UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re:	)	P. & S. Docket No. D-07-0031
	)	
Charles Ronald Powell,	)	
d/b/a Ronnie Powell	)	
Livestock	)	
	)	
	)	Decision Without Hearing by Reason of
Respondent	)	Consent

This proceeding was instituted under the Packers and Stockyards Act, 1921, as amended and supplemented (7 U.S.C. § 181 et seq.), hereinafter the"Act", by a complaint filed by the Deputy Administrator, Packers and Stockyards Program, Grain Inspection, Packers and Stockyards Administration (GIPSA), United States Department of Agriculture, alleging that Respondent has willfully violated the Act. This decision is entered pursuant to the consent decision provisions of the Rules of Practice Governing Formal Adjudicatory Administrative Proceedings Instituted by the Secretary Under Various Statutes (Rules of Practice) applicable to this proceeding (7 C.F.R. § 1.138).

Respondent admits the jurisdictional allegations in paragraph I of the complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedure, and consents and agrees, for the purpose of settling this proceeding and for such purpose only, to the entry of this decision.

Complainant agrees to the entry of this decision.

Findings of Fact

1. Charles Ronald Powell, doing business as Ronnie Powell Livestock, referred to herein as the "Respondent," is an individual whose business mailing address is P.O. Box 2437, Smithfield, North Carolina 27577.

2. Respondent is and at all times material to the complaint was:

(a) Engaged in the business of buying and selling livestock in commerce for his own account; and

(b) Registered with the Secretary of Agriculture as a dealer to buy and sell livestock in commerce for his own account.

Conclusions

Respondent having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, the decision will be entered.

Order

Respondent Charles Ronald Powell, doing business as Ronnie Powell Livestock, his agents and employees, directly or through any corporate or other device, in connection with his activities subject to the Act, shall cease and desist from failing to pay, when due, the full purchase price of livestock as required by Section 409 of the Act (7 U.S.C. 228b).

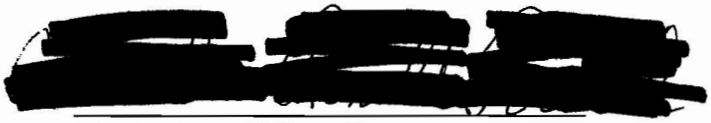
Respondent Charles Ronald Powell is hereby suspended as a registrant under the Act for a period of 30 days.

The provisions of this Order shall become final and effective on February 15, 2007.

Copies of this Decision and Order shall be served upon the parties.

Issued this 7th day of February, 2007.

Administrative Law Judge
PETER M. DAVENPORT



Charles Ronald Powell
Respondent

Gary F. Ball
Attorney for Complainant