

# 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 FA0213892 - BLACK BEAR DINER SUNNYVALE		Site Address 415 E EL CAMINO REAL, SUNNYVALE, CA 94087	Inspection Date 08/28/2025
Program PR0302624 - FOOD PREP / FOOD SVC OP 26+ EMPLOYEES RC 3 - FP17		Owner Name JENNIFER NUSHWAT	Inspection Time 16:30 - 17:45
Inspected By SUkhREET KAUR	Inspection Type LIMITED INSPECTION	Consent By MARIO	

Placard Color & Score

**RED**  
**N/A**

### Comments and Observations

#### Major Violations

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

**Inspector Observations: 1. Observed Vermin: Documented in the following areas: Rodent droppings**

- multiple inside cabinet under soda machine.
- 2 under equipment in unused soda machine area in the back
- 1 in water heater closet
- 1 in locker room
- 1 outside of front door
- multiple above fire place in dining area.

Observed multiple rodent traps under cooking equipment, inside soda machine cabinets (with what appeared to chewed foam/plastic material), in dry storage room and other equipment throughout the kitchen. ECOLOAB report reviewed from 8/26/25. Per manager, 2 rodents were caught on traps 2-3 days ago.

2. Photographs: Taken for documentation purposes.

3. Supervisor Notified

4. Notification: The person in charge during inspection, Servando (Manager) and Raj on phone call (CFO), has been informed that the facility must close immediately.

[CA]: The premises of each food facility must be maintained free of vermin. A facility cannot operate if there is a vermin infestation that leads to contamination of food contact surfaces, packaging, utensils, food equipment, or adulteration of food. The facility is required to cease operations immediately and must remain closed until all corrective actions on the provided checklist are completed.

#### Requirements Before Reopening:

1. Email the signed and completed Reopening Checklist to the assigned inspector.
2. Submit a copy of the pest control report from a licensed provider.

#### Minor Violations

K44 - 2 Points - Premises not clean, not in good repair; No personal/chemical storage; inadequate vermin-proofing; 114067(j), 114123, 114143 (a,b), 114256, 114256.1, 114256.2, 114256.4, 114257, 114257.1, 114259, 114259.2, 114259.3, 114279, 114281, 114282

**Inspector Observations: Front door of the facility was propped open.**

[CA] Maintain front of the facility closed to prevent vermin entry.

#### Performance-Based Inspection Questions

N/A

#### Measured Observations

N/A

#### Overall Comments:

**Facility shall cease and deist all food operations.**

**Facility is closed due to rodent activity.**

**Food facility shall remain closed and complete the following requirements before reopening:**

1. Email the signed and completed Reopening Checklist to the assigned inspector.
2. Submit a copy of the pest control report from a licensed provider

# OFFICIAL INSPECTION REPORT

Facility FA0213892 - BLACK BEAR DINER SUNNYVALE	Site Address 415 E EL CAMINO REAL, SUNNYVALE, CA 94087	Inspection Date 08/28/2025
Program PR0302624 - FOOD PREP / FOOD SVC OP 26+ EMPLOYEES RC 3 - FP17	Owner Name JENNIFER NUSHWAT	Inspection Time 16:30 - 17:45

**Ensure the facility is cleaned and sanitized and there is no evidence of rodent activity in the facility.**

**Contact district specialist Sukhreet Kaur at (408) 918-3460 or [sukhreet.kaur@deh.sccgov.org](mailto:sukhreet.kaur@deh.sccgov.org) to schedule re inspection once the above requirements are completed.**

**- Subsequent follow-up inspection after first follow-up shall be billed \$298/hour, minimum one hour, during normal business hours (Monday - Friday, 7:30 AM to 4:30 PM), and \$645, minimum two hours, during non-business hours, and upon inspector availability.**

**- The posted placard is property of the Santa Clara County Department of Environmental Health and shall not be removed, covered-up, relocated, tampered, or copied. Failure to comply may result in enforcement actions per County Ordinance Code Section B11-55.**

**- A facility found to be in continued operation without a permit may incur a penalty of three (3) times the operating permit fee, and fee(s) for re-inspection(s) charged at the current hourly rate approved by the Santa Clara County Board of Supervisors. Penalties and fees incurred due to enforcement activities must be paid in full prior to the issuance of an operating permit**

## 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 9/11/2025. 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



---

**Received By:** SERVANDO ANAYA  
MANAGER

**Signed On:** August 28, 2025