



Wings & Special Sauce..... WOW! What A Kick.

Thomas Jumalon
Environmental Health Regional Specialist
NC DHHS, Food Protection & Facilities Branch
thomas.jumalon@dhhs.nc.gov
(910) 660 - 6840













Chronology/Timeline

Complaint

Meeting – POA

Collaborative Visit

Product Disposition

Permit Suspended

C
Caribbean Grill Timeline

2
27 JAN 2023:

3
1:20 pm: Text to Detective O'Hara asking for SITREP. Buy has just finished, in process of field-testing product. She is asking to accompany us with our action using warrants to collect more samples. Product obtained during the controlled buy tested positive for THC. Tentative time to meet is 2:30.

3
1:23 pm: - Adrian Jones contacted reference visit to the facility and to coordinate time to meet with FPD on site. Advised The controlled buy is complete, testing showed positive THC. Requesting ETA for our action. Advised 2 – 2:15 pm

3
1:32 pm: - Call to Adrian Jones - text from Detective O'Hara, move time up to 2 -2:30. Waiting on Magistrate to sign the warrants. Requesting names to put on warrant. Advised Thomas Jumalon NC DHHS, Adrian Jones, Cumberland County Environmental Health Supervisor, and Dr. Jennifer Green, County Health Director.

3
1:50 pm: Call to Adrian Jones text from Detective O'Hara – meet at 3:30 pm FPD to brief. Still waiting for warrants to be signed. Will roll as soon as Magistrates sign off.

4
2:45 pm: Arrived at FPD 467 Hay Street. Waited for Dr. Green. Convened in conference room with operation team. SGT. Advised sample turned positive test color as soon as reagents hit solution. Looking to get more evidence with this op. Team of three positioned in rear, team of three in parking lot. Six others along with two ALE agents will go inside. Slow soft approach. Ensure everyone identified with badge, insignia etc. Body cams on. Scene will be secured then signal to health department crew for their entry. Health Dept team asked about pending actions. I advised we would be looking for anything appearing to be sauce, marinade or marinated. Operator will be given two choices – discard and denature, or embargo. Hopefully we will get compliance without embargo. Permit action has been discussed with my superiors and FDA. Looking to ensure product is removed from the location. Suspension will ensure food prep should not be occurring on premise in hopes Canafly.com is not able to be supplied. If found operating, grounds for additional charges operating with suspended permit – class 1 misdemeanor (NCGS 130A-25) for each day documented (NCGS 130A – 248b). After action will include when to lift suspension, if issued, with up line supervision Monday 30 Jan 2023. The Health Director has the authority to declare an imminent hazard and suspend on that alone. If this is the action, the suspension lift will occur at the county's discretion.

4
3:00 pm: Meeting in assembly room with CAPERS unit team. Search/inspection warrants waiting to be signed.

4
4:15 pm: Magistrate signs off. Team meets in a vacant lot near the establishment location to stage and confirm positions.

5
5:00 pm: Approximately 5 pm, CAPERS team makes entry. Detective O'Hara sends text to me (Thomas Jumalon), Adrian Jones, Cumberland County Environmental Health Division Director, and Dr. Jennifer Green, Cumberland County Health Director scene secure for us to make entry. Upon entry to the kitchen, multiple pictures were taken, documenting conditions. Food setting out, observed minimal to no hot hold temperature maintenance several TCS foods. No date marking on TCS food requiring date marking, home canned product found, several containers of sauce found. A detailed listing of products found and disposition is recorded on the product disposition form. The permit was immediately suspended – decision made by the Health Director due to the seriousness of the product and the potential for life threatening effects.

5
5
5
5

Pg 2

Book with Enterprise For:

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* Required Field

Provide a Location

📍 Use my current location

✈ AIRPORTS

Lille Airport LIL
Lesquin, 59810 FR

Select

🚆 TRAIN STATIONS

Lille-Europe Train Station
Lille, 59777 FR

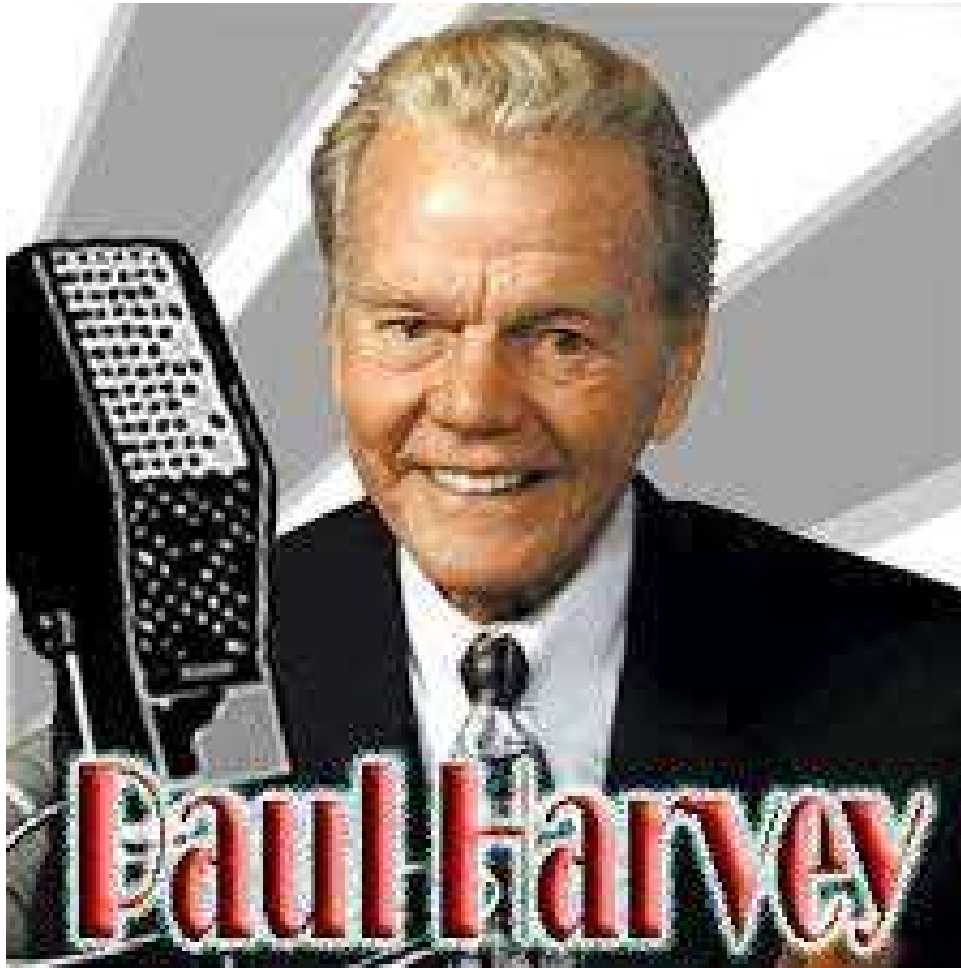
Select

📍 CITIES/AREAS

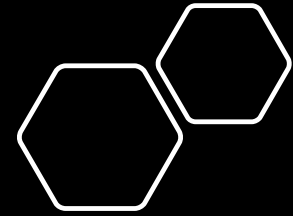
Lilburn, GA, US

Select

Select



The Rest of the Story



This is where our story begins





Could I get a large order of wings to go, please?

\$15.75

**January 14, 2023
5:11 PM**

CARIBBEAN Infusion



CARIBBEAN GRILL

WWW.CANNAFAYHEMP.COM

\$30 INFUSED MEAL
*** DRINK INCLUDED**

100% LEGAL
21+ TO ORDER



JERK CHICKEN MEAL - CURRY CHICKEN MEAL - 8 PIECE WINGS MEAL

FOOD • MUSIC • DRINKS • FUN

934 BRIGHTON RD. FAYETTEVILLE, NC 28314

JUNE 4, 2022
12PM



Police Summary Report

Interview with subject

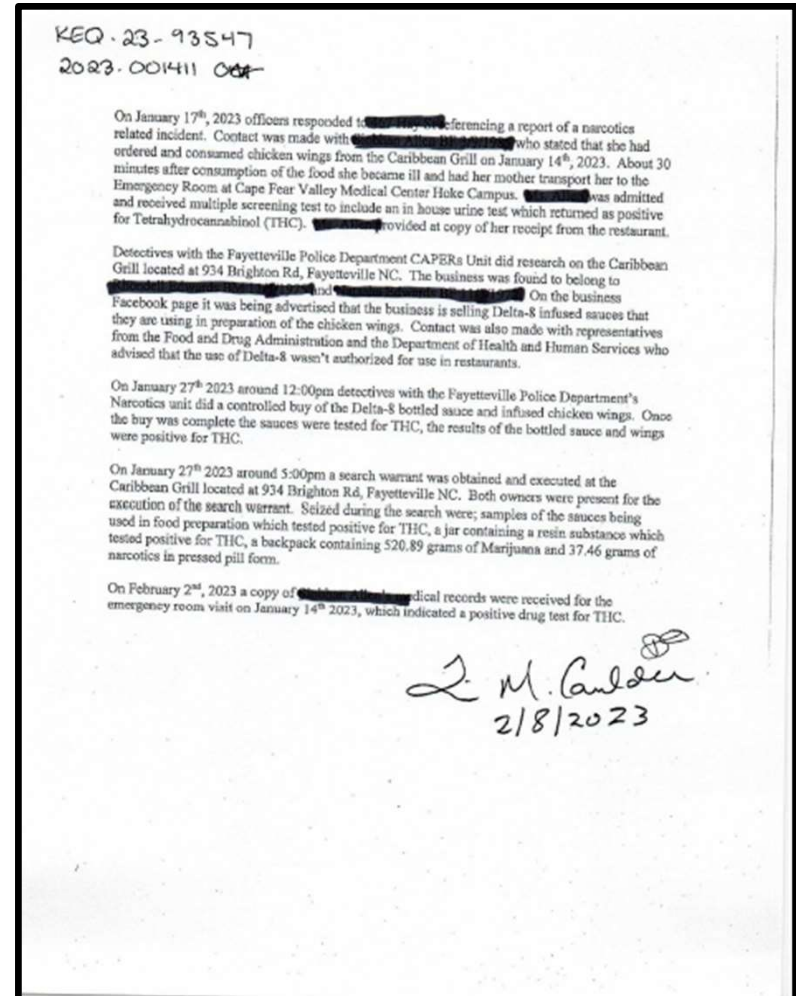
- What was eaten
- Where it was purchased
- Aftermath

Location Identified

- Located in the City
- Info sent to FDA
- FDA/NCDA/CCHD/NCDHHS

Plan of Action

- Conf Call w/HD
- UC purchase
- Warrant/Entry



Complaint Email Thread

From: Consumer Complaint Receiver<CCRperson@fda.hhs.gov>
Sent: Thursday, January 26, 2023 2:31 PM
To: FDAcomplaintreceiverperson<FDAcomplaintreceiverperson@fda.hhs.gov>
Cc: ORA ATL Consumer Complaints <ORAATLCC@fda.hhs.gov>; ORA ATL Consumer Complaints Employee <ORAATLCCE@fda.hhs.gov>
Subject: Consumer Complaint-CBD in restaurant food

From: FDAcomplaintreceiverperson<FDAcomplaintreceiverperson@fda.hhs.gov>
Sent: Thursday, January 26, 2023 2:40 PM
To: FDAfieldperson<FDAemployee@fda.hhs.gov>; NCDAPerson<NCDAPerson@ncagr.gov>
Subject: FW: Consumer Complaint-CBD in restaurant food
Importance: High

Complaint/Email Thread cont.

From: FDAfieldperson<FDAemployee@fda.hhs.gov>

Sent: Thursday, January 26, 2023 3:03 PM

To: FDAcomplaintreceiver person<FDAcomplaintreceiverperson@fda.hhs.gov>;
NCDAPerson<NCDAPerson@ncagr.gov>

Subject: RE: Consumer Complaint-CBD in restaurant food

From: FDAcomplaintreceiverperson<FDAcomplaintreceiverperson@fda.hhs.gov>

Sent: Thursday, January 26, 2023 3:08 PM

To: FDAfieldperson<FDAfieldperson@fda.hhs.gov>; NCDAPerson<NCDAPerson@ncagr.gov>

Subject: RE: Consumer Complaint-CBD in restaurant food

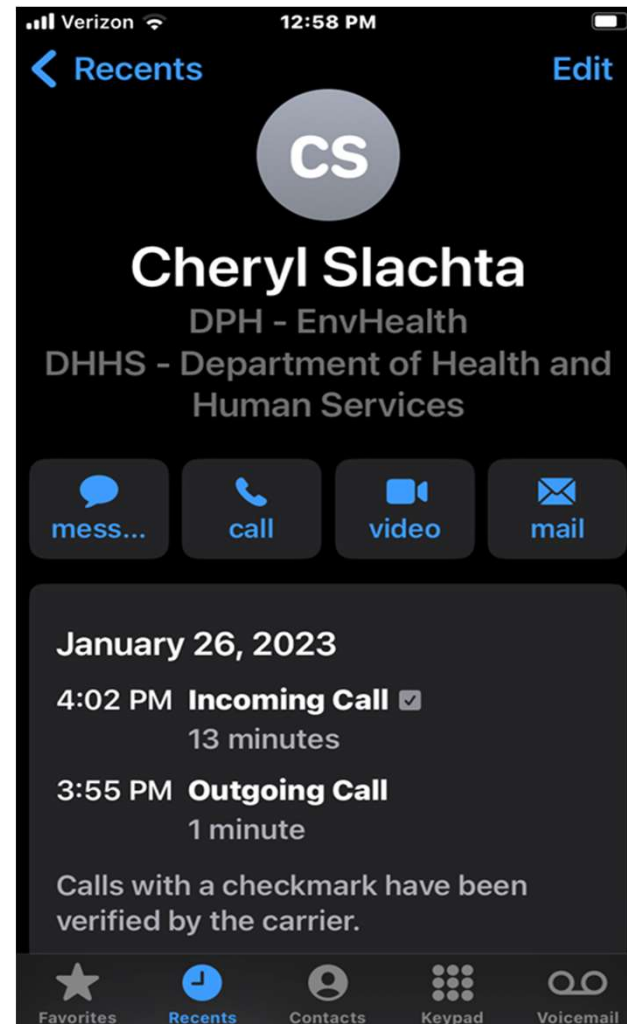
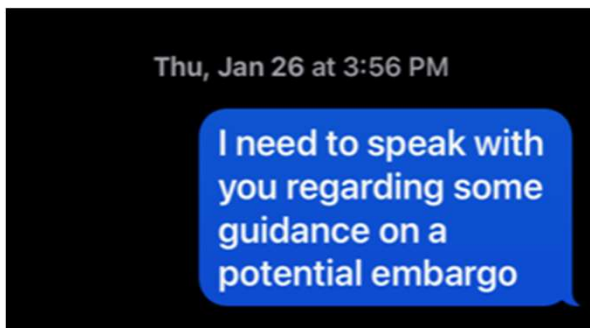
Thanks FDA field person!

The phone always rings
just before.....



Here we go with the phone calls & texts

1. Phone rings....answer
2. Listen, then advise, “Let me check on something”
3. Call to supervisor....if they do not answer?????
4. TEXT



A nighttime photograph of a street scene with cars and blurred lights, serving as a background for the text.

SALAMI
VICE
HEALTH INSPECTOR

**Product of
Controlled
Buy**






Affidavit for Search Warrant at Caribbean Grill


(STATE OF NORTH CAROLINA)	(AFFIDAVIT)
(COUNTY OF CUMBERLAND)	(OCA: 2023-001411)

CONTINUATION OF A SEARCH WARRANT APPLICATION IN THE MATTER OF
Caribbean Grill located at 934 Brighton Rd. Fayetteville, NC 28314

4. On 01/27/2023 around 12:00pm detectives with the Fayetteville Police Department's Narcotics Unit did a controlled buy of the Delta-8 infused wings and the infused sauces. Once the buy was complete the sauces were tested for THC, the results were positive.

SWORN AND SUBSCRIBED BEFORE ME
DATE: 1/27/23


Signature of Issuing Official
 Deputy CSC Assistant CSC CSC
 Magistrate District Court Judge
 Superior Court Judge


Signature of Affiant

3 of 6

Search Warrant Conditions and Conclusion

(STATE OF NORTH CAROLINA)	(AFFIDAVIT)
(COUNTY OF CUMBERLAND)	(OCA: 2023-001411)

CONTINUATION OF A SEARCH WARRANT APPLICATION IN THE MATTER OF Caribbean Grill located at 934 Brighton Rd. Fayetteville, NC 28314

CONTINUATION OF CONSTITUTES A CRIME

1. Distribution of certain food or beverage prohibited, NCGS 14-401.11

CONCLUSION

Based upon the facts and circumstances, the undersigned reasonably believes that the search of Caribbean Grill located at 934 Brighton Rd. Fayetteville, NC 28314, seizure, collection, and analysis of the evidence in and around the business is necessary for a full and complete investigation into the Distribution of certain food or beverage prohibited, would be in the best interest of the administration of justice. The Affiant swears a search warrant be issued for the business of Caribbean Grill located at 934 Brighton Rd. Fayetteville, NC 28314.

SWORN AND SUBSCRIBED BEFORE ME

DATE: 1/27/23

[Signature]
Signature of Issuing Official
 Deputy CSC Assistant CSC CSC
 Magistrate District Court Judge
 Superior Court Judge

[Signature]
Signature of Affiant

6 of 6

File No.		STATE OF NORTH CAROLINA	
SEARCH WARRANT		CUMBERLAND County	
IN THE MATTER OF		in The General Court of Justice District/Superior Court Division	
Caribbean Grill located at 934 Brighton Rd. Fayetteville, NC 28314		To any officer with authority and jurisdiction to conduct the search authorized by this Search Warrant:	
Name Of Applicant Det. Z. Peoples		I, the undersigned, find that there is probable cause to believe that the property and person described in the application on the reverse side and related to the commission of a crime is located as described in the application.	
Name Of Additional Affiant(s)		You are commanded to search the premises, vehicle, person and other place or item described in the application for the property and person in question. If the property and/or person are found, make the seizure and keep the property subject to Court Order and process the person according to law.	
RETURN OF SERVICE		You are directed to execute this Search Warrant within forty-eight (48) hours from the time indicated on this Warrant and make due return to the Clerk of the Issuing Court.	
I certify that this Search Warrant was received and executed as follows:		This Search Warrant is issued upon information furnished under oath or affirmation by the person(s) shown.	
Date Received	Time Received <input type="checkbox"/> AM <input type="checkbox"/> PM	Date Issued	Time Issued <input type="checkbox"/> AM <input type="checkbox"/> PM
Date Executed	Time Executed <input type="checkbox"/> AM <input type="checkbox"/> PM	1-27-2023	4:05 PM
<input type="checkbox"/> I made a search of _____		Name (Type or print) <u>Robert Suter</u>	
_____ as commanded.		Signature <u>[Signature]</u>	
<input type="checkbox"/> I seized the items listed on the attached inventory. <input type="checkbox"/> I did not seize any items. <input type="checkbox"/> This Warrant WAS NOT executed within forty-eight (48) hours of the date and time of issuance and I hereby return it not executed.		NOTE: When issuing a search warrant, the issuing official must retain a copy of the warrant and warrant application and must promptly file them with the clerk. G.S. 15A-245(b). This Search Warrant was delivered to me on the date and at the time shown below when the Office of the Clerk of Superior Court is closed for the transaction of business. By signing below, I certify that I will deliver this Search Warrant to the Office of the Clerk of Superior Court as soon as possible on the Clerk's next business day.	
Name Of Officer Making Return (Type or print)	Date	Time	Name Of Magistrate (Type or print)
<u>Z. Peoples</u>		<input type="checkbox"/> AM <input type="checkbox"/> PM	
Signature Of Officer Making Return	This Search Warrant was returned to the undersigned clerk on the date and time shown below.		Signature Of Magistrate
<u>[Signature]</u>	Date	Time	Name Of Clerk (Type or print)
<u>[Signature]</u>	6/13/23	1:02 PM	<u>Rebecca Fair</u>
Incident Number	Signature Of Clerk		<input type="checkbox"/> Asst. CSC
2023-001411	<u>[Signature]</u>		<input type="checkbox"/> CSC
Fayetteville Police Department	Original File Copy - For Search of a Person, to Person from Whom Items Taken Copy - For Search of Vehicle/Premises, to Owner or Person in Apartment Complex. If No Such Person Present, Leave Copy Affixed Thereon.		
ADC-CR-119, Rev. 6/18	© 2019 Administrative Office of the Courts		

A photograph of several police cars parked in a lot at night. The cars are illuminated by their own flashing blue and red lights, and the scene is dimly lit by ambient light. The text "Staging at parking lot down from the facility" is overlaid in white, bold font across the center of the image. One car in the foreground has a yellow license plate with the number "70-280".

**Staging at parking lot
down from the facility**

**Roll out to
the location**





Facility taped off and manned to prevent public from entering the premises during the action.



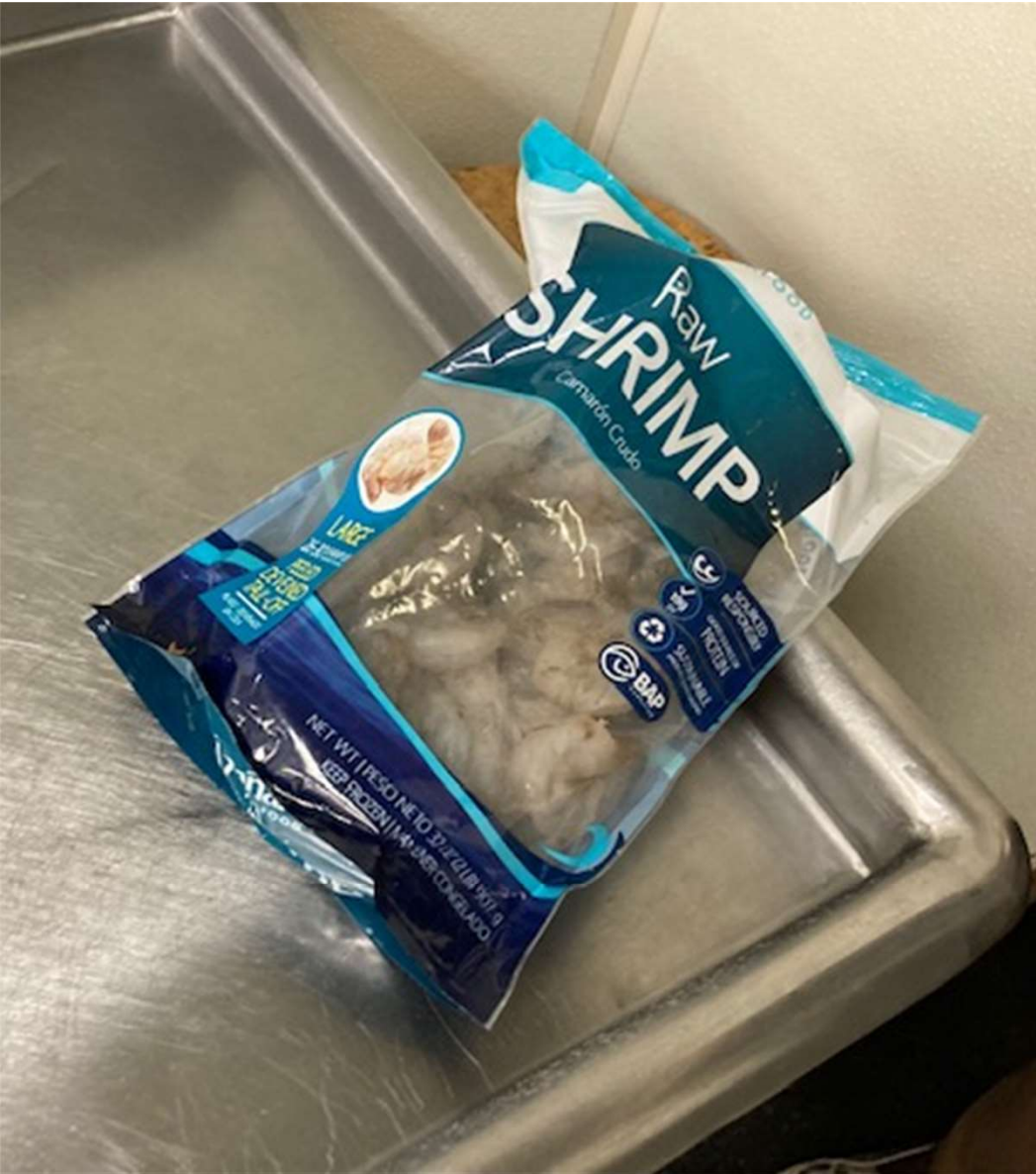


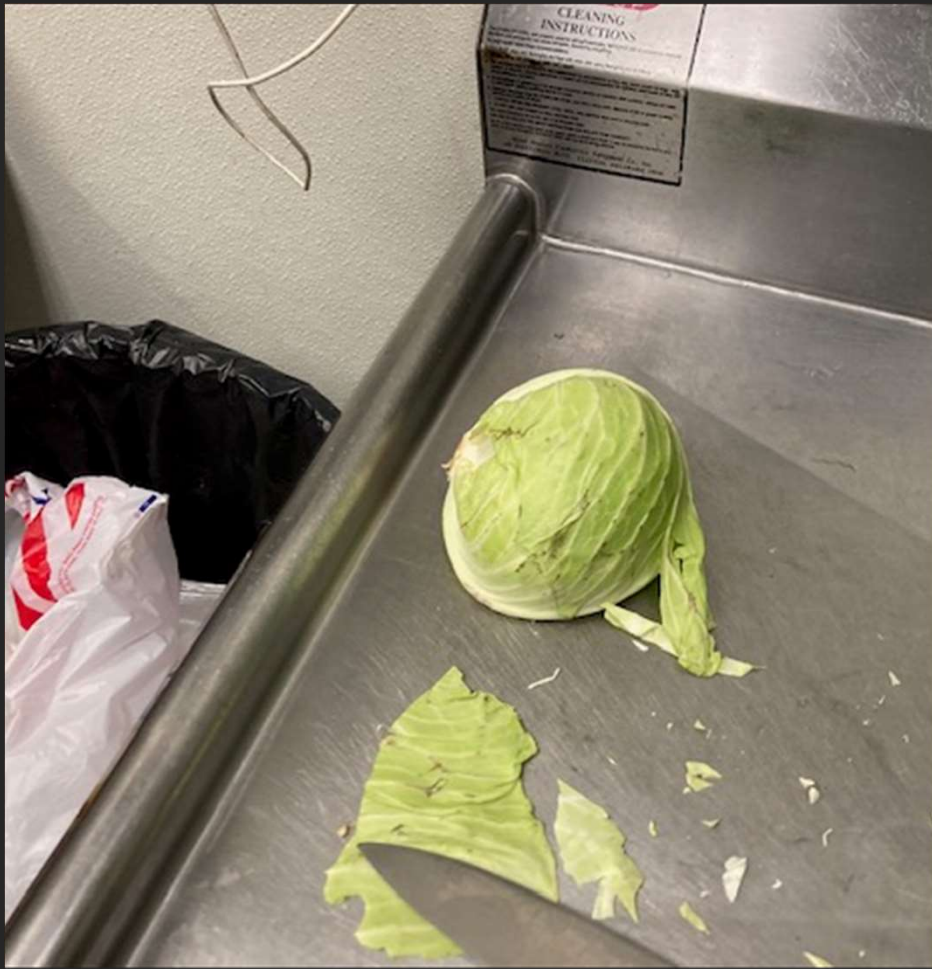
Sweetened
Condensed Milk

NET WT 14 OZ (396g)

HEAVY
WHIPPING
CREAM

Nutrition Facts	
Per 1/2 Cup (118.3g)	
Total Fat	5g
Total Sugar	2g
Total Protein	1g





















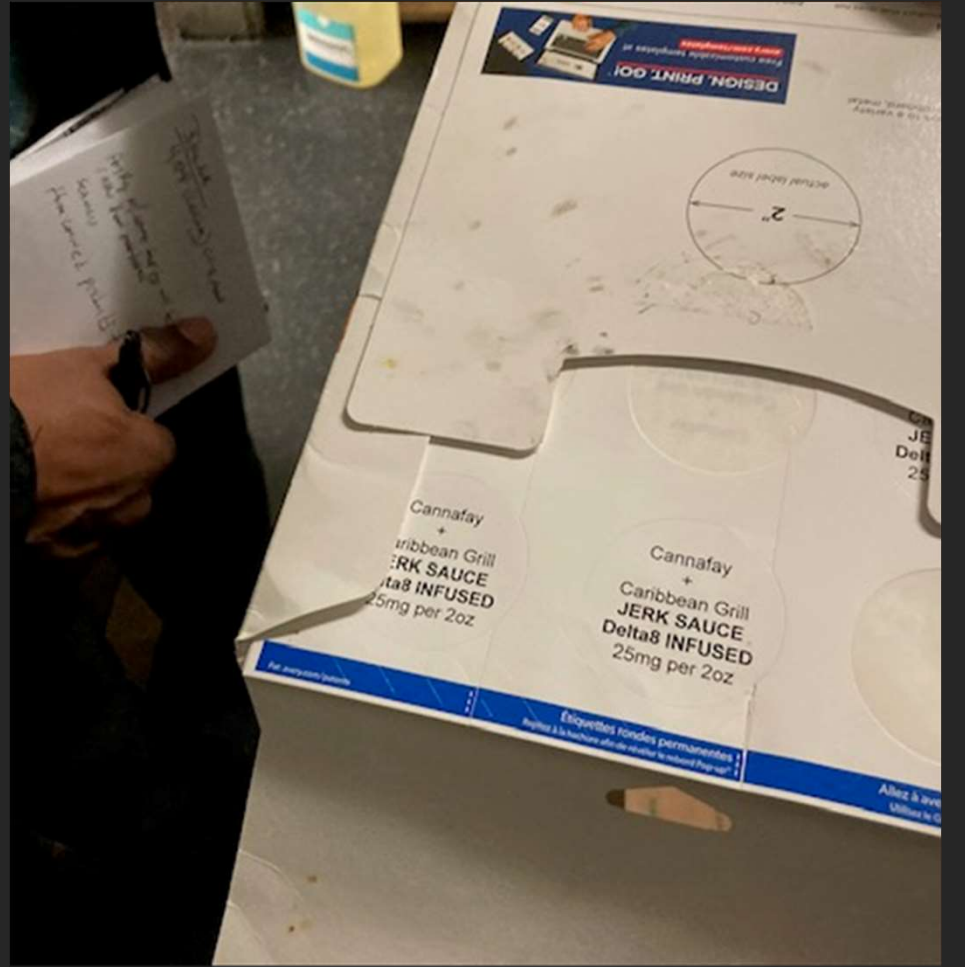
Cannafay
+
Caribbean Grill
JERK SAUCE
Delta8 INFUSED
25mg per 2oz



Cannafay
+
Caribbean Grill
JERK SAUCE
Delta8 INFUSED
25mg per 2oz







Result of This Action

Immediate Suspension

Product Disposition

Comment Addendum to Food Establishment Inspection Report

Establishment Name: THE CARIBBEAN GRILL Location Address: 984 EDENTON DR City: FAY State: NC County: CUMBERLAND Zip: 28734		Establishment ID: 070 2601 2476 <input checked="" type="radio"/> Visit <input type="radio"/> Verification <input type="radio"/> Name Change <input checked="" type="radio"/> Status Change <input type="radio"/> Pre-Opening Visit <input type="radio"/> Other	Date: 07 JAN 2022 Status Code: E Category#: IV
Wastewater System: <input type="radio"/> Municipal/Community <input type="radio"/> On-Site System Water Supply: <input checked="" type="radio"/> Municipal/Community <input type="radio"/> On-Site Supply			
Permittee: THE CARIBBEAN GRILL LLC Telephone: 910-494-7591 CELL			

Temperature Observations					
Item/Location	Temp	Item/Location	Temp	Item/Location	Temp

Observations and Corrective Actions	
Item Number	Violations cited in this report must be corrected within the time frames below, or as stated in sections 8-405.11 of the food code.
	THE FOLLOWING ITEMS WERE IMMEDIATELY DISCARDED & DESTROYED BY THE OWNERS OF THIS ESTABLISHMENT - NATASHA & DANIEL EDWARDS / POSSE - ADRIAN JONES PORTING TONAL FROM MARIANOLO CORTY AD - DR. GREEN HEALTH INDEPENDENT RAIN HEALTH DIRECTOR 1 SWEET PAN - 12 BREADS 5 - 1/2 GALLON SAUCE BOTTLES 1 - GALLON MARIANO SAUCE 1/2 GALLON SAUCE 3 - 1/2 PAN CURRY, MARIANO SAUCE
	THE FOLLOWING ITEMS WERE FOUND OUT OF TEMP & NO LONGER MAINTAINABLE AT TIME OF VISIT. 1 NOVEL PAN OX TAIL - 80F 1 NOVEL PAN MARIANOLO - 91F 1 NOVEL PAN ENICKEN - 104F 1/2 PAN POTATOES - 76F 1 SMALL BAG COOKED FISH - 91F 6 QT SAUCE PAN/ST SOUP - 52 1 PAN MARIANOLO BREAD
	Person in Charge (Print & Sign): NATASHA EDWARDS Date: 27 JAN 2022 Regulatory Authority (Print & Sign): JENNIFER GIBSON Date: 27 JAN 2022 North Carolina Department of Health & Human Services • Division of Public Health • Environmental Health Section • Food Protection Program Page 11 of 11 Food Establishment Inspection Report, 120517

Seizure Inventory List



Digital Scale



Clear jar w/brown liquid



82 small plastic bags



12 tubes w/sauce samples

STATE OF NORTH CAROLINA
 CUMBERLAND County

IN THE MATTER OF:
 Caribbean Grill Located at:
 934 Brighton Rd
 Fayetteville NC 28314

INVENTORY OF ITEMS SEIZED
 PURSUANT TO SEARCH

1, the undersigned officer, executed a search of:
 Person, Premises Or Vehicle Searched
 934 Brighton Rd.

Date Of Search
 1/27/2023

This search was made pursuant to
 1. a search warrant issued by: magistrate Jeffers
 2. consent to search given by:
 3. other legal justification for the search:

The following items were seized:
 - Digital Scale
 - clear jar w/ brown liquid 231g
 - 82 small plastic bags
 - 12 tubes w/ sauce Samples
 - marijuana 520.89g
 - Oxycodone x 39 pills
 - morphine x 39 pills
 - Fentanyl 5.570g
 - DVR 2.140g

DVR

Copy - For Search by Plaintiff or Defendant, to Plaintiff Even If Both Items Taken
 Copy - For Search by Plaintiff or Defendant, to Defendant or Plaintiff in Appointed Control of the Case Pursuant to Plaintiff, Leave Copy Withed Thereby
 Copy - For Search by Plaintiff or Defendant, to Plaintiff Even If Both Items Taken
 Copy - For Search by Plaintiff or Defendant, to Plaintiff Even If Both Items Taken

ACC-CR-206, Rev. 3/15
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Marijuana



Oxycodone



MDMA



Fentanyl



Arrest Warrant

Probable Cause Affidavit

REA-23-93530

STATE OF NORTH CAROLINA		File No.
CUMBERLAND	County	Incident/Arrest No: (for LEA use only) 2023-001411
STATE VERSUS		In The General Court Of Justice
Defendant Name [REDACTED]		AFFIDAVIT For Probable Cause to Arrest

STATE VERSUS	CUMBERLAND	County	File No. Z3CR230182-250
Name Of Defendant [REDACTED]	NOTE: Use this page to set forth the charging text for each offense listed on the AOC-CR-100. G.S. 15A-924(b)(7).		
Date Of Issuance Of Warrant For Arrest 02/08/2023	OFFENSES (continued)		
Count 1. Offense: F - CONTAMINATE FOOD/DRINK W/CS			
<i>Charge Text For This Count</i> On or about the date of offense shown and in the county named above the defendant unlawfully, willfully, and feloniously did knowingly distribute, sell, or otherwise cause to be placed in a position of human accessibility or ingestion, food substance which that person knows to contain the controlled substance Tetrahydrocannabinol (THC) included in 90-94 Schedule VI of the Controlled Substance Act. 14-401.1(a)(1).			
Count 2. Offense: F - CONTAMINATE FOOD/DRINK W/CS			
<i>Charge Text For This Count</i> On or about the date of offense shown and in the county named above the defendant unlawfully, willfully, and feloniously did knowingly distribute, sell, or otherwise cause to be placed in a position of human accessibility or ingestion, food substance which that person knows to contain the poisonous chemical Tetrahydrocannabinol (THC) which caused serious physical pain and discomfort. To wit, after consuming food purchased from the defendant's restaurant, [REDACTED] received medical care at Cape Fear Valley Medical Center.			

AOC-CR-100 Continuation, Page 103
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Other Agency Copy - Not for Service Continuation Page ____ of ____ Continuation Pages

Probable Cause Affidavit

2EA-23-93530

STATE OF NORTH CAROLINA		File No.
CAMBERLAND County	Incident/Arrest No: (for LEA use only) 2023-001411	
STATE VERSUS		In The General Court Of Justice
Defendant Name ANDREW EDWARDS		AFFIDAVIT For Probable Cause to Arrest
G.S. 15A-301, 15A-304 and 15A-401		
The undersigned, being duly sworn, submits under oath the following facts establishing probable cause for issuance of criminal process for the arrest of the defendant named below:		
Note to Law Enforcement Officers: This form is for law enforcement use only. The Primary OCA for this <input checked="" type="checkbox"/> Warrant is: 2023-001411 The Primary OCA for <input type="checkbox"/> Felony File is: <input type="checkbox"/> Associated OCA(s):		
Applicable General Statute or Provision of Common Law Violated: G.S. 14-401.11 (a)(1)	Date(s) of Offense 1/27/2023	County or Place of Offense 834 BRIGHTON RD, FAYETTEVILLE, NC
DEFENDANT INFORMATION		
Name ANDREW EDWARDS	Telephone No. 910-494-7591	<input type="checkbox"/> Refused to Disclose
Address 834 BRIGHTON RD, FAYETTEVILLE, NC	Other Contact Information (email address, etc.)	<input type="checkbox"/> Refused to Disclose
Driver License no: 28077988	State: NC	Work Address (Company Name): CARIBBEAN GRILL
Race: BRN	Height: 511	Street Address: 834 BRIGHTON RD
SSN: 444444	Weight: 165	FAYETTEVILLE, NC
DOB: 444444	Other Id no.	
	POB:	Work phone:
VICTIM INFORMATION		
Name	Telephone No.	<input type="checkbox"/> Refused to Disclose
STATE		<input type="checkbox"/> Refused to Disclose
Address	Other Contact Information (email address, etc.)	<input type="checkbox"/> Refused to Disclose
Additional Facts Establishing Probable Cause		
SEE ATTACHED		
Name of Law Enforcement Personnel (type or print) D. OHARA 323	Signature <i>[Signature]</i>	Date 2/8/23
Title DETECTIVE	Agency FAYETTEVILLE POLICE DEPARTMENT	
<input type="checkbox"/> Continued on additional page		
Sworn to and subscribed before the designated judicial official		Page
Title Magistrate	Signature <i>[Signature]</i> Printed Name Tim M. Caulder	2/8/23

CCSO Form 10188

CARIBBEAN Infusion



CARIBBEAN GRILL

WWW.CANNAFAYHEMP.COM

\$30 INFUSED MEAL
*** DRINK INCLUDED**

100% LEGAL
21+ TO ORDER

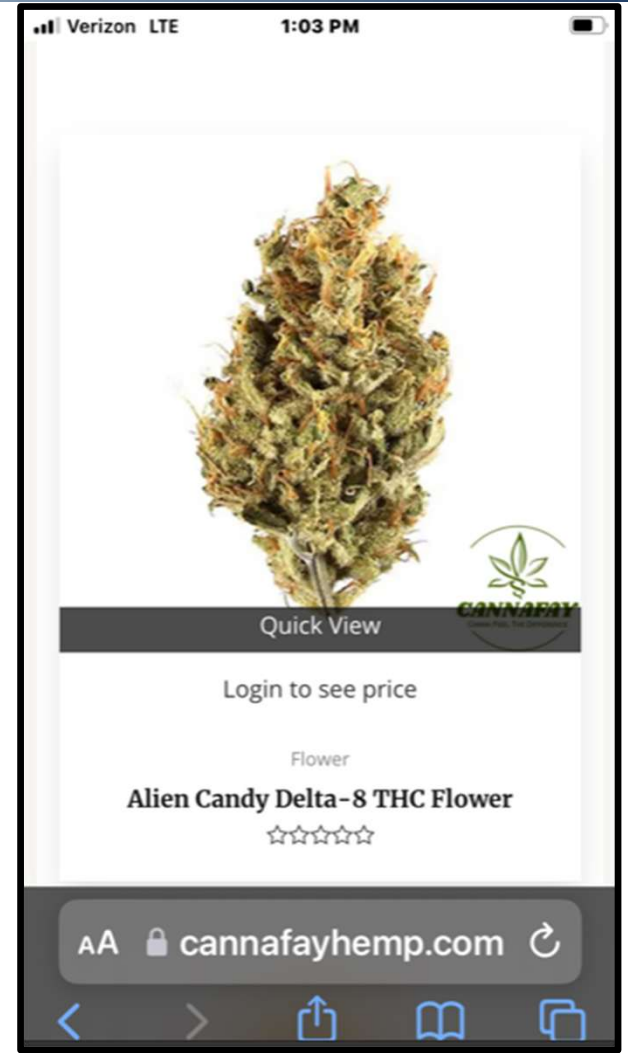
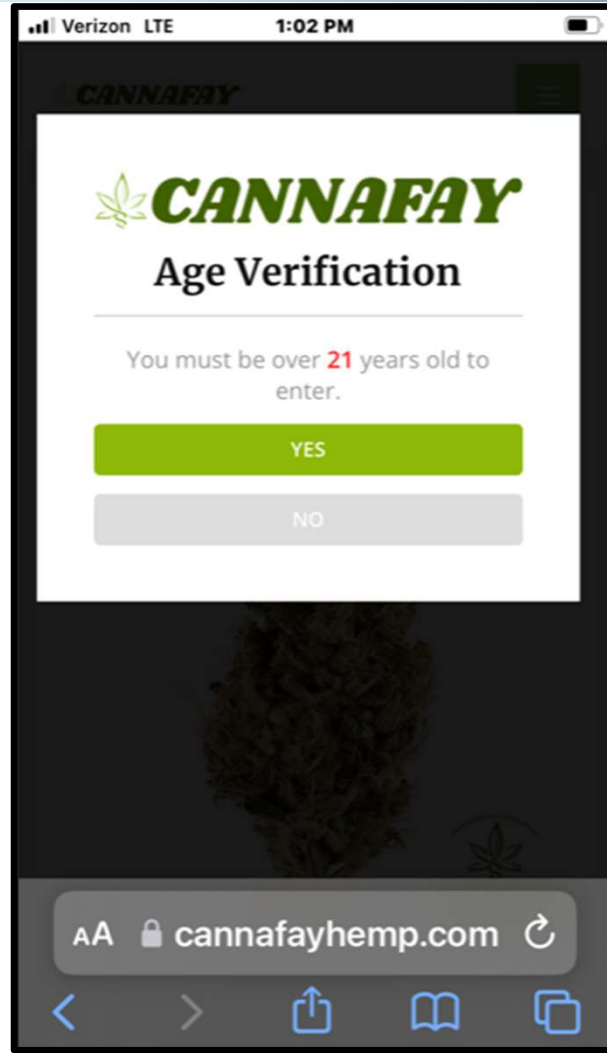
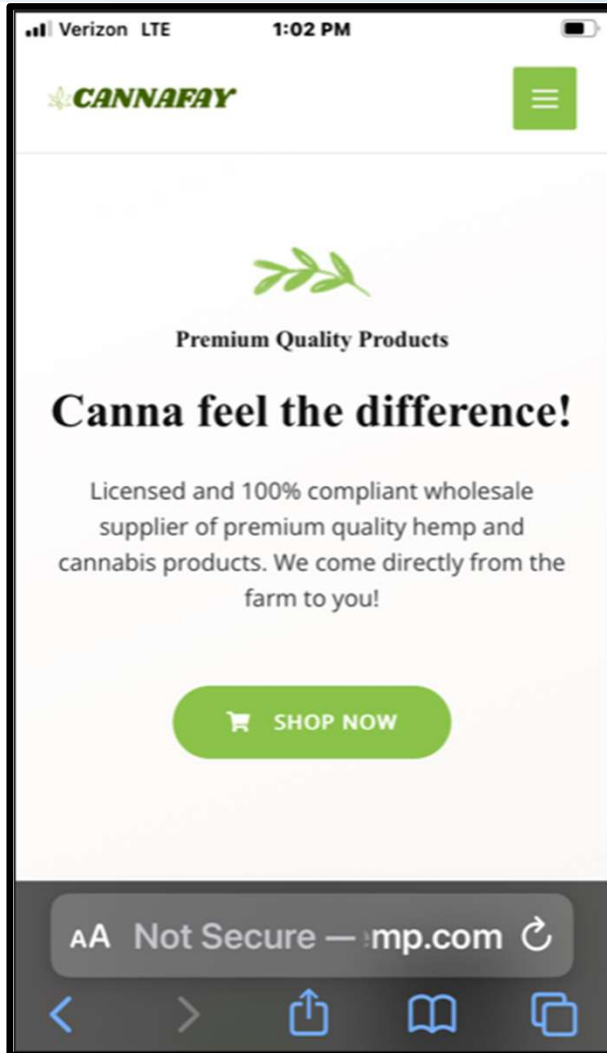
JERK CHICKEN MEAL - CURRY CHICKEN MEAL - 8 PIECE WINGS MEAL

FOOD • MUSIC • DRINKS • FUN

934 BRIGHTON RD. FAYETTEVILLE, NC 28314

JUNE 4, 2022
12PM





BONES.....IS THIS ALIEN CANDY?

