLC
XXXVII	(b)(4)
XXXVIII	
XXXIX	
XL	
XL	Comparison of prices for feeder cattle and in Montana and Canada before and after country of origin labeling regulations became effective
XLI	Comparison of prices for feeder cattle and in Texas with prices for feeder cattle imported from Mexico after country of origin labeling regulations became effective

US Department of Agriculture
Grain Inspection, Packers and Stockyards Administration
Packers and Stockyards Program (P&SP)
Investigation Background (V6-2-08)

P&SP Agent(s) Name	(b)(6),(b)(7)(C)	Date of Complaint	None
Investigation Number	33544	Date Investigation Started	October 20, 2009
Starting Factor	GIPSA Initiated		
Description of Starting Factor	PSP initiated the investigation in response to information indicating that National Beef Packing Co., LLC (cattle originating outside the United States than it paid for cattle produced entirely within the United States)		
Respondent Information			
Name	National Beef Packing Company, LLC	DBA	
Physical Operating Address	12200 N. Ambassador Dr., Suite 500	Telephone Number	816-712-8500
City	Kansas City	Fax Number	816-713-8856
State	Missouri	Is the respondent registered?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> Packer

Type of Organization	Limited Liability Company	Character of Business	<input type="checkbox"/> Dealer Buying and Selling	<input type="checkbox"/> Buyer
			<input type="checkbox"/> Selling On Commission	<input type="checkbox"/> Clearing
			<input type="checkbox"/> Other	
			<input type="checkbox"/> Live Poultry Dealer	

Mailing Address (if different)
P. O. Box 20046, Kansas City, MO 64195-0046

Respondent Owners and Officers	First Name	Last Name	Title	% Ownership	Primary Contact	
		S-B Enterprises V, LLC		Member	(b)(4)	816-712-8500
		TMK Co., LLC		Member		816-712-8500
		French Basin Land & Cattle Co., LLC		Member		816-712-8500
		NBPCo Holdings, LLC		Member		816-712-8500
		U.S. Premium Beef, Ltd.		Member		816-712-8500
		Nielson	Jay	CFO	(b)(6),(b)(7)(C)	816-712-8500
		Kien	Timothy	President		816-712-8500
	Miller	John	CEO	816-712-8500		

Contact	First Name	Last Name	Title	Primary Contact
		(b)(4)		

Reporting Date of Last AR (MM/YYYY)	Clause 1 Bond Amount	Clause 2 Bond Amount	Clause 3 Bond Amount	Clause 2/3 Bond Amount	Clause 4 Bond Amount	Poultry
10/30/2008		(b)(4)				
Prior Enforcement History						
Prior Action Type	Date	Reason for Action and Disposition				
Notice of Violation	July 19, 2009	Subtracting a tare weight that was greater than the weight of the trolleys at its plant in Brawley, California.				
Notice of Default	February 11, 2009	Failing to increase its bond.				
Consent Order	March 2008	Failing to disclose freight charges and data errors in its pricing agreements.				
Letter of Notice	February 14, 2007	Failing to maintain uniform weights in its trolleys at its plant in Liberal, Kansas.				
Letter of Notice	March 23, 2005	Failing to disclose non-standard carcass trim and using a monorail scale indicator that would register weights greater than the scale's capacity.				

Business Entity - National Beef Packing Company, LLC (15811)

12/03/2009 3:19 PM

Name	Type	Status	Type Of Organization	Date Formed	State Formed	Fiscal Year End
National Beef Packing Company, LLC	Packer	Enforcement Pending	Limited Liability Company	08/06/2003	DE	August
Address Type		Street Address		City		State
Mailing	PO Box 20046				Kansas City	MO
Operational	12200 N. Ambassador Dr.	Suite 500			Kansas City	MO
Contact Type		Information				
Primary Phone	(816) 712-8500					
Fax Machine	(816) 713-8856					

Packer Characteristics

Operates As Broker Dealer Or Distributer	Purchases Livestock		Sells Or Ships Meat	
	To Slaughter At Stockyards Or Markets	Purchases Livestock To Slaughter Outside Purchase State	Outside State Manufactured Or Prepared	Sells Or Ships Meat To U.S. Government
No	Yes	Yes	Yes	No
Cattle	Hogs	Horses And Mules	Poultry	Sheep And Goats
Yes	No	No	No	No

Owning Individuals

Owner Name	Title	Percentage
Nielsen, Jay	CFO	(b)(4)
Klein, Timothy M.	President	
Miller, John	CEO	
S-B Enterprises V, LLC, *	Member	
TMK Co., LLC, x	Member	
French Basin Land & Cattle Co., LLC, Member		
NBPCo Holdings, LLC, *	Member	
U.S. Premium Beef, Ltd., *	Member	

Packer Buyers

Packer Buyer Name	Registered	Handles
(b)(4)	Not Registered	Fed Cattle
	Not Registered	Fed Cattle, Steers & Heifers
	Not Registered	Fed Cattle, Steers & Heifers
	Not Registered	Fed Cattle, Steers & Heifers
	Not Registered	Fed Cattle
	Not Registered	Fed Cattle
	Not Registered	Fed Cattle
	Not Registered	Fed Cattle
	Not Registered	Fed Cattle

(b)(4)

Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle
Not Registered	Fed Cattle
Not Registered	Fed Cattle
Not Registered	Fed Cattle
Not Registered	Fed Cattle
Not Registered	Fed Cattle
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle
Not Registered	Fed Cattle

Owned Facilities

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
12270	National Brawley	Slaughter Plant	21488		

Address Type	Street Address	City	State	
Mailing	57 East Shank Road	Brawley	CA	9
Operational	57 East Shank Road	Brawley	CA	9

Contact Type	Information
Primary Phone	(760) 351-2700
Scale Letter Recipient	Terry Spencer

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
12269	National Dodge	Slaughter Plant	262		

Address Type	Street Address	City	State	
Mailing	2000 E Trail St.	Dodge City	KS	6
Operational	2000 E Trail St.	Dodge City	KS	6

Contact Type	Information
Primary Phone	(620) 227-7135
Scale Letter Recipient	Terry Spencer

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
12267	National L beral	Slaughter Plant	208A		

Address Type	Street Address	City	State	
Mailing	1501 E. 8 Street	L beral	KS	6
Operational	1501 E. 8 Street	L beral	KS	6

Contact Type	Information
Primary Phone	(620) 624-1851
Scale Letter Recipient	(b)(6)

Owned Scales

Id	Facility Id	Facility Name	Serial Number	Manufacturer	Type	Indicator
(b)(4)						

(b)(4)

Financial Instruments

Id	Type	Trustee Financial Entity	Surety Financial Entity	Status
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(b)(4)

US Department of Agriculture
Grain Inspection, Packers and Stockyards Administration
Packers and Stockyards Program (P&SP)
Investigation Background (V6-2-08)

P&SP Agent(s) Name	(b)(6),(b)(7)(C)	Date of Complaint	None
Investigation Number	33543	Date Investigation Started	October 20, 2009
Starting Factor	GIPSA Initiated		
Description of Starting Factor	PSP initiated the investigation in response to information indicating that Tyson Fresh Meats, Inc. (Tyson) originating outside the United States than it paid for cattle produced entirely within the United States.		
Respondent Information			
Name	Tyson Fresh Meats, Inc.	DBA	
Physical Operating Address	800 Stevens Port Dr, Suite DD724	Telephone Number	816-712-8500
City	Dakota Dunes	Fax Number	816-713-8856
State	South Dakota	Is the respondent registered?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> Packer

Type of Organization	Corporation	Character of Business	<input type="checkbox"/> Dealer Buying and Selling	<input type="checkbox"/> Buyer
			<input type="checkbox"/> Selling On Commission	<input type="checkbox"/> Clearing
			<input type="checkbox"/> Other	
			<input type="checkbox"/> Live Poultry Dealer	

Mailing Address (if different) 2210 W Oaklawn Dr, Springdale, AR 72762-6999

Respondent Owners and Officers	First Name	Last Name	Title	% Ownership	Primary Contact
	Smith	Donnie, Jr.	President	(b)(6)	605-235-2
	Lochner	James	Officer		605-235-2
	Pfeifer	Jerry	Vice President		605-235-2
	Daniel	Christopher, W.	Vice President		605-235-2
	White	Noel	Vice President		605-235-2
	Machan	Gary R.	Vice President		605-235-2
	Hodne	Nathan	Vice President		479-290-4

Contact	First Name	Last Name	Title	Primary Contact
				(b)(6),(b)(7)(C)

Reporting Date of Last AR (MM/YYYY)	Clause 1 Bond Amount	Clause 2 Bond Amount	Clause 3 Bond Amount	Clause 2/3 Bond Amount	Clause 4	Poultry Dollars Purchased
1/6/2009		(b)(4)				
Prior Enforcement History						
Prior Action Type	Date	Reason for Action and Disposition				
Notice of Default	January 10, 2010	Failing to file an annual report				
Notice of Violation	February 19, 2009	Purchasing livestock with a scale that failed to meet testing requirements				
Notice of Default	January 1, 2009	Tyson Hog Markets, Inc. failed to file an annual report				
Notice of Violation	December 6, 2007	Subtracting a tare that was greater than the weight of the equipment				
Letter of Notice	March 23, 2006	Paying for livestock with weights other than the actual carcass weight				
Letter of Notice	March 1, 2005	Purchasing hogs with an inaccurate scale				

Business Entity - Tyson Fresh Meats (15255)

01/14/2010 10:11 AM

Name	Type	Status	Type Of Organization	Date Formed	State Formed	Fiscal Year End	
Tyson Fresh Meats	Packer	Active	Corporation	01/01/1969	DE	September	
		Address Type		Street Address		City	State
		Mailing		2210 W Oaklawn Dr		Springdale	AR
		Operational		800 Stevens Port Dr, Suite DD724		Dakota Dunes	SD
		Contact Type		Information			
		Primary Phone		(605) 235-2061			

Owned By Business Entity

Name	Type	Status	Type Of Organization	Date Formed	State Formed	Fiscal Year End
Tyson Foods, Inc.	Parent	Active	Corporation	01/01/1986	DE	

Packer Characteristics

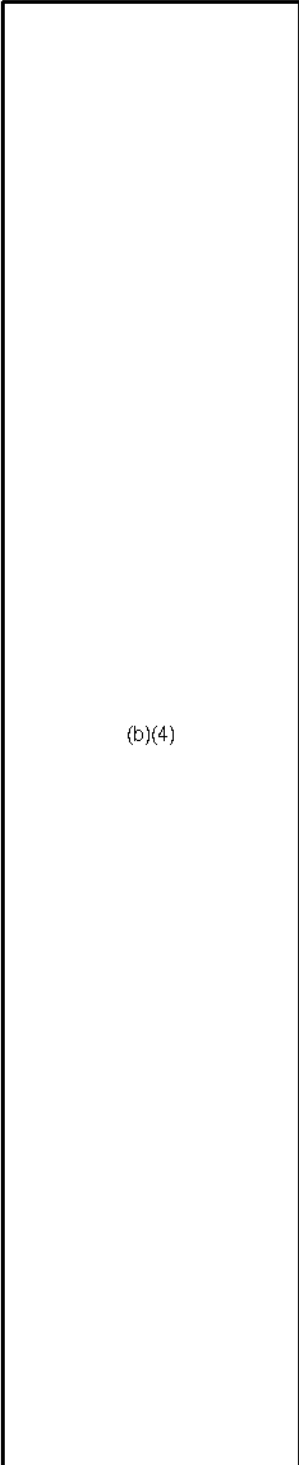
Operates As Broker Dealer Or Distributer	Purchases Livestock		Sells Or Ships Meat		Sells Or Ships Meat To U.S. Government
	To Slaughter At Stockyards Or Markets	Purchases Livestock To Slaughter Outside Purchase State	Outside State Manufactured Or Prepared	Sells Or Ships Meat To U.S. Government	
No	Yes	Yes	Yes	No	No
Cattle	Hogs	Horses And Mules	Poultry	Sheep And Goats	
Yes	Yes	No	No	No	

Owning Individuals

Owner Name	Title	Percentage
Lochner, James	Officer	(b)(6)
Pfelfer, Jerry	Vice President	
Daniel, Christopher W.	Vice President	
White, Noel	Vice President	
Machan, Gary R.	Vice President	
Hodne, Nathan	Vice President	
Smith Jr., Donnie	President	

Packer Buyers

Packer Buyer Name	Registered	Handles
(b)(4)	Not Registered	Hogs
	Not Registered	Fed Cattle, Steers & Heifers
	Not Registered	Hogs
	Not Registered	Hogs
	Not Registered	Hogs
	Not Registered	Hogs
	Not Registered	Hogs



(b)(4)

Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
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Not Registered	Hogs
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Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Hogs
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Hogs
Not Registered	Fed Cattle
Not Registered	Hogs
Not Registered	Hogs
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Hogs
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Cows & Bulls, Fed Cattle
Not Registered	Fed Cattle
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Steers & Heifers
Not Registered	Fed Cattle, Feeder Cattle, Steers & Heifers
Not Registered	Fed Cattle, Feeder Cattle, Steers & Heifers
Not Registered	Hogs
Not Registered	Fed Cattle, Feeder Cattle, Steers & Heifers
Not Registered	Hogs
Not Registered	Feeder Cattle
Not Registered	Hogs
Not Registered	Hogs

Owned Facilities

Id	Name	Type	FSIS Number	Posted Number	Inactive Date	
(b)(4)	Tyson Foods, Inc.	Feedmill	none			
	Address Type		Street Address		City	State
	Mailing	201 Kingsberry Rd		Holdenville	OK	74
	Operational	201 Kingsberry Rd		Holdenville	OK	74
	Contact Type		Information			
	Primary Phone	(479) 290-2158				
	Name		Type	FSIS Number	Posted Number	Inactive Date
	Tyson Fresh Amarillo TX	Slaughter Plant	245E			
	Address Type		Street Address		City	State
	Mailing	P.O. Box 30500		Amarillo	TX	79
	Operational	5000 N Fm 1912		Amarillo	TX	79
	Contact Type		Information			
	Primary Phone	(806) 335-1531				
	Secondary Phone	(806) 335-7347				
	Email	(b)(6)				
Scale Letter Recipient	(b)(6)					
Name		Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats	Buying Station					
Address Type		Street Address		City	State	
Mailing	28424 38 Ave N		Hillsdale	IL	6	
Operational	28424 38 Ave N		Hillsdale	IL	6	
Name		Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats - St. Augustine, IA	Buying Station					
Address Type		Street Address		City	State	
Mailing	RR 116 East		St. Augustine	IL	6	
Operational	RR 116 East		St. Augustine	IL	6	
Name		Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats - Allison, IA	Buying Station					
Address Type		Street Address		City	State	
Mailing	23115 Hwy 3		Allison	IA	58	
Operational	23115 Hwy 3		Allison	IA	58	
Contact Type		Information				
Primary Phone	(319) 267-2717					
Name		Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats - Bluffton, IN	Buying Station					
Address Type		Street Address		City	State	
Mailing	1836 S America Rd		Largo	IN	48	
Operational	8035 Bond St		Bluffton	IN	48	

Contact Type		Information				
Primary Phone		(260) 782-2131				
Primary Phone		(260) 524-1720				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Tyson Fresh Meats - Carroll, IA	Buying Station					
Address Type		Street Address		City	State	
Mailing	19506 Hwy 30 W			Carroll	IA	
Operational	19506 Hwy 30 W			Carroll	IA	
Contact Type		Information				
Primary Phone		(712) 792-3200				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Tyson Fresh Meats - Columbus	Slaughter Plant	244L				
Address Type		Street Address		City	State	
Mailing	PO Box 272			Columbus Junction	IA	
Operational	Hwy 70 N			Columbus Junction	IA	
Contact Type		Information				
Primary Phone		(319) 728-7432				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Tyson Fresh Meats - Conroy, IA	Buying Station					
Address Type		Street Address		City	State	
Mailing	652 D St			Conroy	IA	
Operational	652 D St			Conroy	IA	
Contact Type		Information				
Primary Phone		(319) 662-4198				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Tyson Fresh Meats - Creighton, NE	Buying Station					
Address Type		Street Address		City	State	
Mailing	87399 Hwy 13			Creighton	NE	
Operational	87399 Hwy 13			Creighton	NE	
Contact Type		Information				
Primary Phone		(402) 358-3251				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Tyson Fresh Meats - Denison, IA	Slaughter Plant	245				
Address Type		Street Address		City	State	
Mailing	PO Box 397			Denison	IA	
Operational	2490 Lincoln Way			Denison	IA	
Contact Type		Information				
Primary Phone		(712) 263-4613				

(b)(4)

Id

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Farmersburg, IA Buying Station				
Address Type		Street Address		City
Mailing	540 Center St			Farmersburg IA 5
Operational	540 Center St			Farmersburg IA 5
Contact Type		Information		
Primary Phone		(563) 536-2807		
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Fontanelle, IA Buying Station				
Address Type		Street Address		City
Mailing	1575 Hwy 92			Fontanelle IA 5
Operational	1575 Hwy 92			Fontanelle IA 5
Contact Type		Information		
Primary Phone		(641) 745-2155		
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Garner, IA Buying Station				
Address Type		Street Address		City
Mailing	2345 Oak Ave			Garner IA 5
Operational	2345 Oak Ave			Garner IA 5
Contact Type		Information		
Primary Phone		(641) 923-2669		
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Geneva, MN Buying Station				
Address Type		Street Address		City
Mailing	510 1st Ave NE			Geneva MN 5
Operational	510 1st Ave NE			Geneva MN 5
Contact Type		Information		
Primary Phone		(507) 256-4155		
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Holcomb, KS Slaughter Plant 278				
Address Type		Street Address		City
Mailing	PO Box 149			Holcomb KS 6
Operational	Hwy 50 West	Finney County		Holcomb KS 6
Contact Type		Information		
Primary Phone		(620) 277-2614		
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Ireton, IA Buying Station				
Address Type		Street Address		City
Mailing	4520 Eagle Ave			Ireton IA 5
Operational	4520 Eagle Ave			Ireton IA 5

(b)(4)

Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(712) 278-2570				
Tyson Fresh Meats - Jasper, IN		Buying Station				
Address Type		Street Address		City	State	
Mailing	808 Edgewood Dr			Lake St Louis	MO	
Operational	Unknown			Jasper	IN	
					63	
					08	
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(812) 482-5501				
Tyson Fresh Meats - Jones, MI		Buying Station				
Address Type		Street Address		City	State	
Mailing	1836 South America Rd			Largo	IN	
Operational	12760 M60			Jones	MI	
					48	
					19	
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(269) 244-5801				
Secondary Phone		(269) 244-5801				
Tyson Fresh Meats - Lakefield, MN		Buying Station				
Address Type		Street Address		City	State	
Mailing	205 Industrial Park Rd			Lakefield	MN	
Operational	205 Industrial Park Rd			Lakefield	MN	
					56	
					56	
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(507) 662-6688				
Tyson Fresh Meats - Laurel, NE		Buying Station				
Address Type		Street Address		City	State	
Mailing	57258 Hwy 20			Laurel	NE	
Operational	57258 Hwy 20			Laurel	NE	
					68	
					68	
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(402) 256-3004				
Tyson Fresh Meats - Litchfield, MN		Buying Station				
Address Type		Street Address		City	State	
Mailing	60395 US Hwy 12			Litchfield	MN	
Operational	60395 US Hwy 12			Litchfield	MN	
					56	
					56	
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(320) 693-7991				
Tyson Fresh Meats - Manning, IA		Buying Station				

(b)(4)

Address Type	Street Address	City	State	
Mailing	350 6th St	Manning	IA	5
Operational	350 6th St	Manning	IA	5

Contact Type	Information
Primary Phone	(712) 653-2539

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Mt. Ayr, IA	Buying Station			

Address Type	Street Address	City	State	
Mailing	2373 US 169	Mt Ayr	IA	5
Operational	2373 US 169	Mt Ayr	IA	5

Contact Type	Information
Primary Phone	(515) 464-3257

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Osage, IA	Buying Station			

Address Type	Street Address	City	State	
Mailing	3916 Hwy 218 North	Osage	IA	5
Operational	3916 Hwy 218 North	Osage	IA	5

Contact Type	Information
Primary Phone	(641) 732-5571

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Oskaloosa, IA	Buying Station			

Address Type	Street Address	City	State	
Mailing	3038 290th St	Oskaloosa	IA	5
Operational	3038 290th St	Oskaloosa	IA	5

Contact Type	Information
Primary Phone	(641) 933-4216

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Pella, IA	Buying Station			

Address Type	Street Address	City	State	
Mailing	128 190th St	Pella	IA	5
Operational	128 190th St	Pella	IA	5

Contact Type	Information
Primary Phone	(641) 626-3811

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Prinsburg, MN	Buying Station			

Address Type	Street Address	City	State	
Mailing	20020 120th St SW	Prinsburg	MN	5
Operational	20020 120th St SW	Prinsburg	MN	5

Contact Type	Information

(b)(4)

Id

Primary Phone (320) 978-6813

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Rossville, IN	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 S America Rd	Largo	IN	4
Operational	Unknown	Rossville	IN	0

Contact Type	Information
Primary Phone	(260) 782-2131

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Sheldon, IA	Buying Station			

Address Type	Street Address	City	State	
Mailing	118 B St	Sheldon	IA	5
Operational	118 B St	Sheldon	IA	5

Contact Type	Information
Primary Phone	(712) 324-4883

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Storm Lake, IA	Slaughter Plant	244		

Address Type	Street Address	City	State	
Mailing	PO Box 669	Storm Lake	IA	5
Operational	1009 Richland St	Storm Lake	IA	5

Contact Type	Information
Primary Phone	(715) 732-7433

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Sully, IA	Buying Station			

Address Type	Street Address	City	State	
Mailing	10317 Hwy T335	Sully	IA	5
Operational	10317 Hwy T335	Sully	IA	5

Contact Type	Information
Primary Phone	(641) 594-2986

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Syracuse, NE	Buying Station			

Address Type	Street Address	City	State	
Mailing	1470 Walnut	Syracuse	NE	6
Operational	1470 Walnut	Syracuse	NE	6

Contact Type	Information
Primary Phone	(402) 269-2773

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Trenton, MO	Buying Station			

Address Type	Street Address	City	State	
Mailing	545 W Hwy 6	Trenton	MO	6

(b)(4)

Operational 545 W Hwy 6 Trenton MO 6

Contact Type Information

Primary Phone (402) 494-2061
 Secondary Phone (660) 359-4435

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Villisca, IA	Buying Station			

Address Type Street Address City State

Mailing	3106 130th St	Villisca	IA	5
Operational	3106 130th St	Villisca	IA	5

Contact Type Information

Primary Phone (712) 826-2312

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Wallula, WA	Slaughter Plant	9268		

Address Type Street Address City State

Mailing	PO Box 2939	Pasco	WA	9
Operational	13983 Dodd Road	Wallula	WA	9

Contact Type Information

Primary Phone (509) 547-7545

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Wellsville, MO	Buying Station			

Address Type Street Address City State

Mailing	808 Edgewood Dr	Lake Saint Louis	MO	6
Operational	841 W Hwy 19	Wellsville	MO	6

(b)(4)

Contact Type Information

Primary Phone (317) 625-1062

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Wyoming, IA	Buying Station			

Address Type Street Address City State

Mailing	RR 1 Box 114	Wyoming	IA	5
Operational	RR 1 Box 114	Wyoming	IA	5

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Armour, SD	Buying Station			

Address Type Street Address City State

Mailing	28133 US Hwy 281	Armour	SD	5
Operational	28133 US Hwy 281	Armour	SD	5

Contact Type Information

Primary Phone (605) 724-2803

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Bancroft, IA	Buying Station			

Address Type Street Address City State

Mailing	3605 Hwy 169		Bancroft	IA	5
Operational	3605 Hwy 169		Bancroft	IA	5

Contact Type		Information			
Primary Phone		(515) 888-2372			

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Biehle, MO	Buying Station			

Address Type	Street Address	City	State	
Mailing	808 Edgewood Dr	Lake St Louis	MO	6
Operational	Unknown	Biehle	MO	0

Contact Type		Information			
Primary Phone		(219) 766-2211			

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Breda, IA	Buying Station			

Address Type	Street Address	City	State	
Mailing	20755 120th St	Carroll	IA	5
Operational	Unkown	Breda	IA	0

Contact Type		Information			
Primary Phone		(712) 792-3200			

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Burlington, IN	Buying Station			

Address Type	Street Address	City	State	
Mailing	2125 S CR 125W	Logansport	IN	4
Operational	Unknown	Burlington	IN	0

Contact Type		Information			
Primary Phone		(317) 566-3314			

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Burlington, MI	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 South America Rd	Largo	IN	4
Operational	12129M 60 E	Burlington	MI	4

Contact Type		Information			
Primary Phone		(260) 782-2131			
Secondary Phone		(517) 765-2800			

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Cambridge, IL	Buying Station			

Address Type	Street Address	City	State	
Mailing	P.O. Box 172	Cambridge	IL	6
Operational	13022 Cty Hwy 16	Cambridge	IL	6

Contact Type		Information			
Primary Phone		(309) 937-2497			

(b)(4)

(b)(4)

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Cambridge City, Buying Station				
Address Type		Street Address		City
Mailing	1836 S America Rd		Largo	IN
Operational	Unknown		Cambridge City	IN
Contact Type		Information		
Primary Phone	(260) 782-2131			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Carthage, IL Buying Station				
Address Type		Street Address		City
Mailing	2315 E US Hwy 136		Carthage	IL
Operational	2315 E US Hwy 136		Carthage	IL
Contact Type		Information		
Primary Phone	(217) 357-2411			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Clunette, IN Buying Station				
Address Type		Street Address		City
Mailing	1836 S America Rd		Largo	IN
Operational	Unknown		Clunette	IN
Contact Type		Information		
Primary Phone	(260) 782-2131			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Coatsburg, IL Buying Station				
Address Type		Street Address		City
Mailing	P.O. Box 166		Coatsburg	IL
Operational	Rt 24 E		Coatsburg	IL
Contact Type		Information		
Primary Phone	(217) 455-2505			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Colman, SD Buying Station				
Address Type		Street Address		City
Mailing	47283 SD Hwy 34		Colman	SD
Operational	47283 SD Hwy 34		Colman	SD
Contact Type		Information		
Primary Phone	(319) 662-4198			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Conroy, IA Buying Station				
Address Type		Street Address		City
Mailing	652 D St		Amana	IA
Operational	Unknown		Conroy	IA
Contact Type		Information		
Primary Phone	(319) 662-4198			

(b)(4)

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Corunna, IN Buying Station				
Address Type		Street Address		City
Mailing	1836 S America Rd		Largo	IN 48
Operational	Unknown		Corunna	IN 08
Contact Type		Information		
Primary Phone	(260) 782-2131			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Crofton, NE Buying Station				
Address Type		Street Address		City
Mailing	89088 Hwy 121		Crofton	NE 68
Operational	89088 Hwy 121		Crofton	NE 68
Contact Type		Information		
Primary Phone	(402) 388-2431			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Dakota City, NE Slaughter Plant 245C				
Address Type		Street Address		City
Mailing	PO Box 515		Dakota City	NE 68
Operational	Hwy 35	IBP Ave	Dakota City	NE 68
Contact Type		Information		
Primary Phone	(605) 235-2209			
Secondary Phone	(605) 235-2230			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Demotte, IN Buying Station				
Address Type		Street Address		City
Mailing	1836 S America Rd		Largo	IN 48
Operational	Unknown		Demotte	IN 08
Contact Type		Information		
Primary Phone	(260) 782-2131			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Dixon, IL Buying Station				
Address Type		Street Address		City
Mailing	1526 S Hwy 26		Dixon	IL 61
Operational	1526 S Hwy 26		Dixon	IL 61
Contact Type		Information		
Primary Phone	(815) 288-1416			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Donnelson, IA Buying Station				
Address Type		Street Address		City
Mailing	Hwy 2 W Box 80		Donnelson	IA 58

Operational	Hwy 2 W Box 80				Donnelson	IA	5/
Name	Type	FSIS Number	Posted Number	Inactive Date			
Tyson Fresh Meats - Donnelson, IA Buying Station							
Address Type	Street Address			City	State		
Mailing	2196 170th Ave			Donnelson	IA		5/
Operational	2196 170th Ave			Donnelson	IA		5/
Contact Type	Information						
Primary Phone	(319) 835-5110						
Name	Type	FSIS Number	Posted Number	Inactive Date			
Tyson Fresh Meats - Dubuque, IA Buying Station							
Address Type	Street Address			City	State		
Mailing	2341 Antler Rdg			Dubuque	IA		5/
Operational	2341 Antler Rdg			Dubuque	IA		5/
Contact Type	Information						
Primary Phone	(563) 556-5837						
Name	Type	FSIS Number	Posted Number	Inactive Date			
Tyson Fresh Meats - Earlville, IA Buying Station							
Address Type	Street Address			City	State		
Mailing	2897 210th St			Earlville	IA		5/
Operational	2897 210th St			Earlville	IA		5/
Contact Type	Information						
Primary Phone	(563) 923-2145						
Name	Type	FSIS Number	Posted Number	Inactive Date			
Tyson Fresh Meats - Eldorado, OH Buying Station							
Address Type	Street Address			City	State		
Mailing	1836 S America Rd			Largo	IN		4/
Operational	6756 Pence Shewman Rd			Eldorado	OH		4/
Contact Type	Information						
Primary Phone	(260) 782-2131						
Primary Phone	(937) 273-2911						
Name	Type	FSIS Number	Posted Number	Inactive Date			
Tyson Fresh Meats - Elgin, IA Buying Station							
Address Type	Street Address			City	State		
Mailing	18716 Cedar Rd			Elgin	IA		5/
Operational	18716 Cedar Rd			Elgin	IA		5/
Contact Type	Information						
Primary Phone	(563) 426-5572						
Name	Type	FSIS Number	Posted Number	Inactive Date			
Tyson Fresh Meats - Emporia, KS Slaughter Plant 245D							
Address Type	Street Address			City	State		

(b)(4)

Mailing	2101 W 6th	Emporia	KS	68
Operational	2101 W 6th	Emporia	KS	68

Contact Type		Information		
Primary Phone		(620) 343-3640		

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Fancy Farm, KY	Buying Station			

Address Type		Street Address		City	State	
Mailing		825 South Iowa Ave		Washington	IA	52
Operational		Rte 121 N & Rte 339		Fancy Farm	KY	40

Contact Type		Information		
Primary Phone		(319) 728-5230		

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Fillmore, IN	Buying Station			

Address Type		Street Address		City	State	
Mailing		2125 S CR 125W		Logansport	IN	46
Operational		291 S CR 825 E		Fillmore	IN	46

Contact Type		Information		
Primary Phone		(317) 539-2033		

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Forrest, IL	Buying Station			

Address Type		Street Address		City	State	
Mailing		1836 South America Rd		Largo	IN	46
Operational		25692 E North Rd		Forrest	IL	08

Contact Type		Information		
Primary Phone		(260) 782-2131		
Secondary Phone		(815) 657-8129		

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Fostoria, OH	Buying Station			

Address Type		Street Address		City	State	
Mailing		1836 S America Rd		Largo	IN	46
Operational		600 Findlay St		Fostoria	OH	44

Contact Type		Information		
Primary Phone		(260) 782-2131		
Primary Phone		(419) 435-6626		

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Freeman, SD	Buying Station			

Address Type		Street Address		City	State	
Mailing		PO Box 656		Freeman	SD	57
Operational		PO Box 656		Freeman	SD	57

Contact Type		Information		
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(b)(4)

Primary Phone (605) 925-4176

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Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Galva, IL	Buying Station			

Address Type	Street Address	City	State	
Mailing	1051 Midland Rd	Galva	IL	6
Operational	1051 Midland Rd	Galva	IL	6

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - German Valley, IL	Buying Station			

Address Type	Street Address	City	State	
Mailing	P.O. Box 61	German Valley	IL	6
Operational	5509 S Rock City Rd	German Valley	IL	6

Contact Type	Information
Primary Phone	(920) 216-3107
Secondary Phone	(815) 362-2058

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Girard, IL	Buying Station			

Address Type	Street Address	City	State	
Mailing	808 Edgewood Dr	Lake St. Louis	MO	6
Operational	unknown	Girard	IL	0

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Contact Type	Information
Primary Phone	(217) 627-2195

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Goodfield, IL	Buying Station			

Address Type	Street Address	City	State	
Mailing	PO Box 386	Goodfield	IL	6
Operational	Rt 117 N	Goodfield	IL	6

Contact Type	Information
Primary Phone	(309) 965-2565

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Greensburg, IN	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 S America Rd	Largo	IN	4
Operational	Unknown	Greensburg	IN	0

Contact Type	Information
Primary Phone	(260) 782-2131

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Hamilton, MI	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 South America Rd	Largo	IN	1
Operational	3778 Lincoln Rd	Hamilton	MI	4

Contact Type		Information			
Primary Phone		(260) 782-2131			
Secondary Phone		(269) 751-5164			
Name	Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats - Harmony, MN	Buying Station				
Address Type		Street Address		City	State
Mailing	Hwy 52 N			Harmony	MN
Operational	Hwy 52 N			Harmony	MN
Contact Type		Information			
Primary Phone		(507) 886-2533			
Name	Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats - Hawk Point, MO	Buying Station				
Address Type		Street Address		City	State
Mailing	808 Edgewood Dr			Lake St Louis	MO
Operational	Unknown			Hawk Point	MO
Contact Type		Information			
Primary Phone		(317) 625-1062			
Name	Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats - Hubbard, IA	Buying Station				
Address Type		Street Address		City	State
Mailing	27760 Hwy 65			Hubbard	IA
Operational	27760 Hwy 65			Hubbard	IA
Contact Type		Information			
Primary Phone		(641) 864-2220			
Name	Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats - Joslin, IL	Slaughter Plant	245J			
Address Type		Street Address		City	State
Mailing	US Hwy 92 at Joslin			Geneseo	IL
Operational	US Hwy 92			Joslin	IL
Contact Type		Information			
Primary Phone		(309) 658-2291			
Name	Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats - Lancaster, WI	Buying Station				
Address Type		Street Address		City	State
Mailing	Bix 47			Lancaster	WI
Operational	6656 SR 35 & 81			Lancaster	WI
Contact Type		Information			
Primary Phone		(608) 723-6477			
Name	Type	FSIS Number	Posted Number	Inactive Date	
Tyson Fresh Meats - Leipsic, OH	Buying Station				

(b)(4)

Address Type	Street Address	City	State	
Mailing	1836 S America Rd	Largo	IN	48
Operational	26 South St	Leipsic	OH	08

Contact Type	Information
Primary Phone	(260) 782-2131
Primary Phone	(419) 943-2151

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Lexington, NE	Slaughter Plant	245L		

Address Type	Street Address	City	State	
Mailing	1500 Plum Creek Parkway	Lexington	NE	68
Operational	1500 Plum Creek Parkway	Lexington	NE	68

Contact Type	Information
Primary Phone	(308) 324-5671

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Linden, IN	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 S America Rd	Largo	IN	48
Operational	Unknown	Linden	IN	08

Contact Type	Information
Primary Phone	(260) 782-2131

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Logansport, IN	Slaughter Plant	244I		

Address Type	Street Address	City	State	
Mailing	2125 S CR 125 W	Logansport	IN	48
Operational	2125 S CR 125 W	Logansport	IN	48

Contact Type	Information
Primary Phone	(754) 753-6137

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Lyndon, IL	Buying Station			

Address Type	Street Address	City	State	
Mailing	17459 Moline Rd	Lyndon	IL	68
Operational	17459 Moline Rd	Lyndon	IL	68

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Madison, NE	Slaughter Plant	244M		

Address Type	Street Address	City	State	
Mailing	PO Box 1010	Madison	NE	68
Operational	1200 Industrial Park	Madison	NE	68

Contact Type	Information
Primary Phone	(402) 454-3361

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Mapleton, MN	Buying Station			

(b)(4)

Address Type	Street Address	City	State	
Mailing	14264 State Hwy 22	Mapleton	MN	58
Operational	14264 State Hwy 22	Mapleton	MN	58

Contact Type	Information
Primary Phone	(507) 524-4451

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Marion, KY	Buying Station			

Address Type	Street Address	City	State	
Mailing	825 South Iowa Ave	Washington	IA	53
Operational	1821 US Hwy 60E	Marion	KY	41

Contact Type	Information
Primary Phone	(319) 728-5230

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Marshall, MN	Buying Station			

Address Type	Street Address	City	State	
Mailing	300 W Lyon St	Marshall	MN	56
Operational	300 W Lyon St	Marshall	MN	58

Contact Type	Information
Primary Phone	(507) 537-0509

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Monroe City,	Buying Station			

Address Type	Street Address	City	State	
Mailing	Box 93	Monroe City	MO	63
Operational	41840 Bus Bwy 36	Monroe City	MO	63

Contact Type	Information
Primary Phone	(573) 738-4517

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Montgomery, IN	Buying Station			

Address Type	Street Address	City	State	
Mailing	808 Edgewood Dr	Lake Saint Louis	MO	63
Operational	Unknown	Montgomery	IN	08

Contact Type	Information
Primary Phone	(812) 482-5501

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Morenci, MI	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 South America Rd	Largo	IN	46
Operational	16877 Morenci Rd	Morenci	MI	48

Contact Type	Information

(b)(4)

Primary Phone (260) 782-2131

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Mt. Blanchard,	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 S America Rd	Largo	IN	4
Operational	18330 Township Hwy 22	Mt. Blanchard	OH	4

Contact Type	Information
Primary Phone	(260) 782-2131
Primary Phone	(419) 694-7621

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - North	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 S America Rd	Largo	IN	4
Operational	Unknown	North Manchester	IN	0

Contact Type	Information
Primary Phone	(260) 782-2131

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Ottawa, IL	Buying Station			

Address Type	Street Address	City	State	
Mailing	621 E Stevenson Rd	Ottawa	IL	6
Operational	621 E Stevenson Rd	Ottawa	IL	6

(b)(4)

Contact Type	Information
Primary Phone	(815) 431-9501

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Paullina, IA	Buying Station			

Address Type	Street Address	City	State	
Mailing	PO Box 518	Paullina	IA	5
Operational	PO Box 518	Paullina	IA	5

Contact Type	Information
Primary Phone	(712) 448-2105

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Perry, IA	Slaughter Plant	244P		

Address Type	Street Address	City	State	
Mailing	13500 I Court	Perry	IA	5
Operational	13500 I Court	Perry	IA	5

Contact Type	Information
Primary Phone	(515) 465-5363

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Pinckneyville, IL	Buying Station			

Address Type	Street Address	City	State	
Mailing	808 Edgewood Dr	Lake Saint Louis	MO	63
Operational	4605 Galum Church Rd	Pinckneyville	IL	62

Contact Type	Information
Primary Phone	(618) 357-5033

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Portland, IN	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 S America Rd	Largo	IN	46
Operational	Unknown	Portland	IN	06

Contact Type	Information
Primary Phone	(260) 782-2131

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Ravenwood, MO	Buying Station			

Address Type	Street Address	City	State	
Mailing	P.O. Box 118B	Ravenwood	MO	64
Operational	36316 US Hwy 136	Ravenwood	MO	64

Contact Type	Information
Primary Phone	(660) 937-2200

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Rock Rapids, IA	Buying Station			

Address Type	Street Address	City	State	
Mailing	1481 US Hwy 75	Rock Rapids	IA	50
Operational	1481 US Hwy 75	Rock Rapids	IA	50

Contact Type	Information
Primary Phone	(712) 472-4061

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Rushford, MN	Buying Station			

Address Type	Street Address	City	State	
Mailing	PO Box 189	Rushford	MN	55
Operational	45277 State Hwy 16	Rushford	MN	55

Contact Type	Information
Primary Phone	(507) 864-2429

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Rushville, IN	Buying Station			

Address Type	Street Address	City	State	
Mailing	1836 S America Rd	Largo	IN	46
Operational	Unknown	Rushville	IN	06

Contact Type	Information
Primary Phone	(260) 782-2131

(b)(4)

(b)(4)

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Sedalia, OH Buying Station				
Address Type		Street Address		City
Mailing	1836 S America Rd		Largo	IN 48
Operational	Unknown		Sedalia	OH 00
Contact Type		Information		
Primary Phone	(260) 782-2131			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Seneca, KS Buying Station none				
Address Type		Street Address		City
Mailing	Rt 1 Box 143A	Highway 36 West	Seneca	KS 68
Operational	Rt 1 Box 143A	Highway 36 West	Seneca	KS 68
Contact Type		Information		
Primary Phone	(785) 336-2153			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Sleepy Eye, MN Buying Station				
Address Type		Street Address		City
Mailing	25954 State Hwy 4		Sleepy Eye	MN 56
Operational	25954 State Hwy 4		Sleepy Eye	MN 56
Contact Type		Information		
Primary Phone	(507) 794-2575			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - St. Paul, NE Buying Station				
Address Type		Street Address		City
Mailing	PO Box 101		St Paul	NE 68
Operational	PO Box 101		St Paul	NE 68
Contact Type		Information		
Primary Phone	(308) 754-4407			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Stockton, IA Buying Station				
Address Type		Street Address		City
Mailing	2264 S 20th Ave		Stockton	IA 51
Operational	2264 S 20th Ave		Stockton	IA 51
Contact Type		Information		
Primary Phone	(563) 284-6268			
Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Sutton, NE Buying Station				
Address Type		Street Address		City
Mailing	PO Box 651		Sutton	NE 68
Operational	PO Box 651		Sutton	NE 68

Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(402) 732-6607				
Tyson Fresh Meats - Truman, MN		Buying Station				
Address Type		Street Address		City	State	
Mailing		2241 State Hwy 15		Truman	MN	58
Operational		2241 State Hwy 15		Truman	MN	58
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(507) 776-2828				
Tyson Fresh Meats - Tuscola, IL		Buying Station				
Address Type		Street Address		City	State	
Mailing		808 Edgewood Dr		Lake Saint Louis	MO	63
Operational		961 E CR 750N		Tuscola	IL	61
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(217) 253-5478				
Tyson Fresh Meats - Versailles, OH		Buying Station				
Address Type		Street Address		City	State	
Mailing		1836 S America Rd		Largo	IN	46
Operational		6128 SR 47		Versailles	OH	45
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(937) 337-2095				
Primary Phone		(260) 782-2131				
Tyson Fresh Meats - Washington, KS		Buying Station				none
Address Type		Street Address		City	State	
Mailing		1790 Scout Avenue		Washington	KS	66
Operational		1790 Scout Avenue		Washington	KS	66
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(785) 325-2291				
Tyson Fresh Meats - Waterloo, IA		Slaughter Plant				244W
Address Type		Street Address		City	State	
Mailing		501 N Elk Run Rd		Waterloo	IA	51
Operational		501 N Elk Run Rd		Waterloo	IA	51
Contact Type		Information				
Name	Type	FSIS Number	Posted Number	Inactive Date		
Primary Phone		(319) 236-2336				
Tyson Fresh Meats - Waukon, IA		Buying Station				

(b)(4)

Address Type	Street Address	City	State
Mailing	1649 Hwy 76 N	Waukon	IA
Operational	1649 Hwy 76 N	Waukon	IA

Contact Type	Information
Primary Phone	(563) 568-4545

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Welton, IA	Buying Station			

Address Type	Street Address	City	State
Mailing	1696 250th Ave	Delmar	IA
Operational	Unknown	Welton	IA

Contact Type	Information
Primary Phone	(319) 659-3192

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Willow Hill, IL	Buying Station			

Address Type	Street Address	City	State
Mailing	808 Edgewood Dr	Lake St Louis	MO
Operational	Unknown	Willow Hill	IL

Contact Type	Information
Primary Phone	(618) 455-3393

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - Wolcott, IN	Buying Station			

Address Type	Street Address	City	State
Mailing	1836 S America Rd	Largo	IN
Operational	Unknown	Wolcott	IN

Contact Type	Information
Primary Phone	(260) 782-2131

Name	Type	FSIS Number	Posted Number	Inactive Date
Tyson Fresh Meats - York, NE	Buying Station			

Address Type	Street Address	City	State
Mailing	1219 Rd 20	York	NE
Operational	1219 Rd 20	York	NE

Contact Type	Information
Primary Phone	(402) 732-6613
Primary Phone	(402) 732-6607

Owned Scales

Id	Facility Id	Facility Name	Serial Number	Manufacturer	Type	Indicator
(b)(4)						

(b)(4)						
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(b)(4)

Financial Instruments

Id **Type** **Trustee Financial Entity** **Surety Financial Entity** **Status**

(b)(4)

US Department of Agriculture
Grain Inspection, Packers and Stockyards Administration
Packers and Stockyards Program (P&SP)
Investigation Background (V6-2-08)

P&SP Agent(s) Name	(b)(6),(b)(7)(C)	Date of Complaint	None
Investigation Number	33538	Date Investigation Started	October 20, 2009
Starting Factor	GIPSA Initiated		
Description of Starting Factor	PSP initiated the investigation in response to information indicating that Cargill Meat Solutions, Corp. paid for cattle originating outside the United than it paid for cattle produced entirely within the United States.		

Respondent Information			
Name	Cargill Meat Solutions, Corp.	DBA	
Physical Operating Address	151 N Main St	Telephone Number	316-291-2500
City	Wichita	Fax Number	316-291-2798
State	Kansas	Is the respondent registered?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> Packer

Type of Organization	Corporation	Character of Business	Dealer Buying and Selling Buying On Commission Selling On Commission Clearing Service Other Packer Live Poultry Dealer			
	Mailing Address (if different) P. O. Box 2519, Wichita, KS 67201					
Respondent Owners and Officers	First Name	Last Name	Title	% Ownership	Primary Contact #	Alternate Contact #
	William A.	Buckner	President	(b)(6)	316-291-2500	
	William F.	Rupp	Vice President		316-291-2500	
	Derek G.	Kennedy	Vice President		316-291-2500	
	Thomas M.	Hayes	Vice President		316-291-2500	
	Kenneth L.	Bull	Vice President		316-291-2600	
	David, S.	Dolinar	Secretary		316-291-2500	
	William W.	Veazey.	Treasurer		316-291-2500	
Contact	First Name	Last Name	Title	Primary Contact #	Alternate Contact #	
	(b)(6),(b)(7)(C)					

Reporting Date of Last AR (MM/YYYY)	Clause 1 Bond Amount	Clause 2 Bond Amount Dollars Purchased	Clause 3 Bond Amount	Clause 2/3 Bond Amount	Clause 4 Bond Amount	Poultry
08/26/09		(b)(4)				
Prior Enforcement History						
Prior Action Type	Date	Reason for Action and Disposition				
Notice of Default	April 8, 2007	Scale failed to meet testing requirements				
Consent Order	October 19, 2007	Cargill was ordered to .				
Letter of Notice	December 27, 2006	Failing to maintain uniform trolley weights at the plant in Plainview, Texas				
Letter of Notice	December 27, 2006	Failing to maintain uniform trolley weights and subtracting a tare that was greater than the weight of the equipment at its plant in Fort Morgan, Colorado.				

Business Entity - Cargill Meat Solutions Corporation (14912)

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Name	Type	Status	Type Of Organization	Date Formed	State Formed	Fiscal Year End
Cargill Meat Solutions Corporation (DBA) Beef Packers, Inc. (DBA) Emmepak Foods, Inc.	Packer	Active	Corporation			May

Address Type	Street Address	City	State
Mailing	PO Box 2519	Wichita	KS
Operational	151 N Main St	Wichita	KS

Contact Type	Information
Primary Phone	(316) 291-2500
Fax Machine	(316) 291-2798

Owns Business Entities

Name	Type	Status	Type Of Organization	Date Formed	State Formed	Fiscal Year End
Cargill Pork, LLC	Dealer	Active	Limited Liability Company	12/16/2003	DE	May

Packer Characteristics

Operates As Broker Dealer Or Distributer	Purchases Livestock To Slaughter At Stockyards Or Markets	Purchases Livestock To Slaughter Outside Purchase State	Sells Or Ships Meat Outside State Manufactured Or Prepared	Sells Or Ships Meat To U.S. Government
No	Yes	No	Yes	No

Cattle	Hogs	Horses And Mules	Poultry	Sheep And Goats
Yes	Yes	No	No	No

Owning Individuals

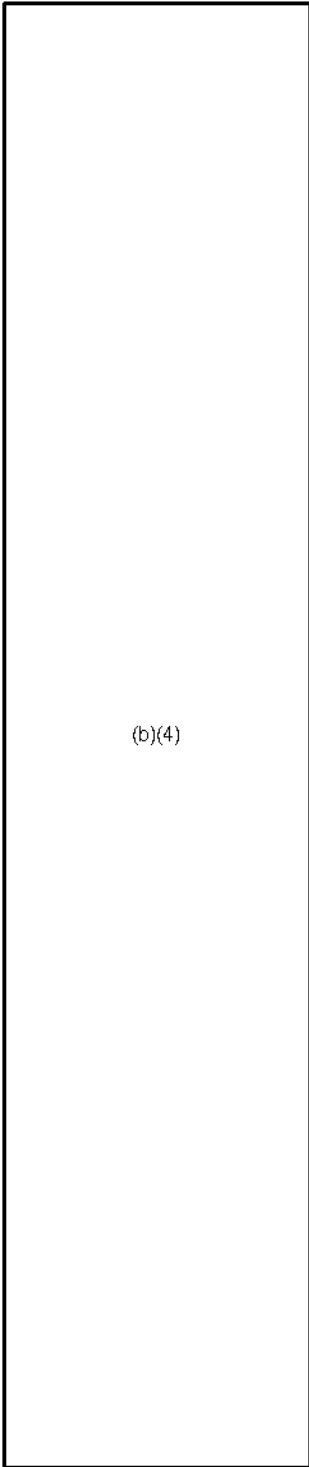
Owner Name	Title	Percentage
Dolinar, David S.	Secretary	(b)(6)
Rupp, William (Bill) F.	Vice President	
Kennedy, Derek G.	Vice President	
Hayes, Thomas M.	Vice President	
Bull, Kenneth L.	Vice President	
Buckner, William (Bill) A.	President	
Veazey, William W.	Treasurer	

Employees

Employee Name	Position
(b)(6)	

Packer Buyers

Packer Buyer Name	Registered	Handles
(b)(4)	Not Registered	Hogs
	Not Registered	Cows & Bulls, Fed Cattle, Feeder Cattle, Steers & Heifers
	Not Registered	Cows & Bulls, Fed Cattle, Sheep & Goats
	Not Registered	Hogs
	Not Registered	Hogs
	Not Registered	Fed Cattle
	Not Registered	Hogs
	Not Registered	Hogs
	Not Registered	Hogs
	Not Registered	Fed Cattle
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(b)(4)

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(b)(4)

Not Registered
Not Registered
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Not Registered

Hogs
Fed Cattle
Hogs
Fed Cattle

Owned Facilities

Id	Name	Type	FSIS Number	Posted Number	Inactive Date	
(b)(4)	Cargill Beef Packers, Inc.	Slaughter Plant	31913			
	Address Type		Street Address		City	State
	Mailing	521 W North Ave			Fresno	CA
	Operational	521 W North Ave			Fresno	CA
	Contact Type		Information			
	Primary Phone	(559) 256-3890				
Id	Name	Type	FSIS Number	Posted Number	Inactive Date	
(b)(4)	Cargill Fresno CA	Slaughter Plant	354			
	Address Type		Street Address		City	State
	Mailing	PO Box 12503			Fresno	CA
	Operational	3115 S. Fig Ave			Fresno	CA
	Contact Type		Information			
	Primary Phone	(559) 268-5586				
	Fax Machine	(559) 268-1352				
	Scale Letter Recipient	(b)(6)				
Id	Name	Type	FSIS Number	Posted Number	Inactive Date	
(b)(4)	Cargill Meat Solutions	Slaughter Plant	85B			
	Address Type		Street Address		City	State
	Mailing	8295 Arenzville Rd			Beardstown	IL
	Operational	8295 Arenzville Rd			Beardstown	IL
	Contact Type		Information			
	Primary Phone	(641) 682-8532				
Id	Name	Type	FSIS Number	Posted Number	Inactive Date	
(b)(4)	Cargill Meat Solutions	Slaughter Plant	85O			
	Address Type		Street Address		City	State
	Mailing	600 S Iowa Ave			Ottumwa	IA
	Operational	600 S Iowa Ave			Ottumwa	IA
	Contact Type		Information			
	Primary Phone	(641) 682-8532				
Id	Name	Type	FSIS Number	Posted Number	Inactive Date	
(b)(4)	Cargill Meat Solutions	Buying Station				
	Address Type		Street Address		City	State
	Mailing	P.O. Box 8			Shelbina	MO
	Operational	P.O. Box 8			Shelbina	MO
	Contact Type		Information			
	Primary Phone	(316) 832-1121				

Name	Type	FSIS Number	Posted Number	Inactive Date
Cargill Meat Solutions	Buying Station			
Address Type		Street Address		City
Mailing	19284 Amber Road X44		Monticello	IA
Operational	19284 Amber Road X44		Monticello	IA
Contact Type		Information		
Primary Phone	(319) 465-5654			
Name	Type	FSIS Number	Posted Number	Inactive Date
Cargill Meat Solutions	Buying Station			
Address Type		Street Address		City
Mailing	327 Railway St		Dedham	IA
Operational	327 Railway St		Dedham	IA
Name	Type	FSIS Number	Posted Number	Inactive Date
Cargill Meat Solutions	Buying Station			
Address Type		Street Address		City
Mailing	P.O. Box 113		Washington	IA
Operational	P.O. Box 113		Washington	IA
Contact Type		Information		
Primary Phone	(319) 653-4763			
Name	Type	FSIS Number	Posted Number	Inactive Date
Cargill Meat Solutions	Buying Station			
Address Type		Street Address		City
Mailing	1420 E Ave		Kalona	IA
Operational	1420 E Ave		Kalona	IA
Contact Type		Information		
Primary Phone	(319) 656-3163			
Name	Type	FSIS Number	Posted Number	Inactive Date
Cargill Meat Solutions	Buying Station			
Address Type		Street Address		City
Mailing	Route 3 Box 54A		Centralia	MO
Operational	Route 3 Box 54A		Centralia	MO
Contact Type		Information		
Primary Phone	(573) 682-3464			
Name	Type	FSIS Number	Posted Number	Inactive Date
Cargill Meat Solutions	Buying Station			
Address Type		Street Address		City
Mailing	Hwy 38 South P.O. Box 26		Greeley	IA
Operational	Hwy 38 South P.O. Box 26		Greeley	IA
Name	Type	FSIS Number	Posted Number	Inactive Date
Cargill Meat Solutions	Buying Station			

(b)(4)

Address Type	Street Address	City	State	
Mailing	Hwy N 45 P.O. Box 386	Effingham	IL	61
Operational	Hwy N 45 P.O. Box 386	Effingham	IL	61

Contact Type	Information
Primary Phone	(217) 342-3935

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Meat Solutions	Buying Station			

Address Type	Street Address	City	State	
Mailing	124E Ludwig St	Bushnell	IL	61
Operational	124E Ludwig St	Bushnell	IL	61

Contact Type	Information
Primary Phone	(309) 772-3170

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Meat Solutions	Buying Station			08/01/2009

Address Type	Street Address	City	State	
Mailing	8295 Arenzville Rd	Beardstown	IL	61
Operational	unkown	Carthage	IL	08

Contact Type	Information
Primary Phone	(217) 537-3416

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Meat Solutions	Buying Station			

Address Type	Street Address	City	State	
Mailing	8295 Arenzville Rd	Beardstown	IL	61
Operational	unknown	Fort Branch	IN	08

Contact Type	Information
Primary Phone	(812) 753-3214

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Meat Solutions (inactive)	Buying Station			11/12/2009

Address Type	Street Address	City	State	
Mailing	P.O. Box 1056	Durant	IA	51
Operational	P.O. Box 1056	Durant	IA	51

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Meat Solutions - Schuyler, NE Slaughter Plant	86M			

Address Type	Street Address	City	State	
Mailing	590 Road 9	Schuyler	NE	61
Operational	590 Road 9	Schuyler	NE	61

Contact Type	Information
Primary Phone	(402) 352-5411

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Meat Solutions Dodge City KS Slaughter Plant	86K			

(b)(4)

Address Type	Street Address	City	State	
Mailing	PO Box 1060	Dodge City	KS	6
Operational	3201 E Highway 400	Dodge City	KS	6

Contact Type	Information
Primary Phone	(620) 225-2610
Fax Machine	(620) 227-0580

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Meat Solutions Fort Morgan	Slaughter Plant	86R		

Address Type	Street Address	City	State	
Mailing	PO Box 4100	Fort Morgan	CO	8
Operational	1505 E Burlington Ave	Fort Morgan	CO	8

Contact Type	Information
Primary Phone	(970) 867-8223
Fax Machine	(970) 867-1601
Scale Letter Recipient	(b)(6)

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Meat Solutions Friona TX	Slaughter Plant	86E		

Address Type	Street Address	City	State	
Mailing	PO Box 579	Friona	TX	7
Operational	1530 W US Highway 60	Friona	TX	7

Contact Type	Information
Primary Phone	(806) 295-3201
Fax Machine	(806) 295-8214
Scale Letter Recipient	(b)(6)

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Meat Solutions Plainview TX	Slaughter Plant	86H		

Address Type	Street Address	City	State	
Mailing	PO Box 910	Plainview	TX	7
Operational	N Interstate 27	Plainview	TX	7

Contact Type	Information
Primary Phone	(806) 293-5181
Fax Machine	(806) 291-4092

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Taylor Beef	Slaughter Plant	9400		

Address Type	Street Address	City	State	
Mailing	PO Box 188, Route 706	Wyalusing	PA	1
Operational	PO Box 188, Route 706	Wyalusing	PA	1

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Cargill Taylor Beef	Slaughter Plant	17690		

Address Type	Street Address	City	State	
Mailing	200 S Emmber Lane	Milwaukee	WI	5
Operational	200 S Emmber Lane	Milwaukee	WI	5

Contact Type		Information			
Id	Name	Type	FSIS Number	Posted Number	Inactive Date
(b)(4)	Dissen Enterprises	Buying Station			
Address Type		Street Address		City	State
	Mailing	3444 Hwy Y		New Haven	MO
	Operational	3444 Hwy Y		New Haven	MO

Owned Scales

Id	Facility Id	Facility Name	Serial Number	Manufacturer	Type	Indicator
(b)(4)						

(b)(4)

Financial Instruments

Id Type Trustee Financial Entity Surety Financial Entity Status

(b)(4)

US Department of Agriculture
Grain Inspection, Packers and Stockyards Administration
Packers and Stockyards Program (P&SP)
Investigation Background (V6-2-08)

P&SP Agent(s) Name	(b)(6),(b)(7)(C)	Date of Complaint	None
Investigation Number	33541	Date Investigation Started	October 20, 2009
Starting Factor	GIPSA Initiated		
Description of Starting Factor	PSP initiated the investigation in response to information indicating that JBS USA, LLC (JBS) paid lower prices for cattle produced outside the United States than it paid for cattle produced entirely within the United States.		
Respondent Information			
Name	JBS USA, LLC	DBA	
Physical Operating Address	1770 Promontory Circle	Telephone Number	970-506-7797
City	Greeley	Fax Number	970-506-8315
State	Colorado	Is the respondent registered?	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <input checked="" type="checkbox"/> Packer

Type of Organization	Limited Liability Company	Character of Business	Dealer Buying and Selling Buying On Commission Selling On Commission Clearing Service Other Packer Live Poultry Dealer			
	Mailing Address (if different) 1770 Promontory Circle, Greeley, CO 80634					
Respondent Owners and Officers	First Name	Last Name	Title	% Ownership	Primary Contact #	Alternate Contact #
	Wesley M.	Batista	President	(b)(6)	970-506-7797	
	William G.	Trupkiewicz	Officer		970-506-7797	
	Andre	Nogueira	Officer		970-506-7797	
	Richard	Vesta	Officer		970-506-7797	
	Michael A.	Hajost	rTreasure		970-506-7797	
Contact	First Name	Last Name	Title	Primary Contact #	Alternate Contact #	
	(b)(6),(b)(7)(C)					

Reporting Date of Last AR (MM/YYYY)	Clause 1 Bond Amount	Clause 2 Bond Amount	Clause 3 Bond Amount	Clause 2/3 Bond Amount	Clause 4 Bond Amount	Poultry
12/28/2008		(b)(4)				
Prior Enforcement History						
Prior Action Type	Date	Reason for Action and Disposition				
Consent Order	December 2009	JBS consented to paying a penalty of \$6,200 and ceasing from inaccurately weighing carcasses				
Notice of Default	May 22, 2009	Failing to file an annual report				
Notice of Violation	September 11, 2009	Failing to file a scale test report				
Notice of Violation	September 30, 2008	Restricting competition with arrangements to buy cattle through dealers in Kentucky and Tennessee				
Consent Order	November 2007	Swift and Company consented to a \$40,000 civil penalty for failing to pay when due				
Notice of Violation	September 12, 2007	Failing to disclose removal of trotters from lamb carcasses before weighing the carcass at its lamb plant in Greeley, Colorado				
Letter of Notice	February 11, 2005	Subtracting a tare weight greater than the weight of the equipment and failing to maintain uniform trolley weights at its plant in Dumas, Texas				
Letter of Notice	November 30, 2004	Failing to properly disclose deductions for cattle more than thirty months old				

Business Entity - JBS USA, LLC fka Swift Beef (14887)

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Name	Type	Status	Type Of Organization	Date Formed	State Formed	Fiscal Year End
JBS USA, LLC fka Swift Beef	Packer	Active	Corporation			December
Address Type		Street Address		City		State
Mailing		1770 Promontory Circle		Greeley	CO	8
Operational		1770 Promontory Circle		Greeley	CO	8
Contact Type		Information				
Primary Phone		(970) 506-7797				
Fax Machine		(970) 506-8315				
Scale Letter Recipient		(b)(6)				

Owned By Business Entity

Name	Type	Status	Type Of Organization	Date Formed	State Formed	Fiscal Year End
JBS USA Holdings, Inc.	Parent	Active	Corporation			December

Packer Characteristics

Operates As Broker Dealer Or Distributer	Purchases Livestock		Sells Or Ships Meat	
	To Slaughter At Markets Or Stockyards Or	Purchases Livestock To Slaughter Outside Purchase State	Outside State Manufactured Or Prepared	Sells Or Ships Meat To U.S. Government
No	Yes	No	Yes	Yes
Cattle				
Yes	No	No	No	Yes
Hogs				
Horses And Mules				
Poultry				
Sheep And Goats				

Owning Individuals

Owner Name	Title	Percentage
Trupkiewicz, William G.	Officer	(b)(6)
Nogueira, Andre	Officer	
Colwell, David	Officer	
Hajost, Michael A.	Treasurer	
Batista, Wesley M.	President	

Packer Buyers

Packer Buyer Name	Registered	Handles
(b)(4)	Not Registered	Steers & Heifers
	Not Registered	Steers & Heifers
	Not Registered	Steers & Heifers
	Not Registered	Steers & Heifers
	Not Registered	Steers & Heifers
	Not Registered	Steers & Heifers
	Not Registered	Steers & Heifers

(b)(4)

Not Registered	Steers & Heifers
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Not Registered	Steers & Heifers

Owned Facilities

(b)(4)

Name	Type	FSIS Number	Posted Number	Inactive Date
Swift Beef Dumas	Slaughter Plant	3D		
Address Type				
Mailing	P. O. Box 524		Dumas	TX 79
Operational	5950 ConAgra Rd		Cactus	TX 79
Contact Type				
Primary Phone	(806) 966-5103			
Fax Machine	(806) 966-5481			
Swift Beef Grand Island	Slaughter Plant	969G		
Address Type				
Mailing	PO Box 2137		Grand Island	NE 68
Operational	555 S Stuhr Rd		Grand Island	NE 68
Contact Type				
Primary Phone	(308) 384-5330			
Swift Beef Greeley	Slaughter Plant	969		
Address Type				
Mailing	1770 Promontory Circle		Greeley	CO 80
Operational	800 N 8th Ave		Greeley	CO 80
Contact Type				
Primary Phone	(970) 351-0800			

Fax Machine (970) 395-0329
 Scale Letter Recipient Brett Davis

(b)(4)

Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Swift Beef Hyrum	Slaughter Plant	628		
Address Type		Street Address		City	State
	Mailing	410 N 200 W		Hyrum	UT
	Operational	410 N 200 W		Hyrum	UT
Contact Type		Information			
	Primary Phone	(435) 245-6456			
Id	Name	Type	FSIS Number	Posted Number	Inactive Date
	Swift Lamb Greeley	Slaughter Plant	3L		
Address Type		Street Address		City	State
	Mailing	920 N 7th Ave		Greeley	CO
	Operational	920 N 7th Ave		Greeley	CO
Contact Type		Information			
	Primary Phone	(970) 304-7000			
	Fax Machine	(970) 351-0454			

Owned Scales

Id	Facility Id	Facility Name	Serial Number	Manufacturer	Type	Indicator
(b)(4)						

Financial Instruments

Id	Type	Trustee Financial Entity	Surety Financial Entity	Status
(b)(4)				

Id	Type	Trustee Financial Entity	Surety Financial Entity	Status
(b)(4)				



Federal Register

Thursday,
January 15, 2009

Part II

Department of Agriculture

Agricultural Marketing Service
7 CFR Parts 60 and 65

**Mandatory Country of Origin Labeling of
Beef, Pork, Lamb, Chicken, Goat Meat,
Wild and Farm-Raised Fish and Shellfish,
Perishable Agricultural Commodities,
Peanuts, Pecans, Ginseng, and Macadamia
Nuts; Final Rule**

DEPARTMENT OF AGRICULTURE**Agricultural Marketing Service****7 CFR Parts 60 and 65**

[Docket No. AMS-LS-07-0081]

RIN 0581-AC26

Mandatory Country of Origin Labeling of Beef, Pork, Lamb, Chicken, Goat Meat, Wild and Farm-Raised Fish and Shellfish, Perishable Agricultural Commodities, Peanuts, Pecans, Ginseng, and Macadamia Nuts

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Final rule.

SUMMARY: The Farm Security and Rural Investment Act of 2002 (2002 Farm Bill), the 2002 Supplemental Appropriations Act (2002 Appropriations), and the Food, Conservation and Energy Act of 2008 (2008 Farm Bill) amended the Agricultural Marketing Act of 1946 (Act) to require retailers to notify their customers of the country of origin of covered commodities. Covered commodities include muscle cuts of beef (including veal), lamb, chicken, goat, and pork; ground beef, ground lamb, ground chicken, ground goat, and ground pork; wild and farm-raised fish and shellfish; perishable agricultural commodities; macadamia nuts; pecans; ginseng; and peanuts. The implementation of mandatory country of origin labeling (COOL) for all covered commodities, except wild and farm-raised fish and shellfish, was delayed until September 30, 2008.

The 2008 Farm Bill contained a number of provisions that amended the COOL provisions in the Act. These changes included the addition of chicken, goat, macadamia nuts, pecans, and ginseng as covered commodities, the addition of provisions for labeling products of multiple origins, as well as a number of other changes. However, the implementation date of September 30, 2008, was not changed by the 2008 Farm Bill. Therefore, in order to meet the September 30, 2008, implementation date and to provide the newly affected industries the opportunity to provide comments prior to issuing a final rule, on August 1, 2008, the Department published an interim final rule with a request for comments for all of the covered commodities other than wild and farm-raised fish and shellfish. The Agency is issuing this final rule for all covered commodities. This final rule contains definitions, the requirements for consumer notification and product

marking, and the recordkeeping responsibilities of both retailers and suppliers for covered commodities.

DATES: This final rule is effective March 16, 2009.

FOR FURTHER INFORMATION CONTACT: Erin Morris, Associate Deputy Administrator, Poultry Programs, AMS, USDA, by telephone on 202-720-5131, or via e-mail at: erin.morris@usda.gov.

SUPPLEMENTARY INFORMATION: The information that follows has been divided into three sections. The first section provides background information about this final rule. The second section provides a discussion of the rule's requirements, including a summary of changes from the October 5, 2004, interim final rule for fish and shellfish and the August 1, 2008, interim final rule for the remaining covered commodities as well as a summary of the comments received in response to the relevant prior requests for comments associated with this rulemaking and the Agency's responses to these comments. The prior requests for comments include: The interim final rule for fish and shellfish published in the October 5, 2004, **Federal Register** (69 FR 59708); the reopening of the comment period (for costs and benefits) for the interim final rule that was published in the November 27, 2006, **Federal Register** (71 FR 63431); the reopening of the comment period for all aspects of the interim final rule that was published in the June 20, 2007, **Federal Register** (72 FR 33851); and the interim final rule for the remaining covered commodities that was published in the August 1, 2008, **Federal Register** (73 FR 45106). The last section provides for the required impact analyses including the Regulatory Flexibility Act, the Paperwork Reduction Act, Civil Rights Analysis, and the relevant Executive Orders.

I. Background*Prior Documents in This Proceeding*

This final rule is issued pursuant to the 2002 Farm Bill, the 2002 Appropriations, and the 2008 Farm Bill, which amended the Act to require retailers to notify their customers of the origin of covered commodities. In addition, the FY 2004 Consolidated Appropriations Act (Pub. L. 108-199) delayed the implementation of mandatory COOL for all covered commodities except wild and farm-raised fish and shellfish until September 30, 2006. The Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act of 2006 (Pub. L. 109-97) delayed the applicability of

mandatory COOL for all covered commodities except wild and farm-raised fish and shellfish until September 30, 2008.

On October 11, 2002, AMS published Guidelines for the Interim Voluntary Country of Origin Labeling of Beef, Lamb, Pork, Fish, Perishable Agricultural Commodities, and Peanuts (67 FR 63367) providing interested parties with 180 days to comment on the utility of the voluntary guidelines.

On November 21, 2002, AMS published a notice requesting emergency approval of a new information collection (67 FR 70205) providing interested parties with a 60-day period to comment on AMS' burden estimates associated with the recordkeeping requirements as required by the Paperwork Reduction Act of 1995 (PRA). On January 22, 2003, AMS published a notice extending this comment period (68 FR 3006) an additional 30 days.

On October 30, 2003, AMS published the proposed rule for the mandatory COOL program (68 FR 61944) with a 60-day comment period. On December 22, 2003, AMS published a notice extending the comment period (68 FR 71039) an additional 60 days. On June 20, 2007, AMS reopened the comment period for the proposed rule for all covered commodities (72 FR 33917).

On October 5, 2004, AMS published the interim final rule for fish and shellfish (69 FR 59708) with a 90-day comment period. On December 28, 2004, AMS published a notice extending the comment period (69 FR 77609) an additional 60 days. On November 27, 2006, the comment period was reopened on the costs and benefits aspects of the interim final rule (71 FR 68431). On June 20, 2007, the comment period was reopened for all aspects of the interim final rule (72 FR 33851).

On August 1, 2008, AMS published an interim final rule for covered commodities other than fish and shellfish (73 FR 45106) with a 60-day comment period.

II. Summary of Changes From the Interim Final Rules*Definitions*

In the regulatory text for fish and shellfish (7 CFR part 60), a definition for "commingled covered commodities" has been added for clarity and to conform to the regulatory text for the other covered commodities.

In the regulatory text for the remaining covered commodities (7 CFR part 65), the definition of "ground beef" has been modified in response to

