

UNITED STATES DEPARTMENT OF AGRICULTURE  
BEFORE THE SECRETARY OF AGRICULTURE

Docket No. 12-0086

In re: Cockrum Meat Processing and  
Taxidermy

and

Randall L. Cockrum,

Respondents

**Default Decision and Order**

**Preliminary Statement**

This is an administrative proceeding to refuse to provide inspection services to Cockrum Meat Processing and Taxidermy, and Randall L. Cockrum, Respondents, under Title I of the Federal Meat Inspection Act (FMIA), pursuant to 21 U.S.C. section 671, and the Poultry Products Inspection Act (PPIA), pursuant to 21 U.S.C. section 467a, in accordance with the Rules of Practice in 7 C.F.R. §§ 1.130 *et seq.* and 380.1 *et seq.*

The Complaint in this proceeding was filed by the Administrator of the Food Safety and Inspection Service on November 29, 2011, and served by certified mail on Respondents on December 3, 2011. Pursuant to section 1.136 of the Rules of Practice (7 C.F.R. § 1.136), Respondents were informed in the Complaint and the letter accompanying the complaint that an Answer should be filed with the Hearing Clerk within twenty (20) days after service of the Complaint, and that failure to file an Answer within twenty (20) days after service of the complaint would constitute an admission of the allegations in the Complaint and waiver of a hearing. Respondents failed to file an Answer and the Hearing Clerk's Office mailed a No

Answer Letter on December 27, 2011.

No Answer having been filed, the following Findings of Fact, Conclusions of Law and Order will be entered pursuant to section 1.139 of the Rules of Practice (7 C.F.R. § 1.139).

**Findings of Fact**

1. Cockrum Meat Processing and Taxidermy, herein referred to individually as Respondent Company, is now and at all times material herein was, a company located in Rudy, Arkansas.
2. Randall L. Cockrum is the Owner and holder of ten percent or more of voting stock of Respondent Company.
3. On August 8, 2011, Respondent Company submitted an application of Federal Meat and Poultry Inspection services for the above-named business.
4. On February 12, 2004, in the United States District Court, Western District of Arkansas, Respondent Cockrum, owner and stock holder in Respondent Company, pled guilty to one misdemeanor count of causing the transportation of adulterated beef in violation of 21 U.S.C. § 610(c)(1), and one misdemeanor count of preparing adulterated meat product in violation of 21 U.S.C. § 610(a). Judgment was entered against Respondent Cockrum on May 20, 2004.

**Conclusions of Law**

1. The Secretary has jurisdiction in this matter.
2. Respondent Cockrum, is responsibly connected with the Respondent Company, and has violated more than one law based upon the handling and distribution of unwholesome and adulterated food.
3. By reason of the Findings of Fact set forth above, Respondents are deemed to be

unfit to engage in any business requiring inspection under Title I of the FMIA, pursuant to 21 U.S.C. section 671, and the PPIA, pursuant to 21 U.S.C. section 467a.

**Order**

1. Cockrum Meat Processing and Taxidermy and Randall L. Cockrum having been deemed to be unfit to engage in any business requiring inspection under Title I of the FMIA, pursuant to 21 U.S.C. section 671, and the PPIA, pursuant to 21 U.S.C. section 467a, inspection services are hereby refused to Respondents.

2. This order shall have the same force and effect as if entered after a full hearing and shall be final and effective thirty five (35) days after service of this Default Decision and Order upon Respondents Cockrum Meat Processing and Taxidermy, and Randall L. Cockrum unless there is an appeal to the Judicial Officer pursuant to section 1.145 of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.145).

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

March 9, 2012

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Peter M. Davenport  
Chief Administrative Law Judge