

News Release Archive

2015

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FEDERAL GRAIN INSPECTION SERVICE

PACKERS AND STOCKYARDS PROGRAM

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News Release

Release No.: 03-15

Contact:
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GIPSA Settles a Case with H&H Cattle Services, LLC Resulting in a \$3,000 Penalty

WASHINGTON, Jan. 8, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

H&H Cattle Services, LLC, Scottsburg, Va. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$3,000 after GIPSA found that it failed to pay, when due, for livestock and issued insufficient funds checks.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 04-15

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GIPSA Settles a Case with J2 Marketing, LLC, d/b/a J2 Cattle Resulting in a \$5,300 Penalty

WASHINGTON, Jan. 8, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

J2 Marketing, LLC, d/b/a J2 Cattle, Chandler, Ariz. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$5,300 after GIPSA found that it failed to pay, when due, for livestock.

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News Release

Release No.: 01-15

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Lynchburg Livestock Market, Inc., C. Matthew Fariss, and Duane D. Gilliam Have Been Assessed a \$10,000 Civil Penalty

WASHINGTON, Jan. 8, 2015 – On December 22, 2014, the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision with Lynchburg Livestock Market, Inc. (Lynchburg), C. Matthew Fariss (Fariss), and Duane D. Gilliam (Gilliam), Lynchburg, Va. Lynchburg, Fariss, and Gilliam have been ordered to cease and desist from:

- failing to properly maintain and use their custodial account; and
- selling livestock in commerce and failing to transmit or deliver to the consignor the net proceeds received from the sale within the prescribed time period.

They have also been assessed a \$10,000 civil penalty.

The consent decision resolves a complaint that was filed against Lynchburg, Fariss, and Gilliam on November 20, 2014.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 02-15

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GIPSA Alleges Russell Ortmeier, d/b/a Austen Farms Violated the Packers and Stockyards Act

WASHINGTON, Jan. 8, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Russell Ortmeier (Ortmeier), doing business as Austen Farms, Omaha, Neb.:

- bought and sold livestock in commerce without registering with the U.S. Secretary (Secretary) of Agriculture or maintaining an adequate bond or bond equivalent as required by the Packers and Stockyards (P&S) Act;
- issued checks in payment for livestock which were returned unpaid by the bank because Ortmeier failed to have and maintain sufficient funds on deposit; and
- failed to pay, when due, the full purchase price for livestock.

GIPSA filed a complaint against Ortmeier on November 12, 2014. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Ortmeier may be ordered to cease and desist from violating the P&S Act, suspended, and assessed a civil penalty.

Ortmeier was engaged in the business of a dealer buying and selling livestock in commerce; a dealer within the meaning of and subject to the provisions of the P&S Act; and is not registered with the Secretary.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 07-15

Contact:
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GIPSA Alleges Don Forester And Athens Commission Company, Inc. Violated the Packers and Stockyards Act

WASHINGTON, Jan. 15, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Don Forester (Forester) and Athens Commission Company, Inc. (Athens Commission), Athens, Texas:

- failed to maintain and properly use their custodial account;
- had custodial account shortages in that they withdrew payment other than net proceeds to the consignor or shipper, or to any person that the market agency knows is entitled to payment; failed to pay lawful charges against consignment of livestock; failed to obtain any funds due the market agency as compensation for its services; and failed to reimburse the custodial account for bank charges for overdraft fees and returned check fees.

GIPSA filed a complaint against Forester and Athens Commission on November 25, 2014. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Forester and Athens Commission may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and assessed a civil penalty.

Athens Commission under the direction, management and control of Forester was engaged in the business of a market agency selling livestock in commerce on a commission basis and is registered with the Secretary of Agriculture.

Forester is a 50% owner of Athens Commission and responsible for the day-to-day direction, management and control of Athens Commission, including the acts and practices referred to in this complaint.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 09-15

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GIPSA Settles a Case with Joe Fritz Resulting in a \$500 Penalty

WASHINGTON, Jan. 15, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act.

GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Joe Fritz, Sikeston, Mo. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$500 after GIPSA found that he had false or misleading records in connection with activities subject to the P&S Act.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 08-15

Contact:
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GIPSA Settles a Case with Open Range Beef, LLC Resulting in a \$4,500 Penalty

WASHINGTON, Jan. 15, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Open Range Beef, LLC, Gordon, Neb. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$4,500 after GIPSA found that it failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 06-15

Contact:
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GIPSA Alleges Robert Snow, d/b/a Snow Cattle Co. Violated the Packers and Stockyards Act

WASHINGTON, Jan. 15, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Robert Snow (Snow), doing business as Snow Cattle Co., Garvin, Okla.:

- engaged in the business of a market agency buying and/or selling livestock in commerce on a commission basis or a dealer buying and selling livestock in commerce without maintaining a bond or bond equivalent;
- purchased livestock in commerce, and failed to pay, when due, the full purchase price for the livestock;
- did not meet the requirements in the Code of Federal Regulations for purchasing livestock on credit;
- purchased livestock in commerce, and failed to pay the full purchase price for the livestock;
- issued checks for livestock that were returned unpaid; and
- failed to keep and maintain records which fully and correctly disclosed all the transactions involved in their business.

GIPSA filed a complaint against Snow on November 20, 2014. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Snow may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and assessed a civil penalty.

Snow was engaged in the business of a dealer buying and selling livestock in commerce and a market agency buying livestock on a commission basis in commerce; is sole owner of Snow, doing business as Snow Cattle Co. and is responsible for the direction, management, and control of Snow, doing business as Snow Cattle Co.; and is registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 05-15

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Tyson Hog Markets, Inc., d/b/a Heinhold Hog Markets Has Been Assessed a \$15,000 Civil Penalty

WASHINGTON, Jan. 15, 2015 – On December 11, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Tyson Hog Markets, Inc. (Tyson), doing business as Heinhold Hog Markets, Dakota Dunes, S.D.

Tyson has been ordered to cease and desist from:

- falsifying scale tickets for livestock;
- issuing invoices to buyers that show false weights; and
- issuing false or inaccurate accountings to sellers of livestock.

Tyson was further ordered to maintain complete and accurate scale records which correctly show the weights of livestock actually weighed by Tyson. Tyson has also been assessed a \$15,000 civil penalty and will make restitution to livestock buyers and sellers.

The consent decision resolves a complaint that was filed the same day against Tyson.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 11-15

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GIPSA Settles a Case with Dearth Livestock, Inc. Resulting in a \$3,000 Penalty

WASHINGTON, Jan. 22, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Dearth Livestock, Inc., Blanchardville, Wis. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$3,000 after GIPSA found that it purchased livestock on a reduced carcass weight.

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News Release

Release No.: 12-15

Contact:
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GIPSA Settles a Case with Dyersville Sales Company, Inc. Resulting in a \$1,800 Penalty

WASHINGTON, Jan. 22, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Dyersville Sales Company, Inc., Dyersville, Iowa – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,800 after GIPSA found that it had a key employee purchasing livestock out of consignment.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 10-15

Contact:
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El Paso Cattle II, LP, John K. Hudgens, and James D. Hudgens, Have Been Assessed a \$15,000 Civil Penalty

WASHINGTON, Jan. 22, 2015 – On December 5, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with El Paso Cattle II, LP, who also does business under the name of El Paso Cattle I, LLC and El Paso Company, Inc., John K. Hudgens, and James D. Hudgens, Canutillo, Texas.

El Paso Cattle II, LP, John K. Hudgens, and James D. Hudgens have been ordered to cease and desist from purchasing livestock in commerce and failing to pay, when due, the full purchase price for such livestock.

El Paso Cattle II, LP, John K. Hudgens, and James D. Hudgens have been assessed a \$15,000 civil penalty jointly and severally.

The consent decision resolves a complaint that was filed against El Paso Cattle II, LP, John K. Hudgens, and James D. Hudgens on December 3, 2014.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 13-15

Contact:
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GIPSA Alleges SIG International Iowa, Inc. Violated the Packers and Stockyards Act

WASHINGTON, Jan. 28, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that SIG International Iowa, Inc. (SIG), Boyden, Iowa:

- failed to pay, when due, for livestock;
- failed to pay on the actual live weights, failed to note the actual weights of the livestock, and paid based on estimated live weights;
- entered into credit agreements with sellers of livestock which failed to contain a valid trust waiver; and
- gave false check dates to give the impression of prompt payment.

GIPSA filed a complaint against SIG on January 5, 2015. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.aspx . If the allegations are admitted, or proven in an oral hearing, SIG may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act and/or assessed a civil penalty.

SIG was engaged in the business of a packer.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 14-15

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Ashville Stockyard, Inc., Bradley Plunkett and Tilda Plunkett Have Been Assessed a \$8,000 Civil Penalty

WASHINGTON, Feb. 4, 2015 – On Jan. 9, 2015, the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision with Ashville (Ashville) Stockyard, Inc., Bradley Plunkett and Tilda Plunkett, Ashville, Ala.

Ashville, Bradley and Tilda Plunkett have been ordered to cease and desist from failing to properly maintain their Custodial Account for Shippers’ Proceeds in strict conformity with the Packers and Stockyards (P&S) Act and Regulations.

Ashville was suspended as a registrant under the P&S Act for a period of 14 days.

They have also been assessed an \$8,000 civil penalty. Additionally, Ashville was suspended as a registration under the P&S Act for a period of 14 days. However, this period of suspension has been held in abeyance provided Ashville maintains compliance with the terms of the Consent Decision and Order.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 16-15

Contact:
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GIPSA Settles a Case with Charles J. Helmick Resulting in a \$1,300 Penalty

WASHINGTON, Feb. 4, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Charles J. Helmick, Buckhannon, W.Va. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,300 after GIPSA found that he failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 17-15

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

Don Forester and Athens Commission Company, Inc. Have Been Assessed a \$4,000 Civil Penalty

WASHINGTON, Feb. 4, 2015 – On Jan. 29, 2015, the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision with Don Forester (Forester) and Athens Commission (Athens Commission) Company, Inc., Athens, Texas.

Forester and Athens Commission have been ordered to cease and desist from failing to properly maintain and use their custodial account.

They have also been assessed a \$4,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 15-15

Contact:
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GIPSA Settles a Case with Timmy McQueary, d/b/a McQueary Cattle Resulting in a \$1,125 Penalty

WASHINGTON, Feb. 4, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Timmy McQueary, d/b/a McQueary Cattle Russell Springs, Ky. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,125 after GIPSA found that he failed to pay, when due, for livestock.

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News Release

Release No.: 18-15

Contact:
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Catherine.M.Grasso@usda.gov

Michael Brenton Wagner Has Been Assessed a \$10,000 Civil Penalty

WASHINGTON, Feb. 12, 2015 – On December 30, 2014, the United States Department of Agriculture entered into a settlement agreement with Michael Brenton Wagner (Wagner), Stephenville, Texas, which became effective and final on January 29, 2015.

Wagner was ordered to cease and desist from:

- engaging business in any capacity for which bonding is required under the Packers and Stockyards (P&S) Act and the Regulations, without filing and maintaining an adequate bond or its equivalent; and
- engaging in business in any capacity for which bonding is required under the P&S Act without first becoming properly registered under the P&S Act.

Wagner was also assessed a \$10,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 20-15

Contact:
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GIPSA Alleges Euclid Stockyards, Inc., d/b/a Euclid Stockyards and Jeremy T. Gorham, d/b/a Euclid Stockyards Violated the Packers and Stockyards Act

WASHINGTON, Feb. 19, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Euclid Stockyards, Inc., (Euclid), doing business as Euclid Stockyards and Jeremy T. Gorham (Gorham), doing business as Euclid Stockyards, Ontario, Calif.:

- failed to properly maintain its custodial account endangering the faithful and prompt accounting of shippers’ proceeds and the payment due the owners or consignors of livestock; and
- failed to deposit in the custodial account, within the time prescribed by the regulations, an amount equal to the proceeds receivable for the sales of consigned livestock creating custodial account shortages.

GIPSA filed a complaint against Euclid and Gorham on January 8, 2015. The complaint can be found on the GIPSA website: gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Euclid and Gorham may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and assessed a civil penalty.

Euclid, under the direction, management, and control of Gorham, was engaged in the business of a dealer buying and selling livestock in commerce and as a market agency selling livestock in commerce on a commission basis and is registered with the Secretary of Agriculture.

Gorham was owner of 100% of the stock issued by Euclid; a registered agent for Euclid; engaged in the business of a market agency selling livestock in commerce on a commission basis; and responsible for the direction, management, and control of Euclid.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 19-15

Contact:
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GIPSA Alleges H&P Cattle, LLC, d/b/a Gowan Stockyards Violated the Packers and Stockyards Act

WASHINGTON, Feb. 19, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that H&P Cattle, LLC (H&P), doing business as Gowan Stockyards, Kosciusko, Miss.:

- listed livestock as having been purchased under a false name, Johnny Cook, instead of listing Mr. Miller (an unregistered livestock dealer);
- represented that Mr. Miller had resold the livestock of H&P that he had purchased at H&P earlier the same day when in fact Mr. Miller had not resold the livestock through the ring at H&P and had only electronically transferred the livestock onto new purchase invoices for Mr. Miller’s customers;
- listed purchase prices for the approximately 40 head of livestock that were higher than the actual purchase prices. Mr. Miller then transmitted the invoices with the marked-up prices to his customers on whose behalf Mr. Miller procured the livestock;
- generated or permitted to be generated purchase invoices with false information at the request of Mr. Miller;
- listed fabricated weights; and
- failed to keep and maintain accounts, records, and memoranda that fully and correctly disclosed all transactions involved in its business.

GIPSA filed a complaint against H&P on January 8, 2015. The complaint can be found on the GIPSA website: gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, H&P may be ordered to cease and desist from violating the P&S Act, suspended, and/or assessed a civil penalty.

H&P was engaged in the business of conducting and operating a stockyard H&P Cattle, LLC d/b/a Gowan Stockyards No. MS-119; engaged in the business of a market agency selling livestock in commerce on a commission basis; and is registered with the U.S. Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 23-15

Contact:
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Catherine.M.Grasso@usda.gov

GIPSA Settles a Case with Mark Holder, d/b/a Mark Holder Livestock Resulting in a \$4,000 Penalty

WASHINGTON, Feb. 19, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Mark Holder, d/b/a Mark Holder Livestock, Hartsville, Tenn. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$4,000 after GIPSA found that he failed to pay, when due, for livestock.

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News Release

Release No.: 21-15

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

GIPSA Alleges Nancy Schrock, d/b/a Midwest Exchange Regional Stockyards Violated the Packers and Stockyards Act

WASHINGTON, Feb. 19, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Nancy Schrock (Schrock), doing business as Midwest Exchange Regional Stockyards, Mexico, Mo.:

- failed to maintain and properly reimburse the custodial account by the close of the next business day for employee, owner, and market purchases and by the close of the seventh business day for all other purchases and the payment of non-livestock expenses from the custodial account; and
- transferred funds from the custodial account to another business account and allowed the deduction of back fees from the custodial account.

GIPSA filed a complaint against Schrock on January 8, 2015. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.aspx . If the allegations are admitted, or proven in an oral hearing, Schrock may be ordered to cease and desist from violating the P&S Act, suspended, and/or assessed a civil penalty.

Schrock engaged in the business of a market agency selling livestock in commerce on a commission basis; a dealer buying or selling livestock in commerce; and is registered with the U.S. Secretary of Agriculture.

Schrock is 100% owner and the sole officer of Midwest and formulated, directed, and controlled the policies, practices and activities of Midwest including the acts and practices alleged in this complaint.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 25-15

Contact:
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GIPSA Settles a Case with Robert J. Jones, Robert W. Jones, d/b/a Jones Livestock Resulting in a \$4,125 Penalty

WASHINGTON, Feb. 19, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Robert J. Jones, Robert W. Jones, d/b/a Jones Livestock, Jeromesville, Ohio – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$4,125 after GIPSA found that they failed to pay, when due, for livestock.

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News Release

Release No.: 24-15

Contact:
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GIPSA Settles a Case with Tim Lee Moore Resulting in a \$3,000 Penalty

WASHINGTON, Feb. 19, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act.

GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Tim Lee Moore, Brooklyn, Mich. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$3,000 after GIPSA found that he failed to pay, when due, for livestock.

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News Release

Release No.: 22-15

Contact:
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GIPSA Alleges Well Bred Farms, Inc. Violated the Packers and Stockyards Act

WASHINGTON, Feb. 19, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Well Bred Farms, Inc., Mt. Pleasant, Pa., purchased poultry and failed to pay, when due, the full purchase price for the poultry.

GIPSA filed a complaint against Well Bred Farms, Inc. on January 8, 2015. The complaint can be found on the GIPSA website: gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Well Bred Farms, Inc. may be ordered to cease and desist from violating the P&S Act, and/or assessed a civil penalty.

Well Bred Farms, Inc. was engaged in business as a live poultry dealer in the Commonwealth of Pennsylvania.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 27-15

Contact:
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GIPSA Settles a Case with Brian Gader, d/b/a Gader Cattle Company Resulting in a \$2,750 Penalty

WASHINGTON, Feb. 25, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Brian Gader, d/b/a Gader Cattle Company, Napoleon, N.D. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,750 after GIPSA found that he failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 29-15

Contact:
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GIPSA Settles a Case with Central Valley Property Group, Inc., d/b/a MDM Meat Co. Resulting in a \$5,000 Penalty

WASHINGTON, Feb. 25, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Central Valley Property Group, Inc., d/b/a MDM Meat Co., Modesto, Calif. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$5,000 after GIPSA found that they failed to pay, when due, for livestock and operated without a bond.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 26-15

Contact:
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GIPSA Settles a Case with R&C Livestock, LLC and Timothy R. Reedy Resulting in a \$5,500 Penalty

WASHINGTON, Feb. 25, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

R&C Livestock, LLC and Timothy R. Reedy, Liberty, W.Va. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$5,500 after GIPSA found that they failed to pay, when due, for livestock.

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News Release

Release No.: 28-15

Contact:
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GIPSA Settles a Case with Ryan Van Zee, d/b/a Van Zee Feeder Cattle Resulting in a \$500 Penalty

WASHINGTON, Feb. 25, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Ryan Van Zee, d/b/a Van Zee Feeder Cattle, Sioux Center, Iowa – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$500 after GIPSA found that he marked up the price of freight as a separate line item from the cost cattle.

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News Release

Release No.: 36-15

Contact:
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GIPSA Settles a Case with Chester K. Webb Resulting in a \$1,200 Penalty

WASHINGTON, March 4, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Chester K. Webb, Watson, Okla. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,200 after GIPSA found that he failed to pay, when due, for livestock.

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News Release

Release No.: 34-15

Contact:
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Jacob Thompson, d/b/a Jacob Thompson Cattle Co. Is Prohibited From Engaging in Business for Which Registration Is Required

WASHINGTON, March 4, 2015 – On October 30, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a Decision and Order with Jacob Thompson (Thompson), doing business as Jacob Thompson Cattle Co., Carthage, Texas.

Thompson has been ordered to cease and desist from:

- issuing checks in payment for livestock without having and maintaining sufficient funds on deposit; and
- failing to pay, when due, the full purchase price for livestock.

Thompson is prohibited from registering to engage in business subject to the Packers and Stockyards (P&S) Act for a period of 5 years effective the date of this Order. After the expiration of the five year time period, Thompson may submit an application for registration along with the required bond or bond equivalent. He is prohibited from engaging in business subject to the P&S Act in any capacity for which registration is required without being registered with the Packers and Stockyards Program.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 30-15

Contact:
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GIPSA Settles a Case with Michael Austin Hand Resulting in a \$1,000 Penalty

WASHINGTON, March 4, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Michael Austin Hand, Ocilla, Ga. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,000 after GIPSA found that he operated with an inadequate financial instrument.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 33-15

Contact:
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Nancy Schrock, d/b/a Midwest Exchange Regional Stockyards Has Been Assessed a \$5,500 Civil Penalty

WASHINGTON, March 4, 2015 – On February 24, 2015, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision and order with Nancy Schrock (Schrock), doing business as Midwest Exchange Regional Stockyards, Mexico, Mo.

Schrock has been ordered to cease and desist from:

- failing to properly maintain and use her custodial account; and
- misusing the custodial account by allowing the transfer of funds from the custodial account to another business account and allowing the deduction of bank fees from the custodial account that were for purposes unrelated to the paying of consignors or lawful market charges..

Schrock has also been assessed a \$5,500 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 32-15

Contact:
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GIPSA Settles a Case with Roger and Judy King, Virginia Carolina Livestock Market, Inc. Resulting in a \$500 Penalty

WASHINGTON, March 4, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Roger and Judy King, Virginia Carolina Livestock Market, Inc., Danville, VA. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$500 after GIPSA found that they failed to have a scale tested.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 31-15

Contact:
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GIPSA Settles a Case with Richard H. and Janet I. Smyer, Prescott Livestock Auction Resulting in a \$1,000 Penalty

WASHINGTON, March 4, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Richard H. and Janet I. Smyer, Prescott Livestock Auction, Chino Valley, Ariz. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,000 after GIPSA found that they had custodial account shortages.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 35-15

Contact:
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Well Bred Farms, Inc. Has Been Assessed a \$32,000 Civil Penalty

WASHINGTON, March 4, 2015 – On February 25, 2015, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a Consent Decision with Well Bred Farms, Inc. (Well Bred Farms), Mt. Pleasant, Pa.

Well Bred Farms has been ordered to cease and desist from failing to pay, when due, for poultry purchased.

Each live poultry dealer obtaining live poultry by purchase in cash shall, before the close of the next business day following the purchase of poultry, and each live poultry dealer obtaining live poultry under a poultry growing arrangement, shall, by the close of the 15th day following the week in which poultry is slaughtered, deliver, to the cash seller or poultry grower from whom such live poultry dealer obtains the poultry, the full amount due to such cash seller or poultry grower on account of such poultry.

They have also been assessed a \$32,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 40-15

Contact:
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GIPSA Alleges Brack D. Briscoe Violated the Packers and Stockyards Act

WASHINGTON, March 11, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) found evidence that Brack D. Briscoe, Mitchell, Ind.;

- failed to pay the full purchase price for livestock purchased;
- failed to pay, when due, the full purchase price for livestock purchased;
- failed to have and maintain sufficient funds on deposit and available to pay checks when presented for payment;
- failed to keep and maintain accurate records related to the dates on which he issued payment checks for livestock purchases; and
- engaged in the business of a dealer buying and selling livestock in commerce without having and maintaining an adequate bond or bond equivalent.

GIPSA filed a complaint against Brack D. Briscoe on February 2, 2015. The complaint can be found on the GIPSA website: gipsa.usda.gov/psp/enforcement.aspx. If Brack D. Briscoe admits the allegations, or GIPSA proves the allegations in an oral hearing, the Administrative Law Judge (ALJ) has several options. The ALJ may order Brack D. Briscoe to cease and desist from violating the Packers and Stockyards (P&S) Act, prohibit him from engaging in business in any capacity for which registration and bonding are required under the P&S Act, and/or assess a civil penalty.

Brack D. Briscoe is engaged in business of a dealer buying and selling livestock in commerce for his own account and the account of others; and engaged in the business of a market agency buying livestock on commission. He was registered with the Secretary of Agriculture as a dealer and market agency buying livestock on commission. However, on September 22, 2013, his registration expired. He is not currently registered.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 37-15

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

GIPSA Alleges Linton Livestock Auction Sales, Inc. Violated the Packers and Stockyards Act

WASHINGTON, March 11, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Linton Livestock (Linton Livestock) Auction Sales, Inc. Linton, N.D., had custodial account shortages because it failed to deposit in the custodial account, within the time prescribed by the regulations, an amount equal to the proceeds receivable for sales of consigned livestock, and due in part to Linton Livestock’s misuse of shippers’ funds in the custodial account to pay for bank charges.

GIPSA filed a complaint against Linton Livestock on February 4, 2015. The complaint can be found on the GIPSA website: gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Linton Livestock may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Linton Livestock was engaged in business of a market agency selling livestock on a commission basis in commerce and is registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 39-15

Contact:
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Catherine.M.Grasso@usda.gov

GIPSA Settles a Case with Loy Brothers Livestock Market, Inc., d/b/a Russell County Stockyards and Autic Loy, Jeff Loy, Jeron Loy, Arvis Loy, Darrell Loy and Jimmy Loy Resulting in a \$2,000 Penalty

WASHINGTON, March 11, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Loy Brothers Livestock Market, Inc., d/b/a Russell County Stockyards and Autic Loy, Jeff Loy, Jeron Loy, Arvis Loy, Darrell Loy and Jimmy Loy, Russell Springs, Ky. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,000 after GIPSA found that they had custodial account shortages and misused their custodial account.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 38-15

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

GIPSA Alleges Randy Deaton, d/b/a Deaton Livestock Violated the Packers and Stockyards Act

WASHINGTON, March 11, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Randy Deaton (Deaton), doing business as Deaton Livestock, London, Ky.:

- failed to pay for livestock purchases;
- failed to pay, when due, for livestock purchases; and
- issued a check for livestock purchases that was returned unpaid because he did not have and maintain sufficient funds on deposit and available in the account upon which the check was drawn.

GIPSA filed a complaint against Deaton on December 23, 2014. The complaint can be found on the GIPSA website: <http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or proven in an oral hearing, Deaton may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and assessed a civil penalty.

Deaton was engaged in the business of a dealer buying and selling livestock in commerce for this own account and the account of others and is registered with the Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 41-15

Contact:
Catherine M. Grasso, (202) 720-7201
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SIG International Iowa, Inc. Have Been Assessed a \$50,000 Civil Penalty

WASHINGTON, March 11, 2015 – On February 25, 2015, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with SIG International Iowa, Inc., Boyden, Iowa SIG International Iowa, Inc. has been ordered to cease and desist from:

- selling livestock on inaccurate weights;
- issuing invoices to buyers that show false weights;
- issuing false or inaccurate accountings to sellers of livestock; and
- entering into contract agreements that extend the term of payment beyond the statutory requirement without a valid trust waiver as required by regulations.

SIG International Iowa, Inc. is further ordered to maintain complete and accurate records which include records of payment and correct dates upon which checks are issued.

They have also been assessed a \$50,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 42-15

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

GIPSA Alleges Birdsboro Kosher Farm Corporation Violated the Packers and Stockyards Act

WASHINGTON, March 18, 2015 – The U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Birdsboro Kosher Farm Corporation (Birdsboro), Birdsboro, Pa.:

- purchased poultry and failed to pay, when due, the full purchase price for the poultry; and
- issued checks in payment for poultry purchased which were returned because Birdsboro did not have and maintain sufficient funds in the account from which the funds were drawn to pay the checks when presented.

GIPSA filed a complaint against Birdsboro on February 5, 2015. The complaint can be found on the GIPSA website: gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Birdsboro may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, and/or assessed a civil penalty.

Birdsboro was engaged in business as a live poultry dealer in the Commonwealth of Pennsylvania.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 44-15

Contact:
Catherine M. Grasso, (202) 720-7201
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GIPSA Settles a Case with Loy Brothers Stockyards, Inc., d/b/a Farmers Livestock Market of Glasgow and Autic Loy, Jeff Loy, Jeron Loy, Arvis Loy, Darrell Loy and Jimmy Loy Resulting in a \$3,000 Penalty

WASHINGTON, March 18, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Loy Brothers Stockyards, Inc., d/b/a Farmers Livestock Market of Glasgow and Autic Loy, Jeff Loy, Jeron Loy, Arvis Loy, Darrell Loy and Jimmy Loy, Russell Springs, Ky. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$3,000 after GIPSA found that they had custodial account shortages and misused their custodial account.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 43-15

Contact:
Catherine M. Grasso, (202) 720-7201
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GIPSA Settles a Case with Mike Guazdausky Resulting in a \$3,500 Penalty

WASHINGTON, March 18, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Mika Guazdausky, Hartshorne, Okla. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$3,500 after GIPSA found that he failed to pay, when due, for livestock purchases.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 45-15

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

GIPSA Settles a Case with Paul Lopes Resulting in a \$1,000 Penalty

WASHINGTON, March 18, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Paul Lopes, Haiku, Hawaii – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,000 after GIPSA found that he operated without a financial instrument.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 46-15

Contact:
Catherine M. Grasso, (202) 720-7201
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GIPSA Settles a Case with Pork Data, Inc. Resulting in a \$1,350 Penalty

WASHINGTON, March 18, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Pork Data, Inc., Sioux Center, Iowa – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,350 after GIPSA found that they failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 47-15

Contact:
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GIPSA Settles a Case with Loy Brothers Cattle, Inc., d/b/a Lake Cumberland Livestock Market Resulting in a \$2,000 Penalty

WASHINGTON, March 24, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Loy Brothers Cattle, Inc., d/b/a Lake Cumberland Livestock Market, Somerset, Ky. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,000 after GIPSA found that they had custodial account shortages and misused their custodial account.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 48-15

Contact:
Catherine M. Grasso, (202) 720-7201
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GIPSA Settles a Case with Peter De Luz Resulting in a \$2,500 Penalty

WASHINGTON, March 24, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Peter De Luz, Honokaa, Hawaii – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,500 after GIPSA found that he operated without a bond.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.:49-15

Contact:
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GIPSA Settles a Case with Weltin Meat Packing, Inc. Resulting in a \$1,750 Penalty

WASHINGTON, March 24, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Weltin Meat Packing, Inc., Minden, Mich. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,750 after GIPSA found that they failed to pay, when due, for livestock.

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News Release

Release No.: 52-15

Contact:
Catherine M. Grasso, (202) 720-7201
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GIPSA Settles a Case with Concord Fresh Meat Processing Resulting in a \$2,125 Penalty

WASHINGTON, April 1, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Concord Fresh Meat Processing, South St. Paul, Minn. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,125 after GIPSA found that they failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 50-15

Contact:
Catherine M. Grasso, (202) 720-7201
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GIPSA Alleges Hubert Dennis Edwards Violated the Packers and Stockyards Act

WASHINGTON, April 1, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Hubert Dennis Edwards (Edwards), Marana, Ariz.:

- engaged in the business of a dealer without being registered with the U.S. Secretary of Agriculture and without maintaining an adequate bond or its equivalent as required by the Packers and Stockyards (P&S) Act and Regulations; and
- purchased livestock and failed to pay, when due, the full purchase price for livestock purchased.

GIPSA filed a complaint against Edwards on January 15, 2015. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Edwards may be ordered to cease and desist from violating the P&S Act, suspended, and/or assessed a civil penalty.

Edwards engaged in the business of a dealer buying or selling livestock in commerce and is not registered with the U.S. Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 51-15

Contact:
Catherine M. Grasso, (202) 720-7201
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GIPSA Settles a Case with Jon Smith Resulting in a \$750 Penalty

WASHINGTON, April 1, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Jon Smith, Halls, Tenn. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$750 after GIPSA found that he had false or misleading records in connection with activities subject to the P&S Act.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 53-15

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

GIPSA Settles a Case with Lynch Livestock, Inc. Resulting in a \$2,000 Penalty

WASHINGTON, April 1, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Lynch Livestock, Inc. Waucoma, Iowa – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,000 after GIPSA found that they failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 55-15

Contact:
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GIPSA Alleges Kenneth L. Smoker, LLC and Kenneth L. Smoker Violated the Packers and Stockyards Act

WASHINGTON, April 7, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Kenneth L. Smoker, LLC (Smoker, LLC) and Kenneth L. Smoker, Parkesburg, Pa., purchased livestock and failed to pay the full purchase price for the livestock purchased.

Smoker, LLC, under the direction, management, and control of Kenneth L. Smoker:

- failed to properly use and maintain its custodial account;
- failed to deposit in the custodial account, within the time prescribed by the regulations, an amount equal to the proceeds receivable for sales of consigned livestock; and
- engaged in the business of a market agency selling livestock in commerce on a commission basis when their current liabilities exceeded their current assets.

GIPSA filed a complaint against Smoker, LLC and Kenneth L. Smoker on March 9, 2015. The complaint can be found on the GIPSA website: gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Smoker, LLC and Kenneth L. Smoker may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Smoker, LLC was engaged in business of a market agency selling livestock in commerce on a commission basis; and is registered with the Secretary of Agriculture; and engaged in the business of a livestock dealer buying and selling livestock in commerce for his own account.

Kenneth L. Smoker was 100% owner of Smoker, LLC and was responsible for the direction, management, and control of Smoker, LLC.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 54-15

Contact:
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Linton Livestock Auction Sales, Inc. Has Been Assessed a \$11,000 Civil Penalty

WASHINGTON, April 7, 2015 – On March 31, 2015, the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a Consent Decision and Order with Linton Livestock Auction Sales, Inc. (Linton Livestock), Linton, N.D.

Linton Livestock has been ordered to cease and desist from:

- failing to properly maintain its custodial account for shippers’ proceeds;
- failing to deposit in the custodial account for shippers’ proceeds an amount equal to the proceeds receivable for sales of consigned livestock; and
- using funds received from the sale of consigned livestock for any purpose other than those specifically permitted in the Regulations.

They have also been assessed an \$11,000 civil penalty of which \$6,000 will be held in abeyance in accordance with the terms of the “Understanding Regarding Consent Decision” entered into by the parties.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 57-15

Contact:
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Catherine.M.Grasso@usda.gov

Birdsboro Kosher Farm Corporation Has Been Assessed a \$34,000 Civil Penalty

WASHINGTON, April 15, 2015 – On April 6, 2015, the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision with Birdsboro Kosher Farm Corporation (Birdsboro), Birdsboro, Pa.

Birdsboro has been ordered to cease and desist from failing to pay each live poultry dealer obtaining live poultry by purchase in a cash sale, before the close of the next business day following the purchase of poultry, and each live poultry dealer obtaining live poultry under a poultry growing arrangement shall, before the close of the 15th day following the week in which the poultry is slaughtered, deliver, to the cash seller or poultry from whom such live poultry dealer obtains the poultry, the full amount due to such cash seller or poultry grower on account of such poultry.

They have also been assessed an \$34,000 civil penalty of which \$20,000 will be held in abeyance for a period of one year for so long as Birdsboro does not violate the provisions of this order.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 56-15

Contact:
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Jacob Thompson, d/b/a Jacob Thompson Cattle Co. Is Prohibited from Registering with Packers and Stockyards Program for Five Years

WASHINGTON, April 15, 2015 – On Aug. 25, 2014, the U.S. Department of Agriculture issued a Default Decision and Order against Jacob Thompson (Thompson), doing business as Jacob Thompson Cattle Co., Carthage, Texas, which became final and effective Dec. 10, 2014.

Thompson has been ordered to cease and desist from:

- issuing checks in payment of livestock purchases without having and maintaining sufficient funds on deposit and available in the account upon which such checks are drawn to pay when presented; and
- failing to pay, when due, the full purchase price for livestock.

Thompson is prohibited from registering to engage in business subject to the Packers and Stockyards (P&S) Act for a period of five years. After the expiration of this five year time period, Thompson may submit an application for registration to the Packers and Stockyards Program (P&SP) along with the required bond or bond equivalent. Thompson is also prohibited from engaging in business subject to the P&S Act in any capacity for which registration is required under the P&S Act without being registered with the P&SP.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 58-15

Contact:
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GIPSA Alleges KMS Cattle, Inc., and Kyle D. Sorrels Violated the Packers and Stockyards Act

WASHINGTON, April 22, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that KMS Cattle, Inc. (KMS) and Kyle D. Sorrels (Sorrels), Beebe, Ark., failed to pay the full amount of the purchase price for livestock within the time period required by the Packers and Stockyards (P&S) Act.

GIPSA filed a complaint against KMS and Sorrels on Feb. 5, 2015. The complaint can be found on the GIPSA website: gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, KMS and Sorrels may be ordered to cease and desist from violating the P&S Act, suspended, and/or assessed a civil penalty.

KMS was engaged in business of buying and selling livestock in commerce as a dealer for its own account and is not registered with the Secretary (Secretary) of Agriculture.

Sorrels was president, vice president, secretary, and treasurer of KMS; a registered agent for KMS; the person who has managed, directed, and controlled KMS; engaged in the business of buying and selling livestock in commerce as a dealer for his own account; and is registered with the Secretary.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 59-15

Contact:
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Eastern Livestock Company, LLC's Registration Has Been Suspended for 10 Years

WASHINGTON, May 5, 2015 – On Dec. 17, 2014, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Eastern Livestock Company, LLC (Eastern), New Albany, Ind.

An Administrative Law Judge ordered Eastern, its agents and employees, to cease and desist from:

- failing to pay the full purchase price of livestock;
- failing to pay, when due, the full purchase price of livestock;
- issuing checks in payment for livestock purchases without having sufficient funds on deposit; and
- engaging in business in any capacity for which bonding is required without filing and maintaining an adequate bond or its equivalent as required by the Packers and Stockyards (P&S) Act and Regulations.

The Administrative Law Judge also suspended Eastern's registration under the P&S Act and regulations for 10 years.

Eastern was one of two respondents named in the complaint, which initiated this enforcement action, issued on Nov. 19, 2010. This consent decision concludes our action against Eastern.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 60-15

Contact:
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Catherine.M.Grasso@usda.gov

Thomas P. Gibson is prohibited from Registering under the Packers and Stockyards Act for 10 Years

WASHINGTON, May 5, 2015 – On Feb. 20, 2015, an Administrative Law Judge (ALJ) for the U.S. Department of Agriculture issued a Decision and Order on the Record against Thomas P. Gibson (Gibson), New Albany, Ind.

The ALJ ordered Gibson to cease and desist from:

- Failing to pay the full purchase price for livestock
- Failing to pay, when due, the full purchase price for livestock
- Issuing checks in payment for livestock purchases without having sufficient funds on deposit and available in the account upon which such checks are drawn to pay such checks when presented
- Engaging in business in any capacity for which bonding is required without filing and maintaining an adequate bond or its equivalent, as required by the Packers and Stockyards (P&S) Act and Regulations.

The ALJ also prohibited Gibson from registering under the P&S Act for 10 years.

The ALJ's order and Gibson's prohibition both became effective on or about April 20, 2015.

Gibson was the President of Eastern Livestock Company, LLC (Eastern), in New Albany, Ind. He also owned 65% of its stock. A court dismissed him as an officer of Eastern in Nov. 2010. It also issued a temporary restraining order, which forced Eastern to cease operations. A few weeks later creditors filed a petition to force the corporation into bankruptcy.

The P&S Act is a fair trade practice and payment protection law. It promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 61-15

Contact:
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H&P Cattle, LLC, d/b/a Gowan Stockyards Has Been Assessed a \$18,000 Civil Penalty

WASHINGTON, May 13, 2015 – On April 24, 2015, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a consent decision with H&P Cattle, LLC (H&P), doing business as Gowan Stockyards, Kosciusko, Miss.

An Administrative Law Judge ordered H&P, its owners, directors, agents and employees, to cease and desist from:

- generating or permitting to be generated, at the request or direction of another person, false or misleading records in connection with activities subject to the Packers and Stockyards (P&S) Act;
- entering into, continuing in, or cooperating in any agreement, arrangement, understanding, or course of business with any person for the purpose of aiding or assisting such person to obtain money from the purchasers of livestock by false or deceptive pretenses, or which enables such person to engage in a practice which operates or would operate as a false or deceptive pretense upon any person in connection with the purchase or sale of livestock;
- making, issuing, or circulating any false or misleading records concerning the price or sale of livestock; and
- failing to base the payment of livestock on the actual weight of the livestock. H&P has been ordered to keep and maintain accounts, records, and memoranda, which fully and correctly disclose the true nature of all transactions involved in its business subject to the P&S Act.

H&P has also been assessed an \$18,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 63-15

Contact:
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Merlin L. Garver, Inc. and Merlin Jan Garver Have Been Ordered to Cease and Desist

WASHINGTON, May 13, 2015 – On March 21, 2014, the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration entered into a consent decision with Merlin L. Garver, Inc. and Merlin Jan Garver, Wooster, Ohio.

An Administrative Law Judge ordered Merlin L. Garver, Inc. and Merlin Jan Garver to cease and desist from:

- agreeing or otherwise arranging to take turns with others in the bidding and buying of livestock at auctions or other livestock markets; and
- failing to conduct their livestock buying operations independently of and in competition with other dealers, market agencies, or packers.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 62-15

Contact:
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GIPSA Settles a Case with Pat & Carolyn Gully, d/b/a Gully Enterprises, Inc. Resulting in a \$700 Penalty

WASHINGTON, May 13, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Pat & Carolyn Gully, d/b/a Gully Enterprises, Inc., Novice, Texas – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$700 after GIPSA found that they failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 64-15

Contact:
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GIPSA Settles a Case with Chester D. Coleman & Cookie Coleman Cattle Company, Inc. Resulting in a \$5,000 Penalty

WASHINGTON, May 20, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Chester D. Coleman & Cookie Coleman Cattle Company, Inc., Texarkana, Texas – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$5,000 after GIPSA found that they failed to pay, when due, for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 67-15

Contact:
Catherine M. Grasso, (202) 720-7201
Catherine.M.Grasso@usda.gov

GIPSA Settles a Case with Amy Knight, d/b/a Urbana Stockyards Resulting in a \$1,000 Penalty

WASHINGTON, June 18, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Amy Knight, d/b/a Urbana Stockyards, Urbana, Mo. – waived her right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,000 after GIPSA found that she failed to have her scale tested.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 69-15

Contact:
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GIPSA Requests Information on Market Agencies Selling on Commission; Purchases from Consignment

WASHINGTON, June 18, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) is seeking comments from the public regarding regulations issued under the Packers and Stockyards (P&S) Act, 1921, as amended and supplemented.

Specifically, GIPSA’s regulations address circumstances under which a market agency is allowed to sell livestock on a commission basis to its owners, officers, and employees. There may be some need to update this regulation to address current marketing practices. GIPSA would like to determine whether additional information is needed in clarifying the circumstances under which key employees of the market agency, those designated as an auctioneer, weighmaster, or salesman, may purchase livestock.

GIPSA published a request for information in a June 15, 2015, Federal Register Notice (Vol. 80, No. 114, page 34097-34098). Additional information is available in GIPSA’s Federal Register Notice at: <http://www.gipsa.usda.gov/federalregister/federalregister.aspx>. Consideration will be given to comments received on or before August 14, 2015. Interested parties may send comments by any of the following methods:

- E-Mail: comments.gipsa@usda.gov
- Mail, Hand Delivery, or Courier: M. Irene Omade, GIPSA, USDA, 1400 Independence Avenue, SW., Room 2542A-S, Washington, D.C. 20250-3613
- Fax: (202) 690-2173
- Internet: <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.

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News Release

Release No.: 68-15

Contact:
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GIPSA Settles a Case with Stephen G. Manieri, Manieri Home Dress Meats Resulting in a \$1,050 Penalty

WASHINGTON, June 18, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Stephen G. Manieri, Manieri Home Dress Meats, Beschtersville, Pa. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$1,050 after GIPSA found that he failed to pay, when due, for livestock purchases.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 71-15

Contact:
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Euclid Stockyards, Inc., d/b/a Euclid Stockyards and Jeremy T. Gorham, d/b/a Euclid Stockyards Have Been Assessed a \$20,000 Civil Penalty

WASHINGTON, June 25, 2015 – On June 1, 2015, the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision with Euclid Stockyards, Inc. (Euclid), doing business as Euclid Stockyards and Jeremy T. Gorham (Gorham), doing business as Euclid Stockyards, Ontario, Ga.

An Administrative Law Judge ordered Euclid and Gorham to cease and desist from:

- failing to deposit in their Custodial Accounts for Shippers’ Proceeds within times prescribed in section 201.42 of the Regulations amounts equal to the outstanding proceeds receivable from the sale of consigned livestock; and
- failing to maintain their Custodial Accounts for Shippers’ Proceeds in strict conformity with section 201.42 of the Regulations.

Euclid and Gorham have also been assessed a \$20,000 civil penalty. The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 70-15

Contact:
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GIPSA Alleges Matt Goosen, d/b/a Dennis Goosen, d/b/a Cane Cattle Company, d/b/a Cane Cattle, d/b/a Cain Cattle, d/b/a Goosen Land and Cattle, and d/b/a Goosen Cattle Violated the Packers and Stockyards Act

WASHINGTON, June 25, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Matt Goosen, doing business as Dennis Goosen, Cane Cattle Company, Cane Cattle, Cain Cattle, Goosen Land and Cattle, and Goosen Cattle, Cisco, Texas:

- failed to pay the full amount of the purchase price for livestock before the close of the next business day following purchase of livestock; and
- issued checks in payment for livestock purchases without maintaining sufficient funds on deposit and available in the account upon which the checks were drawn to pay the checks when presented.

GIPSA filed a complaint against Matt Goosen on May 11, 2015. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Matt Goosen may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Matt Goosen was engaged in the business of a dealer buying and selling livestock in commerce for his own account and is registered with the U.S. Secretary of Agriculture. Matt Goosen conducts his dealer operations subject to the P&S Act under the following trade names: Dennis Goosen, Cane Cattle Company, Cane Cattle, Cain Cattle, Goosen Land and Cattle, and Goosen Cattle. In a sworn affidavit, he admitted to buying and selling livestock under the names Dennis Goosen, Cane Cattle Company, Goosen Land and Cattle, and Goosen Cattle.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 72-15

Contact:
Catherine M. Grasso, (202) 720-7201
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Robert Snow, d/b/a Snow Cattle Has Been Assessed a \$31,000 Civil Penalty

WASHINGTON, June 25, 2015 – On May 6, 2015, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision and Order with Robert Snow (Snow), doing business as Snow Cattle Co., Garvin, Okla.

An Administrative Law Judge ordered Snow to cease and desist from:

- engaging in the business of a market agency buying and/or selling livestock in commerce on a commission basis or in the business of a dealer buying and selling livestock in commerce without maintaining a bond or bond equivalent;
- failing to pay, when due, the full purchase price for livestock
- purchasing livestock in commerce and failing to pay the full purchase price for the livestock;
- issuing checks in payment for livestock purchases without maintaining sufficient funds on deposit and available in the account upon which the checks are drawn for payment when presented; and
- failing to keep and maintain records which fully and correctly disclosed all the transactions involved in his business as a dealer.

Snow was suspended for a period of 30 days and thereafter until he has an adequate bond or its equivalent and is in compliance with the Packers and Stockyards (P&S) Act. Snow has also been assessed a \$31,000 civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 73-15

Contact:
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Catherine.M.Grasso@usda.gov

GIPSA Alleges Gary Wedel Violated the Packers and Stockyards Act

WASHINGTON, July 1, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Gary Wedel (Wedel), Cordell, Okla., operated as a dealer and market agency buying or selling livestock in commerce without maintaining an adequate bond or bond equivalent.

GIPSA filed a complaint against Wedel on May 6, 2015. The complaint can be found on the GIPSA website: gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Wedel may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Wedel has engaged in the business of a dealer buying or selling livestock in commerce and a market agency buying or selling livestock on a commission basis in commerce.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 74-15

Contact:
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Kenneth L. Smoker, LLC and Kenneth L. Smoker Are Suspended for Five Years

WASHINGTON, July 1, 2015 – On June 22, 2015, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision and Order with Kenneth L. Smoker, LLC and Kenneth L. Smoker, Parkesburg, Pa.

An Administrative Law Judge ordered Kenneth L. Smoker, LLC and Kenneth L. Smoker to cease and desist from:

- failing to pay, when due, the full purchase price for livestock;
- failing to pay the full purchase price of livestock;
- failing to properly maintain their Custodial Account for Shippers' Proceeds;
- failing to deposit in the Custodial Account for Shippers' Proceeds an amount equal to the proceeds receivable for sales of consigned livestock; and
- operating while Kenneth L. Smoker, LLC's current liabilities exceed its current assets.

Kenneth L. Smoker, LLC and Kenneth L. Smoker are suspended for a period of five years beginning July 10, 2015. Upon application to the Packers and Stockyards Program (P&SP), a supplemental order may be issued terminating the suspension of the respondents at any time after one year upon demonstration by the respondents that they are in full compliance with the Packers and Stockyards (P&S) Act. Further this order may be modified upon applications to the P&SP to permit Kenneth L. Smoker's salaried employment by another registrant or packer after the expiration of one year of suspension upon demonstration of circumstances warranting modification of the order, such as a reasonable schedule to restitution.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 78-15

Contact:
Catherine M. Grasso, (202) 720-7201
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GIPSA Settles a Case with Arnold Kasmiersky, Jr. Resulting in a \$200 Penalty

WASHINGTON, July 15, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Arnold Kasmiersky, Jr., Fayetteville, Texas – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$200 after GIPSA found that he failed to pay, when due, for livestock purchases.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 77-15

Contact:
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GIPSA Settles a Case with Johnnie Andrew Fisher Resulting in a \$2,750 Penalty

WASHINGTON, July 15, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Johnnie Andrew Fisher, Lawrenceburg, Tenn. – waived his right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,750 after GIPSA found that he failed to pay, when due, for livestock purchases, failed to pay for livestock, and issued insufficient funds checks in payment for livestock.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 75-15

Contact:
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GIPSA Alleges Johnson County Cattle Auction, LLP, d/b/a Johnson County Cattle Auction, and R.A. Cantrell, a/k/a Bo Cantrell, Patsy Cantrell, Leah Davis, and George Davis, Jr., jointly formerly d/b/a Johnson County Cattle Auction Violated the Packers and Stockyards Act

WASHINGTON, July 15, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Johnson County Cattle Auction, LLP (Johnson County Cattle), doing business as Johnson County Cattle Auction, LLP, and R.A. Cantrell, also known as Bo Cantrell, Patsy Cantrell, Leah Davis, and George Davis, Jr., jointly formerly did business as Johnson County Cattle Auction, Cleburne, Texas:

- failed to properly use and maintain Johnson County Cattle’s custodial account;
- had custodial account shortages in that they failed to timely reimburse the custodial account for uncollected receivables; and
- failed to timely reimburse the custodial account for purchases made by buyers who had not paid by the close of the seventh business day following the sale of the livestock which created/contributed to a shortage in Johnson County Cattle’s custodial account.

GIPSA filed a complaint against Johnson County Cattle, R.A. Cantrell, Patsy Cantrell, Leah Davis, and George Davis, Jr. on June 23, 2015. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Johnson County Cattle, R.A. Cantrell, Patsy Cantrell, Leah Davis, and George Davis, Jr. may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Johnson County Cattle is the successor-in-interest to the general partnership of R.A. Cantrell, Patsy Cantrell, Leah Davis, and George Davis, Jr., jointly formerly doing business as Johnson County Cattle Auctions; engaged in the business of conducting and operating Johnson County Cattle Auction, a stockyard posted under and subject to the P&S Act; engaged in the business of a market agency selling livestock in commerce on a commissions basis and is registered with the U.S. Secretary of Agriculture.

R.A. Cantrell, also known as Bo Cantrell is a 25% partner of Johnson County Cattle and responsible, as a partner with Patsy Cantrell, Leah Davis, and George Davis, Jr. for the operations of Johnson County Cattle. R.A. Cantrell was a partner, with Patsy Cantrell, Leah Davis and George Davis, Jr., in a general partnership doing business as Johnson County Cattle. He is also responsible, with Patsy Cantrell, Leah Davis, and George Davis, Jr., for conducting and operating Johnson County Cattle, a stockyard posted under and subject to the provisions of the P&S Act and engaged in the business of a market agency selling livestock in commerce on a commission basis.

Patsy Cantrell is a 25% partner of Johnson County Cattle and responsible, as a partner with R.A. Cantrell, Leah Davis, and George Davis, Jr. for the operations of Johnson County Cattle. Patsy Cantrell was a partner, with R.A. Cantrell, Leah Davis and George Davis, Jr., in a general partnership doing business as Johnson County Cattle. She is also responsible, with R.A. Cantrell, Leah Davis, and George Davis, Jr., for conducting and operating Johnson County Cattle, a stockyard posted under and subject to the provisions of the P&S Act and engaged in the business of a market agency selling livestock in commerce on a commission basis.

Leah Davis is a 25% partner of Johnson County Cattle and responsible, as a partner with R.A. Cantrell, Patsy Cantrell, and George Davis, Jr. for the operations of Johnson County Cattle. Leah Davis was a partner, with R.A. Cantrell, Patsy Cantrell and George Davis, Jr., in a general partnership doing business as Johnson County Cattle. She is also responsible, with R.A. Cantrell, Patsy Cantrell, and George Davis, Jr., for conducting and operating Johnson County Cattle, a stockyard posted under and subject to the provisions of the P&S Act and engaged in the business of a market agency selling livestock in commerce on a commission basis.

George Davis, Jr. is a 25% partner of Johnson County Cattle and responsible, as a partner with R.A. Cantrell, Patsy Cantrell, and Leah Davis for the operations of Johnson County Cattle. George Davis, Jr. was a partner, with R.A. Cantrell, Patsy Cantrell and Leah Davis, in a general partnership doing business as Johnson County Cattle. He is also responsible, with R.A. Cantrell, Patsy Cantrell, and Leah Davis, for conducting and operating Johnson County Cattle, a stockyard posted under and subject to the provisions of the P&S Act and engaged in the business of a market agency selling livestock in commerce on a commission basis.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 76-15

Contact:
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KMS Cattle, Inc. and Kyle D. Sorrels Have Been Assessed a \$8,000 Civil Penalty

WASHINGTON, July 15, 2015 – On June 26, 2015, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision and Order with KMS Cattle, Inc. (KMS) and Kyle D. Sorrels (Sorrels), Beebe, Ark.

An Administrative Law Judge ordered KMS and Sorrels to cease and desist from failing to pay, when due, the full purchase price for livestock.

KMS and Sorrels have also been assessed a \$8,000 civil penalty.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 80-15

Contact:
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Blue Horse Company, LLC and Shawn Breitsprecher Have Been Assessed a \$29,000 Civil Penalty

WASHINGTON, July 22, 2015 – On July 10, 2015, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision with Blue Horse Company, LLC (Blue Horse) and Shawn Breisprecher (Breitsptecher), Ossian, Iowa.

An Administrative Law Judge ordered Blue Horse and Breitsprecher to cease and desist from:

- recording the weight of livestock at other than their true and correct weights;
- assessing and collecting purchase amount for livestock from buyers on the basis of false or incorrect weights;
- failing to base the payment of livestock on the actual weight of livestock; and
- failing to otherwise operate in compliance with section 201.55 of the Regulations.

Blue Horse and Breitsprecher have been assessed a \$29,000 civil penalty. They were also ordered to increase their bond from \$85,000 to \$95,000 and have done so. This was based on the volume of livestock purchased by Blue Horse and Breitsprecher and reported on their 2014 annual report.

The Packers and Stockyards Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



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News Release

Release No.: 79-15

Contact:
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GIPSA Alleges Richard Reece Violated the Packers and Stockyards Act

WASHINGTON, July 22, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Richard Reece, Adel, Iowa:

- failed to pay, when due, the full amount of the purchase price for livestock;
- paid for livestock with checks dated the date of the sale, but delivered them the date of deposit; and
- failed to pay the full amount of the purchase price for livestock purchased.

GIPSA filed a complaint against Richard Reece on June 15, 2015. The complaint can be found on the GIPSA website: www.gipsa.usda.gov/psp/enforcement.aspx. If the allegations are admitted, or proven in an oral hearing, Richard Reece may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Richard Reece was engaged in the business of buying and selling livestock in commerce as a dealer for his own account and is registered with the U.S. Secretary of Agriculture.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.



Grain Inspection,
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STOP 3601
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News Release

Release No.: 81-15

Contact:
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GIPSA Settles a Case with Virginia Purebred, Inc., d/b/a Roanoke-Hollins Stockyard Resulting in a \$500 Penalty

WASHINGTON, July 22, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Virginia Purebred Sales, Inc., d/b/a Roanoke-Hollins Stockyard, Cloverdale, Va. – waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$500 after GIPSA found that they failed to have their scale tested and provide test results in the first half of 2014 per requirement of the P&S Act.

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News Release

Release No.: 83-15

Contact:
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GIPSA Settles a Case with Daniel B. May and La Vaca Cattle Co., Inc. Resulting in a \$2,000 Penalty

WASHINGTON, July 29, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Daniel B. May and La Vaca Cattle Co., Inc., Littleton, Colo. – May and La Vaca waived their right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$2,000 after GIPSA found that they failed to comply with the prompt payment provisions of Section 409 of the Packers and Stockyards Act. La Vaca registered as a dealer with the Packers and Stockyards Program in November 1997, as a dealer buying and selling livestock, a dealer buying livestock on a commission basis, and as a dealer providing clearing services.

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News Release

Release No.: 82-15

Contact:
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GIPSA Settles a Case with Nebraska Livestock Sales of O'Neill, LLC, d/b/a Shamrock Livestock Market Resulting in a \$300 Penalty

WASHINGTON, July 29, 2015 – The U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Nebraska Livestock Sales of O'Neill, LLC, d/b/a Shamrock Livestock Market, Fremont, Neb. – waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$300 after GIPSA found that it failed to have its scale tested the second half of testing season 2013 and 2014.

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News Release

Release No.: 84-15

Contact:
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GIPSA Settles a Case with Nebraska Livestock Sales of Alma, LLC, d/b/a Alma Livestock Resulting in a \$300 Penalty

WASHINGTON, July 29, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer an alleged violator the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

Nebraska Livestock Sales of Alma, LLC, d/b/a Alma Livestock, Fremont, Neb. – Nebraska Livestock Sales of Alma waived its right to a hearing, entered into a stipulation agreement, and agreed to pay a penalty of \$300 after GIPSA found that it failed to have their scale tested between July 1 and December 31, 2014.

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News Release

Release No.: 86-15

Contact:
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GIPSA Settles a Case with Joseph (Jody) Pimentel and Pimentel Cattle Co., Inc. Resulting in a \$2,125 Penalty

WASHINGTON, Aug. 5, 2015 – Joseph (Jody) Pimentel and Pimentel Cattle Co., Inc., Los Banos, Calif., waived his right to a hearing, entered into a stipulation agreement with the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA), and agreed to pay a penalty of \$2,125 after GIPSA found that he paid 5 markets up to 11 days late for 28 livestock purchase transactions from Oct. 7, 2014 through March 24, 2015.

GIPSA enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer alleged violators the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

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News Release

Release No.: 87-15

Contact:
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GIPSA Settles a Case with Paul Hight (Paul Hight Cattle, LLC) Resulting in a \$1,000 Penalty

WASHINGTON, Aug. 5, 2015 – Paul Hight (Paul Hight Cattle, LLC) Bossier City, La., waived his right to a hearing, entered into a stipulation agreement with the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA), and agreed to pay a penalty of \$1,000 after GIPSA found that he failed to pay, when due, for livestock purchased.

GIPSA enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer alleged violators the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

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News Release

Release No.: 85-15

Contact:
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GIPSA Settles a Case with Topeka Auction & Marketing, Inc., d/b/a Topeka Livestock Auction Resulting in a \$2,500 Penalty

WASHINGTON, Aug. 5, 2015 – Nebraska Livestock Sales of O’Neill, LLC, d/b/a Shamrock Livestock Market, Fremont, Neb., waived its right to a hearing, entered into a stipulation agreement with the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA), and agreed to pay a penalty of \$2,500 after GIPSA found that it used an electronic scale ticket that did not provide which weighments are weighed on each scale and used an electronic scale ticket that did not provide the time at which the scale was balanced.

GIPSA enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer alleged violators the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

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News Release

Release No.: 89-15

Contact:
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GIPSA Settles a Case with Dallas Dewees, d/b/a Foy Reynolds Cattle Co. Resulting in a \$1,200 Penalty

WASHINGTON, Aug. 12, 2015 – Dallas Dewees, d/b/a Foy Reynolds Cattle Co., Bonifay, Fla., waived his right to a hearing, entered into a stipulation agreement with the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA), and agreed to pay a penalty of \$1,200 after GIPSA found that he failed to pay, when due, for livestock purchased.

GIPSA enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer alleged violators the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

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News Release

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Contact:
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GIPSA Settles a Case with Steve Lueck and Fred Lueck, d/b/a Pacific Livestock Auction, LLC Resulting in a \$5,000 Penalty

WASHINGTON, Aug. 12, 2015 – Steve Lueck and Fred Lueck, d/b/a Pacific Livestock Auction, LLC, Chandler, Ariz., waived their right to a hearing, entered into a stipulation agreement with the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA), and agreed to pay a penalty of \$5,000 after GIPSA found that they failed to timely remit sales proceeds and issued insufficient funds checks.

GIPSA enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer alleged violators the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

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News Release

Release No.: 90-15

Contact:
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GIPSA Settles a Case with Nebraska Livestock Sales of Blue Hill, LLC, d/b/a Blue Hill Livestock Resulting in a \$1,000 Penalty

WASHINGTON, Aug. 19, 2015 – Nebraska Livestock Sales of Blue Hill, LLC, d/b/a Blue Hill Livestock, Fremont, Neb., waived its right to a hearing, entered into a stipulation agreement with the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA), and agreed to pay a penalty of \$1,000 after GIPSA found that it failed to test scales as required by the Packers and Stockyards (P&S) Act.

GIPSA enforcement rules provide a mechanism to quickly resolve violations of the P&S Act. GIPSA may offer alleged violators the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

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News Release

Release No.: 94-15

Contact:
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GIPSA Settles a Case with Dennis Dowers Resulting in a \$1,875 Penalty

WASHINGTON, Aug. 26, 2015 –Dennis Dowers, Cincinnati, Ohio, waived his right to a hearing, entered into a stipulation agreement with the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA), and agreed to pay a penalty of \$1,875 after GIPSA found that he failed to pay, when due, for livestock purchased.

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News Release

Release No.: 92-15

Contact:
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GIPSA Settles a Case with Glenn L. Tefft Resulting in a \$2,500 Penalty

WASHINGTON, Aug. 26, 2015 – Glenn L. Tefft, Evans Mills, N.Y., waived his right to a hearing, entered into a stipulation agreement with the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration (GIPSA), and agreed to pay a penalty of \$2,500 after GIPSA found that he failed to pay, when due, for livestock purchased.

GIPSA enforcement rules provide a mechanism to quickly resolve violations of the Packers and Stockyards (P&S) Act. GIPSA may offer alleged violators the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

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News Release

Release No.: 91-15

Contact:
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Lonnie Martin to Pay A \$12,000 Fine for Not Filing Annual Reports with USDA

WASHINGTON, Aug. 26, 2015 – On Aug. 17, 2015, Lonnie Martin (Martin), East Earl, Pa., was ordered to pay a civil penalty in the amount of \$12,000 for not filing the required annual report with the U.S. Department of Agriculture's (USDA) Packers and Stockyards Program (P&SP) for the 2011 and 2013 calendar years. The U.S. Department of Justice Federal Programs Branch represented USDA and the District Court for the Eastern District of Pennsylvania approved entry of a consent decree.

On June 4, 2012, P&SP personally served Martin a Notice of Default (NOD) notifying him that he failed to file his 2011 annual report. Martin failed to timely file his annual report for the calendar year ending December 31, 2011, which was due on or before April 17, 2012.

On July 24, 2014, P&SP sent Martin a NOD notifying him that he failed to file his 2013 annual report which was due on or before April 16, 2014. As of February 23, 2015, Martin has not filed his required annual report for the 2011 and 2013 calendar years, at which point USDA filed suit.

To ensure farmers and ranchers are financially protected when they sell their livestock, all meat packers, live poultry dealers, market agencies and livestock dealers operating under the jurisdiction of the Packers and Stockyards Act of 1921 (P&S Act) are required by federal regulation to file reports annually. These reports provide critical information used by the Grain Inspection, Packers and Stockyards Administration to ensure fair trade.

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News Release

Release No.: 93-15

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GIPSA Settles a Case with Nebraska Livestock Sales of Tecumseh, LLC, d/b/a Tecumseh Livestock Auction Resulting in a \$1,000 Penalty

WASHINGTON, Aug. 26, 2015 – Nebraska Livestock Sales of Tecumseh, LLC, d/b/a Tecumseh Livestock Auction, Fremont, Neb., waived its right to a hearing, entered into a stipulation agreement with the U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA), and agreed to pay a penalty of \$1,000 after GIPSA found that it failed to test its scale and provide test results in 2014 per requirement of the Packers and Stockyards (P&S) Act.

GIPSA enforcement rules provide a mechanism to quickly resolve violations of the P&S Act. GIPSA may offer alleged violators the option of waiving their right to a hearing and entering into a stipulation agreement to quickly resolve alleged violations.

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News Release

Release No.: 96-15

Contact:
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Randy Deaton, d/b/a Deaton Livestock Is Suspended as a Registrant for Five Years

WASHINGTON, Sept. 2, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision with Randy Deaton (Deaton), doing business as Deaton Livestock, London, Ky., on April 21, 2015.

An Administrative Law Judge ordered Deaton to cease and desist from:

- failing to pay, when due, the full purchase price for livestock; and
- issuing checks in payment for livestock purchases without having and maintaining sufficient funds on deposit and available in the accounts upon which they are drawn to pay checks when presented.

Deaton is suspended as a registrant under the Packers and Stockyards (P&S) Act for a period of five years. However, the suspension will be held in abeyance for so long as Deaton continues to make timely payments to Farmers Livestock Market, Inc., as described in the Letter

of Intent. If Deaton fails to make timely payments, after notice and opportunity for hearing, Deaton’s registration will be suspended.

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News Release

Release No.: 95-15

Contact:
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Russell Ortmeier, d/b/a Austen Farms Is Prohibited from Registering under the P&S Act for Five Years

WASHINGTON, Sept. 2, 2015 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration entered into a Consent Decision and Order with Russell Ortmeier (Ortmeier), doing business as Austen Farms, Omaha, Neb., on July 8, 2015.

An Administrative Law Judge ordered Ortmeier to cease and desist from:

- failing to pay, when due, the full purchase price for livestock;
- failing to maintain sufficient funds on deposit and available in the account upon which payment checks are drawn to pay such checks when presented;
- engaging in business in any capacity for which registration and bonding are required under the Packers and Stockyards (P&S) Act without first becoming properly registered under the P&S Act and without filing and maintaining an adequate bond or its equivalent as required by the P&S Act and Regulations.

Ortmeier is prohibited from registering under the P&S Act for a period of five years.

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Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [How to File a Program Discrimination Complaint](#) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture, Office of the Assistant Secretary for Civil Rights, 1400 Independence Avenue, SW, Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: program.intake@usda.gov.