



Stop Animal Exploitation NOW!

Dr. Robert Gibbens  
Director, Western Region, USDA/APHIS/AC,  
2150 Center Ave.  
Building B, Mailstop 3W11  
Fort Collins, CO 80526-8117

9/9/19

Dr. Gibbens,

I am writing to you today to file an Official Complaint against Portland Community College (PCC) (92-R-0022) for clear violations of the Animal Welfare Act.

As you know, PCC was inspected by Animal Care 8/1/19 and was issued a CRITICAL citation:

**" 3.125(a) CRITICAL FACILITIES, GENERAL.**

*This facility has suffered four lamb losses due to predation (thought to be by coyote) since October 2018. . . . The first loss was in the night of October 4-5, 2018. The second was sometime during the night of May 27-28, 2019. For this one, it was discovered that nearby construction had caused damage to the fence, allowing entry of the predator. The fence was quickly repaired. The third loss was overnight on June 18, 2019. The fourth was in daylight on the morning of July 12, 2019, and occurred in the alleyway connecting the barn/barnyard area to the farther-away pasture."*

This is not the first time that PCC has violated federal regulations, resulting in a CRITICAL citation. In fact, it has been just over a year since the last such citation, which was also relevant to the deaths of several animals.

In June of 2018 the USDA issued another CRITICAL citation, this time for inadequate veterinary care:

**"2.33(b)(3) CRITICAL ATTENDING VETERINARIAN AND ADEQUATE VETERINARY CARE.**  
*A set of twin calves born earlier this year died of joint ill. They were born small and weak. The farm manager initiated care immediately, including tube feeding colostrum. He notified the Attending Veterinarian (AV) the following day. The calves later developed swollen joints and died despite treatment with antibiotics. Any health concerns must be reported to the AV in a timely manner."*

Though it is not stated here, it is implied that these calves may have survived, if treatment had been initiated sooner, such as starting the antibiotics immediately upon diagnosis.

In just over a year two CRITICAL violations of federal law, indicating negligence on the part of Portland Community College staff, have been connected to the deaths of six animals (four lambs and two calves). This is entirely inexcusable, and must be punished to the fullest extent of the law.

Therefore, I hereby file an Official Complaint against Portland Community College relevant to the deaths of six animals. I must insist that your office immediately institute a full investigation.

I know that your office considers major violations of the Animal Welfare Act to be very serious in nature, especially when these violations kill, abuse, or seriously injure animals. Portland Community College has a multi-year history of animal abuse which has led to multiple animal deaths, I must insist that you take the most severe action allowable under the Animal Welfare Act and immediately begin the process of issuing the maximum fine allowable against Portland Community College at the completion of your investigation -- \$10,000 per infraction, per animal. As I am sure you are aware, this could result in a maximum penalty of \$60,000.

I look forward to hearing from you in the near future about the fate of this facility.

Sincerely,

A handwritten signature in black ink that reads "Michael A. Budkie, A.H.T." with a stylized flourish at the end.

Michael A. Budkie, A.H.T.,  
Executive Director, SAEN

Attachments: 2 USDA Inspection Reports



### Inspection Report

Portland Community College  
Po Box 19000/12000 Sw 49th Ave  
Portland, OR 97219

Customer ID: **1055**  
Certificate: **92-R-0022**  
Site: 001  
PORTLAND COMMUNITY COLLEGE

Type: ROUTINE INSPECTION  
Date: 01-AUG-2019

**3.125(a) CRITICAL**

**FACILITIES, GENERAL.**

This facility has suffered four lamb losses due to predation (thought to be by coyote) since October 2018. The facility has had a guard llama housed with the sheep. The fencing is mesh (field fence in some areas, chain link in others) with electric wire or barbed wire on top.

The first loss was in the night of October 4-5, 2018. The second was sometime during the night of May 27-28, 2019. For this one, it was discovered that nearby construction had caused damage to the fence, allowing entry of the predator. The fence was quickly repaired. The third loss was overnight on June 18, 2019. The fourth was in daylight on the morning of July 12, 2019, and occurred in the alleyway connecting the barn/barnyard area to the farther-away pasture. Each of the lamb deaths of the 2019 crop was followed by the facility reviewing their program according to a document "Wild Predator Loss Prevention Best Management Practices for Sheep," a document produced with input from producer groups and government agencies. Prior to the fourth death, the sheep were confined overnight to the small pasture where the barn is located. This area has a security light. The facility has again reviewed its practices, and is consulting with USDA Wildlife Services for help in dealing with the predator(s). Outdoor facilities must be constructed and maintained in good repair to protect the animals from injury. Correction was in process at the time of inspection: the facility has been reviewing and revising their practices according to the above-mentioned document with each lamb loss. They have outlined further tactics and resources under consideration to be employed to increase their success in protection from predation.

This inspection and exit interview were conducted with facility personnel.

Prepared By: **HALLBERG GWYNN, D V M**

HALLBERG GWYNN, D V M USDA, APHIS, Animal Care

Date:  
09-AUG-2019

Title: VETERINARY MEDICAL OFFICER 5036

Received By: [Redacted]  
Title: [Redacted]

Date:  
09-AUG-2019



**Inspection Report**

Portland Community College  
Po Box 19000/12000 Sw 49th Ave  
Portland, OR 97219

Customer ID: **1055**  
Certificate: **92-R-0022**  
Site: 001  
PORTLAND COMMUNITY COLLEGE

Type: ROUTINE INSPECTION  
Date: 28-JUN-2018

**2.31(d)**

**INSTITUTIONAL ANIMAL CARE AND USE COMMITTEE (IACUC).**

It was discovered in the Spring 2018 IACUC meeting that a class (VT 203) had recently used a cat to demonstrate an imaging procedure. That class had historically not used animals for teaching, therefore had no animal use protocol. There was no harm to the animal.

All animal use must be covered by an IACUC-approved protocol.

Corrected prior to inspection: A protocol for the class has since been written and approved to ensure that animal use is in accordance with the AWA regulations.

**2.33(b)(3) CRITICAL**

**ATTENDING VETERINARIAN AND ADEQUATE VETERINARY CARE.**

A set of twin calves born earlier this year died of joint ill. They were born small and weak. The farm manager initiated care immediately, including tube feeding colostrum. He notified the Attending Veterinarian (AV) the following day. The calves later developed swollen joints and died despite treatment with antibiotics.

Any health concerns must be reported to the AV in a timely manner.

Correct by ensuring all facility personnel promptly report any health concerns to the AV from this point forward.

This inspection and exit interview were conducted with facility personnel.

Prepared By:

**HALLBERG GWYNN, D V M**

HALLBERG GWYNN, D V M USDA, APHIS, Animal Care

Title: VETERINARY MEDICAL OFFICER 5036

Date:

29-JUN-2018

Received By:

Title:

Date:

29-JUN-2018