

**NORTH CAROLINA DEPARTMENT OF AGRICULTURE  
& CONSUMER SERVICES  
FOOD & DRUG PROTECTION DIVISION**

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| Name and Title of Individual: <i>Tracy Conroy/owner</i> | Date: <i>08-18-2020</i>                           |
| Firm Name: <i>Holt Orchards</i>                         | H<br>O<br>U<br>R<br><br><i>11:00</i> a.m.<br>p.m. |
| Number & Street: <i>733 Colland Street</i>              |   |
| City & State: <i>Hendersonville, NC</i>                 | Zip Code: <i>28791</i>                            |

Notice of inspection is hereby given pursuant to Article 12, §106-140 of North Carolina Food, Drug and Cosmetic.

Signature (NC Department of Agriculture Employee(s):

*Sara Blackwell*

Title (NC Department of Agriculture Employee (s)

*Food Regulatory Specialist*

Article 12, §106-140 of the North Carolina Food, Drug and Cosmetic Act is quoted below:

§106-140. (a) For the purposes of enforcement of this Article, the Commissioner or any of his authorized agents, are authorized upon presenting appropriate credentials and a written notice to the owner, operator or agent in charge, (1) To enter at reasonable times any factory, warehouse or establishment in which food, drugs, devices or cosmetics are manufactured, processed, or packed or held for introduction into commerce or after such introduction or to enter any vehicle being used to transport or hold such foods, drugs, devices or cosmetics in commerce; and (2) To inspect at reasonable times and in a reasonable manner such factory, warehouse, establishment or vehicle and all pertinent equipment, finished or unfinished materials, containers and labeling therein, and to obtain samples necessary to the endorsement of this Article. In the case of any factory, warehouse, establishment, or consulting laboratory in which any food, drug, device or cosmetic is manufactured, processed, analyzed, packed or held, the inspection shall extend to all things therein (including records, files, papers, processes, controls and facilities) bearing on whether any food, drug, device or cosmetic which is adulterated or misbranded within the meaning of this Article or which may not be manufactured, introduced into commerce or sold or offered for sale by reason of any provision of this Article, has been or is being manufactured, processed, packed, transported or held in any such place or otherwise bearing on violation of this Article. No inspection authorized by the preceding sentence shall extend to a. Financial data, b. Sales data other than shipment data, c. Personnel data (other than data as to qualifications of technical and professional personnel performing functions subject to this Article), d. Pricing data, and e. Research data (other than data relating to new drugs and antibiotic drugs, subject to reporting and inspection under lawful regulations issued pursuant to section 505 (i) or (j) or section 507 (d) or (g) of the federal act, and data, relating to other drugs, which in the case of a new drug would be subject to reporting or inspection under lawful regulations issued pursuant to section 505 (j) of the federal act). Such inspection shall be commenced and completed with



reasonable promptness. The provisions of the second sentence of this subsection shall not apply to such classes of persons as the Board may by regulation exempt from the application of this section upon a finding that inspection as applied to such classes of persons in accordance with this section is not necessary for the protection of the public health. (3) To have access to and to copy all records of carriers in commerce showing the movement in commerce of any food, drug, device, or cosmetic, or the holding thereof during or after such movement, and the quantity, shipper and consignee thereof: Provided, that evidence obtained under this subsection shall not be used in a criminal prosecution of the person from whom obtained; and provided further, that carriers shall not be subject to the other provisions of this Article by reason of their receipt, carriage, holding, or delivery of food, drugs, devices or cosmetics in the usual course of business as carriers. (b) Upon completion of any such inspection of a factory, warehouse, consulting laboratory or other establishment and prior to leaving the premises, the authorized agent making the inspection shall give to the owner, operator, or agent-in-charge a report in writing setting forth any conditions or practices observed by him which in his judgment indicate that any food, drug, device or cosmetic in such establishment: (1) Consists in whole or in part of any filthy, putrid, or decomposed substance; or (2) Has been prepared, packed or held under insanitary conditions whereby it may have become contaminated with filth or whereby it may have been rendered injurious to health. (c) If the authorized agent making any such inspection of a factory, warehouse or other establishment has obtained any salable product samples in the course of the inspection, upon completion of the inspection and prior to leaving the premises he shall offer reasonable payment for any such product samples. (d) It shall be the duty of the Commissioner of Agriculture to make or cause to be made examination of samples secured under the provisions of this section to determine whether or not any provision of this Article is being violated.

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| <b>Name of Individual to Whom Report Issued To:</b><br>Ms. Tracy Cavagnaro | <b>Date of Inspection:</b><br>August 18, 2020                      | <b>C. F. Number</b> |
| <b>Title of Individual:</b><br>Owner/Operator                              | <b>Type of Establishment Inspected:</b><br>HOME PROCESSOR          |                     |
| <b>Firm Name:</b><br>Holt Orchards   | <b>Name of Firm, Branch or Unit Inspected:</b><br>Holt Orchards    |                     |
| <b>Street Address:</b><br>P.O. Box 381                                     | <b>Street Address of Premises Inspected:</b><br>722 Orchard Street |                     |
| <b>City and State:</b><br>Dana, NC 28724                                   | <b>City and State:</b><br>Hendersonville, NC 28791                 |                     |

During an Inspection of Your Firm (I) (We) Observed: Page 1 of 1

- I. This was the initial inspection of a Home Processor with no significant objectionable conditions noted.
- II. This firm intends to operate as a home bakery facility producing only low risk, non-refrigerated, shelf-stable products that include primarily Breads, Apple Chips, and Dry Apple Crisp Mix, however; this firm can produce any fully baked product that does not require refrigeration.
- III. The Good Manufacturing Practices (Title 21 CFR Part 110) for food handling and equipment sanitation were discussed with the operator.
- IV. Labeling was discussed and all pre-packaging food to be sold as consumer self-service items will be adequately packaged so as to protect them from contamination and a label will be affixed to the package bearing: (NCFD & C, Chap. 106, Art. 12 106-130).
- a) The common name of the product.
  - b) The product's net quantity of the contents in terms of weight, measure, or numerical count.
  - c) The ingredient statement with all ingredients listed in descending order of predominance.
  - d) The name and complete address of the firm or party responsible for the manufacture of the product.
- Additionally, the listing of all ingredients in the recipe was discussed with the operator emphasizing the use of parenthesis to identify ingredients listed on any individual raw material/ingredients in the product's recipe and particularly any of the Class I Allergens (Peanuts, Tree Nuts, Dairy Products, Eggs, Soybean Products, Cereals containing Gluten (wheat, rye, and barley), Fish and Shellfish).
- V. The operator was reminded that pets are not permitted in food processing facilities. (21 CFR Part 110.35 (c))
- VI. It was discussed that wearing hairnets would be appropriate during food manufacturing and gloves should be worn if there is direct product contact following processing (nitrile, latex, etc.).
- VII. The operator obtains water source from a public water supply from Henderson Water and Sewer/Henderson County. Dated 02/02/2020. (21CFR Part 110.37 (a)).

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| <b>Signed By:</b><br> | <b>Title</b><br>Owner/Operator | <b>Inspector</b><br>Teresa Blackwelder |  |
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