



WILTON SIMPSON  
COMMISSIONER

Florida Department of Agriculture and Consumer Services  
Division of Food Safety

FOOD SAFETY INSPECTION REPORT

Chapter 500, Florida Statutes  
(850) 245-5520

Visit #: 9999-7182-2128-73  
Bureau of Food Inspection  
Attention: Business Center  
3125 Conner Boulevard, C-26  
Tallahassee, FL 32399-1650

Name: Kwik Stop # 2002  
Owner: Samin Inc  
Type: Convenience Store/Prepackaged/No Food Service  
Address: 1405 NW 29th ST Miami, FL 33142-6621

Establishment #: 299275  
Date of Visit: March 21, 2023  
Inspected By: JAMES ZHENG,  
MULTIPLE INSPECTORS  
PRESENT

INSPECTION SUMMARY - Re-Inspection Required

The following violations observed during the inspection must be corrected to be in compliance with Chapter 500, 581, and 583, Florida Statutes, and Rule 5K-4, Florida Administrative Code. A Department inspector will return for a reinspection on about April 04, 2023. The failure to correct the violations by this date may result in the imposition of the maximum penalties provide in Chapter 500 Florida Statutes, including an administrative fine and the suspension or revocation of your food permit. The reinspection visit is due to documented citations that pose a risk of foodborne illness.

NOTICE OF FEES

To review your account balance or to renew your permit, please visit our Food Permit Center at <https://FoodPermit.FDACS.gov>.

OBSERVATIONS AND CORRECTIVE ACTIONS

COS = Corrected on Site

P = Priority Citation  
(Directly Associated with Foodborne Illnesses)

Pf = Priority Foundation Citation  
(Supports or Leads to a Priority)

INSPECTION: HEMP RETAIL

Violation Number	Citation Description and Observation	COS
73	<b>Citation Description:</b> Hemp Extract, as defined in section 581.217(3)(e), F.S., intended for Human Consumption contains a controlled substance. s. 893.03(1)(c)190, F.S. <b>Observation:</b> Retail - Found THC-O inhalable disposable cartridges found in register area. COS, all product was voluntarily discarded during inspection.	<input checked="" type="checkbox"/>

INSPECTION: RISK BASED

Violation Number	Citation Description and Observation	COS
2 Pf	<b>Citation Description:</b> Person in charge does not correctly respond to questions that relate to preventing transmission of foodborne disease by a food employee who has a disease or medical condition that may cause foodborne disease, can not describe symptoms associated with diseases that are transmissible through food, or can not explain how to comply with reporting responsibilities and exclusion or restriction of food employees. 2-102.11(C)(2)-(3) and (17) Pf <b>Observation:</b> No employee health policy available in the food establishment. Copy of employee health guidance and employee reporting agreement provided.	<input type="checkbox"/>
8	<b>Citation Description:</b> Sign or poster notifying food employees to wash their hands not provided at all handwashing sinks used by food employees, or handwashing signage not clearly visible to food employees. 6-301.14 <b>Observation:</b> Backroom - No hand wash sign posted at hand wash sink in employee unisex restroom.	<input type="checkbox"/>

8 Pf	<p><b>Citation Description:</b> Handwashing sink or group of 2 adjacent handwashing sinks not provided with hand cleaning liquid, powder, or bar soap. Handwashing sink or group of adjacent handwashing sinks not provided with: individual, disposable towels; continuous towel system that supplies the user with a clean towel; a heated-air hand drying device; or a device that employs an air-knife system that delivers high velocity, pressurized air at ambient temperatures. 6-301.11 and 6-301.12 Pf</p> <p><b>Observation:</b> Backroom - No soap or paper towel provided at hand wash sink in employee unisex restroom.</p>	<input type="checkbox"/>
8 Pf	<p><b>Citation Description:</b> At least one handwashing sink, or number of handwashing sinks necessary for their convenient use by employees, not provided in food preparation, food dispensing or warewashing area, or for a toilet room. 5-203.11 Pf</p> <p><b>Observation:</b> Backroom - No hand sink available for employees to use while using ice machine. COS, Food establishment has voluntarily decided to discontinue bagging ice.</p>	<input checked="" type="checkbox"/>
9 Pf	<p><b>Citation Description:</b> Packaged food not labeled from the source as specified in law, including 21 CFR 101, 9 CFR 317, and 9 CFR 381. 3-201.11(C) Pf</p> <p><b>Observation:</b> Retail - 99 frozen milk based fruit dessert were found with no product information labeling. COS, Frozen desserts were voluntarily discarded.</p>	<input checked="" type="checkbox"/>
11 P	<p><b>Citation Description:</b> Food not safe, or is adulterated. 3-101.11 P</p> <p><b>Observation:</b> Retail - Tomato found with mold like growth in cold unit next to register. COS, Tomato was voluntarily discarded. Retail - Boxes of cat and dog food found with large rodent bite marks on retail shelf. COS, Pet food was voluntarily discarded during inspection. Retail - Ripe brown banana found with rodent bite marks on shelf in front of register area. COS, Banana was voluntarily discarded during inspection.</p>	<input checked="" type="checkbox"/>
14	<p><b>Citation Description:</b> Food-contact surface of cooking or baking equipment not cleaned at least every 24 hours, or cavity or door seals of microwave oven not cleaned at least every 24 hours by using the manufacturer's recommended cleaning procedure. 4-602.12</p> <p><b>Observation:</b> Backroom - Black mold-like grime encrusted on the interior of the ice machine. Stop use order issued. See supplement.</p>	<input type="checkbox"/>
20 P	<p><b>Citation Description:</b> Cold held time/temperature control for safety food not maintained at 41°F or below. 3-501.16(A)(2) P</p> <p><b>Observation:</b> Retail - Multiple food items measured out of temperature using calibrated probe thermometer in cold holding unit next to register: Hot dogs - 50.2°F; Mozzarella- 44.9°F; Yogurt - 41.9°F; Butter - 45°F. COS, Food items were voluntarily discarded during inspection.</p>	<input checked="" type="checkbox"/>
24 Pf	<p><b>Citation Description:</b> Establishment does not have written procedures for employees to follow when responding to an event that involves the discharge of vomitus or diarrhea onto surfaces at the food establishment, or procedures do not address specific actions employees must take to minimize the spread of contamination and the exposure of employees, consumers, food, and surfaces to vomitus or fecal matter. 2-501.11 Pf</p> <p><b>Observation:</b> Food establishment does not have written procedures for employees to follow when responding to an event involving the discharge of vomitus/diarrhea.</p>	<input type="checkbox"/>
95	<p><b>Citation Description:</b> Establishment does not have a certified food protection manager who has passed a test through a recognized accredited program. 5K-4.021(1), F.A.C.</p> <p><b>Observation:</b> No Certified Food Protection Manager at Food Establishment that sells milk and eggs.</p>	<input type="checkbox"/>

## INSPECTION: GRP

Violation Number	Citation Description and Observation	COS
34 Pf	<b>Citation Description:</b> Food temperature measuring device not provided or not readily accessible for use in ensuring food temperatures are attained and maintained; or food temperature measuring device with a suitable small-diameter probe not provided or not readily accessible to accurately measure the temperature in thin foods. 4-302.12 Pf <b>Observation:</b> No probe thermometer available to assess cold temperatures at food establishment.	<input type="checkbox"/>
35	<b>Citation Description:</b> Food packaged on site not labeled with: the common name of the food or an adequate descriptive identity statement; if made from two or more ingredients, a list of ingredients and sub-ingredients in descending order of predominance by weight; an accurate declaration of the net quantity of contents; the name and place of business of the manufacturer, packer, or distributor; or nutritional labeling as specified in 21 CFR 101 and 9 CFR 317 Subpart B. 3-602.11(B)(1)-(4) and (6) <b>Observation:</b> Retail - Bagged ice packages missing manufacturer information (name and address). COS, Bagged ice was voluntarily discarded.	<input checked="" type="checkbox"/>
36 P	<b>Citation Description:</b> Premises not maintained free of roaches and rodents; or not controlled to eliminate their presence on the premise by routinely inspecting incoming shipments of food and supplies; routinely inspecting the premises for evidence of pests; and using methods, if pests are found, such as trapping devices or other means of pest control. 6-501.111 (A)-(C) P <b>Observation:</b> Retail - Multiple black rodent droppings found on retail shelves where pet food, pasta, sauces and chemicals are displayed and stored. Rodent activity observed as of evidence of Rodent bite marks on pet food boxes on retail shelf and banana on stored on shelf by register area. Stop Use issued. See supplement.	<input type="checkbox"/>
37	<b>Citation Description:</b> Food not stored at least 6 inches above the floor; in a clean, dry location; or food stored where it is exposed to splash, dust or other contamination. 3-305.11 <b>Observation:</b> Retail- Multiple boxes with beverages stored directly on the floor next to cash register area stored next to where water is leaking from ceiling.	<input type="checkbox"/>
45	<b>Citation Description:</b> Equipment not maintained in good repair or condition; equipment component not kept intact, tight, and adjusted in accordance with manufacturer's specifications; or cutting or piercing part of can opener not kept sharp to minimize the creation of metal fragments that can contaminate food when a container is opened. 4-501.11 <b>Observation:</b> Retail- Glass door reach in cooler gaskets torn located across cash register. Retail- Snacks/chips cardboard boxes were found unclean with dust and heavy grease stains. Retail - Cold unit housing hot dogs, cheeses, butter and yogurt found at ambient temperature of 50°F. COS, Cold unit repaired during inspection.	<input type="checkbox"/>
47	<b>Citation Description:</b> Nonfood-contact surface of equipment has an accumulation of dust, dirt, food residue or other debris. 4-601.11(C) <b>Observation:</b> Retail - Walk in cooler fan guards found with heavy dust accumulation. Retail - Dusty shelves were found in walk in cooler where juices, milk, eggs and drinks are stored. Retail- Ice build up on multiple reach in freezers throughout the retail area.	<input type="checkbox"/>
49	<b>Citation Description:</b> Plumbing system not maintained in good repair. 5-205.15(B) <b>Observation:</b> Retail - Standing water found in large drink cooler.	<input type="checkbox"/>
51	<b>Citation Description:</b> Toilet room located inside the food establishment not completely enclosed or not provided with a tight-fitting self-closing door. 6-202.14 <b>Observation:</b> Back room area- Employee unisex restroom door not self-closing.	<input type="checkbox"/>
51	<b>Citation Description:</b> Plumbing fixtures including but not limited to handwashing sinks, toilets and urinals not cleaned as often as necessary to keep them clean. 6-501.18 <b>Observation:</b> Back room- Hand sink and toilet found with heavy soil, grime and producing objectionable odor.	<input type="checkbox"/>
51	<b>Citation Description:</b> Toilet room used by females not provided with a covered receptacle for sanitary napkins. 5-501.17 <b>Observation:</b> Back room- No covered trash can provided inside employee unisex restroom.	<input type="checkbox"/>
53	<b>Citation Description:</b> Physical facilities not maintained in good repair. 6-501.11 <b>Observation:</b> Retail- Multiple holes in ceiling throughout the retail area. Retail- Leak from ceiling next to front counter door.	<input type="checkbox"/>
53	<b>Citation Description:</b> After use, mop not placed in a position that allows air-drying without soiling walls, equipment or supplies. 6-501.16 <b>Observation:</b> Back room- Wet mop stored directly on the floor not held to air dry.	<input type="checkbox"/>

53	<b>Citation Description:</b> Physical facilities not cleaned as often as necessary to keep them clean, or cleaning not done during periods when the least amount of food is exposed such as after closing. 6-501.12 <b>Observation:</b> Retail- Heavy accumulation of mold-like growth on the walk in cooler door. Retail- Dirt, dust, food debris found throughout floors of retail area.	<input type="checkbox"/>
94	<b>Citation Description:</b> Food Establishment manufactures, processes, packs, holds, prepares or sells food products intended for human consumption permitted with an incorrect Food Establishment type pursuant to 5K-4.020, F.A.C. Food Establishment shall remit payment of appropriate fee within 10 days. 5K-4.020(4)(b), F.A.C. <b>Observation:</b> Food establishment was found to be operating beyond the scope of their food permit. Food establishment is permitted as a 122, convenience store/prepackaged only, but is operating as a 123, convenience store with limited food service, that has self-serve pickles, and packages ice for retail sale. COS, Food establishment voluntarily discontinued selling open foods. Food establishment is also selling CBD/Hemp. The food establishment shall remit payment of the appropriate permit fee within 10 days. Contact the Business Center at 850-245-5520 for further assistance.	<input type="checkbox"/>

#### INSPECTION: VENDED WATER/VENDED ICE

Violation Number	Citation Description and Observation	COS
213	<b>Citation Description:</b> Microbial analysis of finished product by an approved laboratory not obtained within the required time period. 5K-4.023(8)(a) F.A.C. <b>Observation:</b> Microbiological analysis not provided for bagged ice as required. COS, Food establishment has voluntarily discontinued bagging ice in store.	<input checked="" type="checkbox"/>

A Supplemental Report was also issued during the visit which includes important information for management.

#### COMMENTS

Trainee present during inspection. All violations verified by primary inspector.

Copy of employee health guidance and employee reporting agreement provided.

The affected storage areas must be completely cleared of all merchandise, cleaned and sanitized by the next inspection; no other merchandise may be added to the storage area or a Broken Stop-use will be issued.

If evidence of pest infestation is observed on the next inspection, a Stop-Use Order will be issued on all receiving areas of the establishment and the establishment will no longer be allowed to receive additional food items, a Stop-Use Order of all processing equipment (if applicable) will be issued and a Stop-Sale Order of all exposed food items (if applicable) will be issued until the infestation is eradicated. A copy of the Pest Control Plan Checklist has been provided to the establishment.


This food establishment was found to be operating beyond the scope of their food permit. The Food Establishment shall remit payment of the appropriate permit fee within 10 days. Electronic online payment by credit card or e-check is available at <https://foodpermit.fdacs.gov>. Payment by check or money order is also accepted but must be made payable to FDACS and remitted to Florida Department of Agriculture and Consumer Services, PO Box 6720, Tallahassee, FL 32314-6720. Contact the Business Center by email at [FoodSafety@FDACS.gov](mailto:FoodSafety@FDACS.gov) or by calling 850-245-5520 for further assistance.

Re-inspection visit required due to pests. Food establishment can visit <https://foodpermit.fdacs.gov> or contact the Business Center at (850) 245-5520 to request food safety inspector visit for written release when all affected areas have been adequately cleaned and sanitized. Failure to comply with the request for written release may or will result in Administrative Action. In addition, food establishment must develop and implement a pest management control program.

Stop Use Order issued. Food establishment can visit <https://foodpermit.fdacs.gov> or contact the Business Center at (850) 245-5520 when corrections have been made and/or when required documents have been obtained to request food safety inspector visit for written release of equipment. Failure to comply with the request for written release may or will result in Administrative Action.

A copy of this report has been provided to the person in charge of the food establishment and will be available online at <https://foodpermit.fdacs.gov/Reports/SearchFoodEntity.aspx>.

  
\_\_\_\_\_  
JAMES ZHENG, ENVIRONMENTAL SPECIALIST II

  
CATALINA ORDONEZ, SANITATION & SAFETY SPECIALIST

  
MARGARET ALVAREZ, SENIOR SANITATION & SAFETY SPECIALIST

MOHAMMED RAHMEN, PERSON IN CHARGE  
\_\_\_\_\_  
Name and Title of Whom This Report was Issued



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Division of Food Safety

Bureau of Food Inspection  
Attention: Business Center  
3125 Conner Boulevard, C-26  
Tallahassee, FL 32399-1650

**FOOD SAFETY INSPECTION SUPPLEMENTAL REPORT**

Florida Statutes, Chapter 500.172, 500.174  
(850) 245-5520

Visit #: 99997182212873

Food Entity #: 299275  
Food Entity Name: KWIK STOP # 2002  
Date Of Visit: March 21, 2023  
Inspected By: JAMES ZHENG  
Food Entity Location Address: 1405 NW 29th ST Miami, FL 33142-6621  
Food Entity Mailing Address: 1405 NW 29th ST Miami, FL 33142-6621  
Food Entity Type/Description: 122/Convenience Store/Prepackaged/No Food Service  
Food Entity Owner: SAMIN INC

**STOP USE ORDER**

SUPPLEMENTAL KEY #:  
330378

You are hereby ordered to withhold from movement, sale or use subject to further instructions from an authorized agent of the Florida Department of Agriculture and Consumer Services, the goods or equipment listed below.

Article: Pet Food Aisle

Brand Name:

Lot #:	# Of Pkgs: 1	Size Of Pkg:	Total Weight:
			Invoice #:
			Invoice Date:

Manufacturer:

Distributor:

The primary reason and condition that caused the product or equipment stop sale or stop use and determined dangerous, unwholesome, fraudulent, or insanitary was: FS 500.04; FS 500.10 Adulterated.\* Prevention of Food Contamination: Insects, rodents, and animals not present.

Comments: All affected areas must be adequately cleaned and sanitized. In addition, the food establishment must develop and implement a pest management control program. Contact the Business Center at (850) 245-5520 or FoodSafety@FDACS.gov to request a Food Safety Inspector visit for written release.



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SUPPLEMENTAL KEY #:  
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You are hereby ordered to withhold from movement, sale or use subject to further instructions from an authorized agent of the Florida Department of Agriculture and Consumer Services, the goods or equipment listed below.

Article: Retail Food Aisle

Brand Name:

Lot #:	# Of Pkgs: 2	Size Of Pkg:	Total Weight:
			Invoice #:
			Invoice Date:

Manufacturer:

Distributor:

The primary reason and condition that caused the product or equipment stop sale or stop use and determined dangerous, unwholesome, fraudulent, or insanitary was: FS 500.04; FS 500.10 Adulterated.\* Prevention of Food Contamination: Insects, rodents, and animals not present.

Comments: All affected areas must be adequately cleaned and sanitized. In addition, the food establishment must develop and implement a pest management control program. Contact the Business Center at (850) 245-5520 or FoodSafety@FDACS.gov to request a Food Safety Inspector visit for written release.



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Food Entity Owner: SAMIN INC

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SUPPLEMENTAL KEY #:  
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You are hereby ordered to withhold from movement, sale or use subject to further instructions from an authorized agent of the Florida Department of Agriculture and Consumer Services, the goods or equipment listed below.

Article: Retail Household Chemical Aisle

Brand Name:

Lot #:	# Of Pkgs: 1	Size Of Pkg:	Total Weight:
			Invoice #:
			Invoice Date:

Manufacturer:

Distributor:

The primary reason and condition that caused the product or equipment stop sale or stop use and determined dangerous, unwholesome, fraudulent, or insanitary was: FS 500.04; FS 500.10 Adulterated.\* Prevention of Food Contamination: Insects, rodents, and animals not present.

Comments: All affected areas must be adequately cleaned and sanitized. In addition, the food establishment must develop and implement a pest management control program. Contact the Business Center at (850) 245-5520 or FoodSafety@FDACS.gov to request a Food Safety Inspector visit for written release.





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**STOP USE ORDER**

SUPPLEMENTAL KEY #:  
330378

You are hereby ordered to withhold from movement, sale or use subject to further instructions from an authorized agent of the Florida Department of Agriculture and Consumer Services, the goods or equipment listed below.

Article: Shelving by register area

Brand Name:

Lot #:	# Of Pkgs: 1	Size Of Pkg:	Total Weight:
			Invoice #:
			Invoice Date:

Manufacturer:

Distributor:

The primary reason and condition that caused the product or equipment stop sale or stop use and determined dangerous, unwholesome, fraudulent, or insanitary was: FS 500.04; FS 500.10 Adulterated.\* Prevention of Food Contamination: Insects, rodents, and animals not present.

Comments: All affected areas must be adequately cleaned and sanitized. In addition, the food establishment must develop and implement a pest management control program. Contact the Business Center at (850) 245-5520 or FoodSafety@FDACS.gov to request a Food Safety Inspector visit for written release.



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**STOP USE ORDER**

SUPPLEMENTAL KEY #:  
330379

You are hereby ordered to withhold from movement, sale or use subject to further instructions from an authorized agent of the Florida Department of Agriculture and Consumer Services, the goods or equipment listed below.

Article:	Ice Machine		
Brand Name:	Scotsman		
Lot #:	# Of Pkgs: 1	Size Of Pkg:	Total Weight:
			Invoice #:
			Invoice Date:

Manufacturer:  
Distributor:

The primary reason and condition that caused the product or equipment stop sale or stop use and determined dangerous, unwholesome, fraudulent, or insanitary was: FS 500.04; FS 500.172 Unsanitary Equipment.\* Protection From Contamination: Food-contact surfaces: cleaned and sanitized.

Comments: To request a Food Safety Inspector visit for written release when corrections have been made for request release of equipment, contact the Business Center at (850) 245-5520 or FoodSafety@FDACS.gov.

When the department or its duly authorized agent finds, or has probable cause to believe, that any food or food-processing equipment is in violation of this chapter or any rule adopted under this chapter so as to be dangerous, unwholesome, fraudulent, or insanitary within the meaning of this chapter, an agent of the department may issue and enforce a stop-sale, stop-use, removal, or hold order, which order gives notice that such article or processing equipment is, or is suspected of being, in violation and has been detained or embargoed and which order warns all persons not to remove, use, or dispose of such article or processing equipment by sale or otherwise until permission for removal, use, or disposal is given by the department or the court. It is unlawful for any person to remove, use, or dispose of such detained or embargoed article or processing equipment by sale or otherwise without such permission in accordance with 500.172 (1) Florida Statutes.

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**AN ADMINISTRATIVE HEARING IS AVAILABLE FOR ALL ORDERS, NOTICES, AND REPORTS IN THIS SUPPLEMENTAL REPORT**

If you wish to contest the Department's action, you have the right to request an administrative hearing to be conducted in accordance with Sections 120.569 and 120.57, Florida Statutes and to be represented by counsel or other qualified representative. Your request for hearing must contain:

1. Your name, address, and telephone number, and facsimile number (if any).
2. The name, address, and telephone number, and facsimile number of your attorney or qualified representative (if any) upon whom service of pleadings and other papers shall be made.
3. A statement that you are requesting an administrative hearing and dispute the material facts alleged by the department, in which case you must identify the material facts that are in dispute (formal hearing), or that you request an administrative hearing and that you do not dispute the facts alleged by the department (informal hearing).
4. A statement of when (date) you received the Notice and the file number of this Notice.

Your request for a hearing must be received at the address shown on this Notice within twenty-one (21) days of receipt of this Notice. If you fail to obtain a Release from this Notice or fail to request an administrative hearing within the twenty-one (21) day deadline you waive your right to a hearing and the Department may enter a Final Order imposing up to the maximum penalties as authorized by Florida Law.

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**HEARING WAIVER AND WAIVER OF RIGHTS ON DESTROYED PRODUCTS**

I, \_\_\_\_\_ the person in charge of KWIK STOP # 2002 hereby waive a notice and a hearing as provided in Chapter 120, Florida Statutes and waive all rights as provided on the last page of this report.

\_\_\_\_\_  
(Signature)

**ACKNOWLEDGEMENT**

A copy of this report has been provided to the person in charge of the food establishment.

\_\_\_\_\_  
Signature of FDACS Representative

JAMES ZHENG, ENVIRONMENTAL SPECIALIST II

\_\_\_\_\_  
CATALINA ORDONEZ, SANITATION & SAFETY SPECIALIST

MARGARET ALVAREZ, SENIOR SANITATION & SAFETY SPECIALIST

I acknowledge receipt of a copy of this document.

\_\_\_\_\_  
Signature of Representative

MOHAMMED RAHMEN, PERSON IN CHARGE

\_\_\_\_\_  
Print Name and Title