

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:)
)
Mona Dean) Docket No. 14-0090 (HPA)
)
Respondent.) Consent Decision and Order

This proceeding was instituted under the Horse Protection Act ("Act"), as amended (15 U.S.C. § 1821 et seq.), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, on April 1, 2014, alleging that the Respondent violated the Act. This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

The 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.

The Complainant agrees to the entry of this decision.

Findings of Fact

Respondent Mona Dean is an individual. The Respondent's mailing address will not be provided to protect her privacy. At all times mentioned herein the respondent was the owner of the horse known as "Fear or No Fear".

Conclusions

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

Order

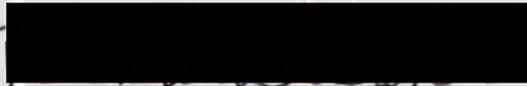
Beginning on the effective date of this decision and order, Respondent Mona Dean is disqualified for a period of one year from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, or other device, and from judging, managing or otherwise participating in any horse show, horse exhibition, or horse sale or auction.

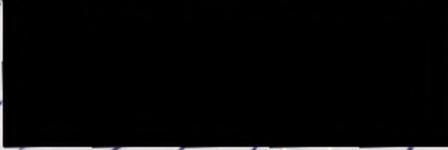
“Participating” means engaging in any activity beyond that of a spectator, and includes, without limitation, transporting or arranging for the transportation of horses to or from equine events, personally giving instructions to exhibitors, being present in the warm-up or inspection areas, or in any area where spectators are not allowed, and financing the participation of others in a horse show, horse exhibition, or horse sale or auction.

2. The Respondent is assessed a civil penalty of \$1,100.00.
3. The Respondent shall sign this consent decision and order and send the signed original to U.S. Department of Agriculture, Office of the General Counsel, Attn: Darlene M. Bolinger, Room 2319 South Building, 1400 Independence Avenue, S.W., Washington, D.C. 20250-1400. Within ten (10) days from the effective date of this order, the Respondent also shall send a certified check or money order in the amount of eleven hundred dollars (\$1,100.00), payable to the Treasurer of the United States, to USDA APHIS General, P.O. Box 979043, St. Louis, Missouri 63197-9000. The certified check or money order shall include the docket number of this proceeding in the memo section of the check or money order.
4. This decision and order shall become final and effective on the date on which it is signed and issued by an Administrative Law Judge.

This order shall have the same effect as if entered after a full hearing and shall become effective upon issuance on the respondent.

Copies of this decision shall be served upon the parties.


MONA DEAN
Respondent


THOMAS B. KAKASSY
Attorney for Respondent


DARLENE M. BOLINGER
Attorney for Complainant

Done at Washington, D.C.

this 5th day of November, 2015


JANICE K. BULLARD
Administrative Law Judge