

**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**

<b>Facility</b> FA0261152 - THIEN HUONG SANDWICHES & BAKERY	<b>Site Address</b> 1181 STORY RD, SAN JOSE, CA 95122	<b>Inspection Date</b> 06/09/2023
<b>Program</b> PR0382908 - FOOD PREP / FOOD SVC OP 6-25 EMPLOYEES RC 3 - FP14	<b>Owner Name</b> HIEN NGUYEN	<b>Inspection Time</b> 12:30 - 12:50
<b>Inspected By</b> HENRY LUU	<b>Inspection Type</b> FOLLOW-UP INSPECTION	<b>Consent By</b> EMPLOYEE

<b>Placard Color &amp; Score</b> <b>RED</b> <b>N/A</b>
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**Comments and Observations**

**Major Violations**

Cited On: 05/26/2023

K05 - 8 Points - Hands not clean/improperly washed/gloves not used properly; 113952, 113953.3, 113953.4, 113961, 113968, 113973 (b-f)

**This violation found not in compliance on 06/09/2023. See details below.**

Cited On: 05/26/2023

K06 - 8 Points - Inadequate handwash facilities: supplied or accessible; 113953, 113953.1, 113953.2, 114067(f)

**This violation found not in compliance on 06/09/2023. See details below.**

Cited On: 05/26/2023

K07 - 8 Points - Improper hot and cold holding temperatures; 11387.1, 113996, 113998, 114037, 114343(a)

**This violation found not in compliance on 06/09/2023. See details below.**

Cited On: 05/26/2023

K13 - 8 Points - Food not in good condition/unsafe/adulterated; 113967, 113976, 113980, 113988, 113990, 114035, 114041, 114254(c), 114254.3

**This violation found not in compliance on 06/09/2023. See details below.**

Cited On: 05/26/2023

K23 - 8 Points - Observed rodents, insects, birds, or animals; 114259.1, 114259.4, 114259.5

**This violation found not in compliance on 06/09/2023. See details below.**

Cited On: 06/09/2023

K49 - 2 Points - Permits not available; 114067(b,c), 114381(a), 114387

**Inspector Observations: A food facility shall not be open for business without a valid health permit.**

**CEASE AND DESIST ALL ACTIVITIES.**

**A permit shall be issued by this department when investigation has determined that the proposed facility and its method of operation meets the specifications of the approved plans or conforms to the requirements set forth by this department.**

**Please contact local health department at 408-918-3400 to obtain a valid health permit.**

**Minor Violations**

Cited On: 05/26/2023

K22 - 3 Points - Sewage and wastewater improperly disposed; 114197

**This violation found not in compliance on 06/09/2023. See details below.**

**Measured Observations**

N/A

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## Overall Comments:

- Facility was closed during a routine inspection and complaint investigation on 5/26/2023 due to the presence of vermin.
- Health permit was suspended and facility was ordered to immediately cease and desist all operations until violation has been corrected.
  
- Upon drive-by, this Division observed numerous cargo vans and personal vehicles parked outside of facility with trunks open.
- Upon arrival, this Division observed numerous bags of PHF items being loaded onto personal vehicles to be transported.
  - PIC, Lin, refused to provide location where food was being delivered/transported to.
  - Delivery vehicles departed from facility before this Division was able to order cease and desist and speak with PIC.
  
- PIC stated that no food preparation was being conducted and that all food from the refrigerators and freezers were being transported to other locations to be used.
  
- Upon entering facility, this Division observed the following:
  - Kitchen facility, both sides, in full operation:
    - Numerous bags of rice out in ambient temperature.
    - Numerous containers/colanders of rice being steamed.
    - Large open tubs of tomato rice in ambient temperature.
    - Meat being marinated, grilled, and cooled.
    - Over 5+ plastic containers of raw pork, beef, and sauces, in active preparation.
    - Stand mixer in use with raw meat.
    - Other active food preparation.
      - Soiled utensils measuring above ambient temperature.
    - Opened foods.
    - Food inside walk-in refrigerators measuring above 41F.
  - Vermin activity:
    - Rodent droppings observed in kitchen.
    - Live cockroaches on sticky monitoring traps.
  
- Facility was immediately ordered to cease and desist operations and VC&D all food.
  - Approximately 20lbs of grilled pork.
  - Approximately 100lbs of raw pork chops.
  - Approximately 50lbs of raw beef.
  - Approximately 50-60lbs of cooked rice
  - Approximately 60-100lbs of cooked egg cake.
  - Approximately 50-80lbs of raw meat inside stand mixer bowl.
  - Approximately 40lbs of raw de-shelled shrimp
  - Three trays of baked bread with sugar coating, approximately 8-10lbs.
- All food items were denatured with bleach and discarded into refuse container outside of facility.
  
- Numerous cargo vans arrived at location, however, driver refused to provide recipient/buyer name and/or facility stating that he has the wrong address.
  
- Facility is to immediately cease and desist all operations.
  
- Enforcement and/or administrative action, up to and including fines will be issued to operator for failure to comply with DEH ordered closure.
  
- Facility/operator will be summoned for administrative hearing.
  - PIC stated that owner of facility is leaving on vacation for two weeks.
  
- Facility is to remain closed

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## CLOSURE / PERMIT SUSPENSION NOTICE

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 **6/23/2023**. 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.

This notice is to inform you that as of this date the Environmental Health Permit for the above mentioned food facility is hereby suspended and all operations therewith are ordered to cease. This action is taken in accordance with Section 114409 of the California Health and Safety Code which states 'If any imminent health hazard is found, unless the hazard is immediately corrected, an enforcement officer may temporarily suspend the permit and order the food facility or cottage food operation immediately closed.'

You have the right to make a written request for a hearing within 15 days after receipt of this notice to show just cause why the permit suspension is not warranted. Failure to request such a hearing within the 15-day period shall be deemed a waiver of the right to a hearing. After these violations have been corrected, you must call the Department of Environmental Health for a reinspection to reinstate the permit to operate. Phone #: (408)918-3400.

### 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



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**Received By:** Lin Su  
Manager  
**Signed On:** June 09, 2023