

County of Santa Clara

Department of Environmental Health

Consumer Protection Division

1555 Berger Drive, Suite 300, San Jose, CA 95112-2716

Phone (408) 918-3400 www.ehinfo.org



OFFICIAL INSPECTION REPORT

Facility FA0309712 - NATION'S #42		Site Address 5805 SILVER CREEK VALLEY PL 10, SAN JOSE, CA		Inspection Date 03/26/2026		Placard Color & Score GREEN 97		
Program PR0453929 - FOOD PREP / FOOD SVC OP 6-25 EMPLOYEES RC 2 - FP13			Owner Name BIG BURGERS AND PIES LLC		Inspection Time 10:00 - 10:50			
Inspected By JENNIFER RIOS		Inspection Type ROUTINE INSPECTION		Consent By CRISTINA				FSC Isabel Milicic de Scattolon 09/15/2026

RISK FACTORS AND INTERVENTIONS		IN	OUT		COS/SA	N/O	N/A	PBI
			Major	Minor				
K01	Demonstration of knowledge; food safety certification	X						
K02	Communicable disease; reporting/restriction/exclusion	X						
K03	No discharge from eyes, nose, mouth	X						
K04	Proper eating, tasting, drinking, tobacco use					X		
K05	Hands clean, properly washed; gloves used properly	X						
K06	Adequate handwash facilities supplied, accessible	X						
K07	Proper hot and cold holding temperatures	X						
K08	Time as a public health control; procedures & records					X		
K09	Proper cooling methods					X		
K10	Proper cooking time & temperatures					X		
K11	Proper reheating procedures for hot holding					X		
K12	Returned and reservice of food					X		
K13	Food in good condition, safe, unadulterated	X						
K14	Food contact surfaces clean, sanitized			X				
K15	Food obtained from approved source	X						
K16	Compliance with shell stock tags, condition, display						X	
K17	Compliance with Gulf Oyster Regulations						X	
K18	Compliance with variance/ROP/HACCP Plan						X	
K19	Consumer advisory for raw or undercooked foods						X	
K20	Licensed health care facilities/schools: prohibited foods not being offered						X	
K21	Hot and cold water available	X						
K22	Sewage and wastewater properly disposed	X						
K23	No rodents, insects, birds, or animals	X						

GOOD RETAIL PRACTICES		OUT	COS
K24	Person in charge present and performing duties		
K25	Proper personal cleanliness and hair restraints		
K26	Approved thawing methods used; frozen food		
K27	Food separated and protected		
K28	Fruits and vegetables washed		
K29	Toxic substances properly identified, stored, used		
K30	Food storage: food storage containers identified		
K31	Consumer self service does prevent contamination		
K32	Food properly labeled and honestly presented		
K33	Nonfood contact surfaces clean		
K34	Warewash facilities: installed/maintained; test strips		
K35	Equipment, utensils: Approved, in good repair, adequate capacity		
K36	Equipment, utensils, linens: Proper storage and use		
K37	Vending machines		
K38	Adequate ventilation/lighting; designated areas, use		
K39	Thermometers provided, accurate		
K40	Wiping cloths: properly used, stored		
K41	Plumbing approved, installed, in good repair; proper backflow devices		
K42	Garbage & refuse properly disposed; facilities maintained		
K43	Toilet facilities: properly constructed, supplied, cleaned		
K44	Premises clean, in good repair; Personal/chemical storage; Adequate vermin-proofing		
K45	Floor, walls, ceilings: built, maintained, clean		
K46	No unapproved private home/living/sleeping quarters		
K47	Signs posted; last inspection report available		

OFFICIAL INSPECTION REPORT

Facility FA0309712 - NATION'S #42		Site Address 5805 SILVER CREEK VALLEY PL 10, SAN JOSE, CA 95138	Inspection Date 03/26/2026
Program PR0453929 - FOOD PREP / FOOD SVC OP 6-25 EMPLOYEES RC 2 - FP13		Owner Name BIG BURGERS AND PIES LLC	Inspection Time 10:00 - 10:50
K48	Plan review		
K49	Permits available		
K58	Placard properly displayed/posted		

Comments and Observations

Major Violations

No major violations were observed during this inspection.

Minor Violations

K14 - 3 Points - Food contact surfaces unclean and unsanitized; 113984(e), 114097, 114099.1, 114099.4, 114099.6, 114101, 114105, 114109, 114111, 114113, 114115(a,b,d), 114117, 14125(b), 114141

Inspector Observations: Chlorine in mechanical warewash measured 0ppm. [CA] Maintain chlorine in mechanical warewash machine at 50 PPM. PIC contacted service company to adjust.

Performance-Based Inspection Questions

N/A

Measured Observations

Item	Location	Measurement	Comments
Quaternary ammonia	Three compartment sink	300.00 PPM	
Milk	Under counter reach in	41.00 Fahrenheit	
Chocolate pie	Display case	41.00 Fahrenheit	
Hot water	Three compartment sink	120.00 Fahrenheit	
Pie	Walk in fridge	41.00 Fahrenheit	
Hot water	Preparation sink	120.00 Fahrenheit	
Chili	Hot holding	141.00 Fahrenheit	
Sliced tomato	Table top preparation unit	41.00 Fahrenheit	
Cheese	Walk in fridge	40.00 Fahrenheit	
Warm water	Restroom handwash	100.00 Fahrenheit	
Chlorine	Mechanical warewash	0.00 PPM	
Ambient air	Reach in freezer	7.00 Fahrenheit	
Pancake batter	Under counter prep unit	41.00 Fahrenheit	
Ambient air	Walk in freezer	3.00 Fahrenheit	
Warm water	Handwash	100.00 Fahrenheit	
Hot water	Janitorial sink	120.00 Fahrenheit	

Overall Comments:

Facility is in the process of obtaining the dairy permit for the soft serve. PIC provided confirmation of submittal to CDFA.

OWNERSHIP CHANGE INFORMATION

NEW FACILITY NAME: Nation's Giant Hamburgers No. 42

NEW OWNER: Longhorn Foodservice, Inc.

The applicant has completed the facility evaluation application process for an Environmental Health Permit.

The permit category for this facility is FP10. An invoice for the permit fee in the amount of \$1377.00 will be mailed to the billing address on the application. Payment must be submitted within 10 days of receipt of the invoice. The owner is responsible for contacting our department if an invoice is not received and remit payment within 30 days.

The Environmental Health Permit will be effective: 04/01/2026 - 03/31/2027 This report serves as a temporary permit. However, the permit will be deemed invalid if the permit fee is not paid in full within 30 days from the date of this report. Okay to Operate.

An official permit will be mailed to the address on file and shall be posted in public view upon receipt.

OFFICIAL INSPECTION REPORT

Facility FA0309712 - NATION'S #42	Site Address 5805 SILVER CREEK VALLEY PL 10, SAN JOSE, CA 95138	Inspection Date 03/26/2026
Program PR0453929 - FOOD PREP / FOOD SVC OP 6-25 EMPLOYEES RC 2 - FP13	Owner Name BIG BURGERS AND PIES LLC	Inspection Time 10:00 - 10:50

***Structural Review inspection conducted on 03/26/2026.**

***Permit condition: The toaster is conditionally approved without an exhaust hood system for the heating of bread only. If there is a future change in menu or operation, or the cooking system causes any sanitation, ventilation or health and safety problem, the exhaust hood exemption may be revoked and an approved mechanical exhaust system must be installed or, or the unit removed. Ventilation problems include but are not limited to excess heat in the facility that results in uncomfortable work conditions for the employees. The exemption shall not be deemed to supersede any local building and fire code requirements. If a future change of ownership occurs, the new owner shall be made aware of these conditions.**

***Obtain food safety manager certificate within 60 days. All other food employees must have valid food handler cards within 30 days from hire date.**

When required to determine compliance, a single reinspection will be conducted without additional charge. If subsequent reinspections are required, an hourly fee (minimum one hour) at the current rate approved by the Board of Supervisors will be assessed for each and every reinspection until the necessary changes or corrections are made. Unless otherwise noted by the inspector, all violations are to be corrected no later than **4/9/2026**. Any major change in menu or any change in ownership must have prior approval by this Department. This may require structural and/or equipment changes or remodeling to accommodate new operations.

Legend:

[CA]	Corrective Action
[COS]	Corrected on Site
[N]	Needs Improvement
[NA]	Not Applicable
[NO]	Not Observed
[PBI]	Performance-based Inspection
[PHF]	Potentially Hazardous Food
[PIC]	Person in Charge
[PPM]	Part per Million
[S]	Satisfactory
[SA]	Suitable Alternative
[TPHC]	Time as a Public Health Control



Received By: Cristina Scattolon
General manager

Signed On: March 26, 2026