

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)
) **FCIA Docket No. 09-0169**
REZA KALANTARI,)
) **Hearing Cancellation and**
Respondent) **Consent Decision**

and

In re:)
) **FCIA Docket No. 09-0170**
FICUS FARM, INC.,)
) **Hearing Cancellation and**
Respondent) **Consent Decision**

1. The Federal Crop Insurance Corporation (“FCIC” or “Complainant”) is represented by Mr. Mark R. Simpson, Esq. Mr. Reza Kalantari (“Kalantari”) represents himself (appears *pro se*) and also represents Ficus Farm, Inc. (“Ficus Farm”).

2. The parties agree to Hearing CANCELLATION, the Hearing now being scheduled for **October 16 through 18 (Tues-Thur) 2012, in West Palm Beach, Florida.** After adequate opportunity for the parties to be heard, the parties choose instead to settle this case by this Consent Decision, in accordance with 7 C.F.R. § 1.138.

3. The parties admit that this case is properly filed with the United States Department of Agriculture’s Office of Administrative Law Judges (“USDA OALJ”) by delegation from the Secretary of Agriculture, and that the Administrative Law Judge has jurisdiction to hear

this case based upon section 515(h) of the Federal Crop Insurance Act (“Act”). 7 U.S.C. § 1515(h), 7 C.F.R. § 400.454(f) and 7 C.F.R. § 1.131(b)(6).

4. The parties agree that Respondents Kalantari and Ficus Farm admit no wrongdoing and accept a two-year disqualification to settle this case without further proceedings because they are no longer in business.

Order

5. Therefore, pursuant to section 515(h) of the Federal Crop Insurance Act, I order Respondents Kalantari and Ficus Farm disqualified from receiving any monetary or non-monetary benefit provided under the programs or transactions offered under any of the Statutes listed in 7 U.S.C. § 1515(h)(3)(B) for a period of two years:

- (i) The Federal Crop Insurance Act (7 U.S.C. § 1501 et seq.).
- (ii) The Farm Security and Rural Investment Act of 2002 (7 U.S.C. § 7333 et seq.).
- (iii) The Agricultural Act of 1949 (7 U.S.C. § 1421 et seq.).
- (iv) The Commodity Credit Corporation Charter Act (15 U.S.C. § 714 et seq.).
- (v) The Agricultural Adjustment Act of 1938 (7 U.S.C. § 1281 et seq.).
- (vi) Title XII of the Food Security Act of 1985 (16 U.S.C. § 3801 et seq.).
- (vii) The Consolidated Farm and Rural Development Act (7 U.S.C. § 1921 et seq.).
- (viii) Any Federal law that provides assistance to a producer of an agricultural commodity affected by a crop loss or a decline in the prices of agricultural commodities.

6. Respondents Kalantari and Ficus Farm shall be ineligible for all of the programs listed above beginning on **October 13, 2012**, and ending on **October 12, 2014**. As a disqualified individual and a disqualified corporation, Respondents Kalantari and Ficus Farm will be reported to the U.S. General Services Administration (GSA) and the System for Award Management (SAM). GSA publishes a list of all persons who are determined ineligible in its Excluded Parties List System (EPLS). The Excluded Parties List System is in the process of being converted to the System for Award Management. SAM is a free website that consolidates the capabilities previously found in Central Contracting Registration (CCR)/Federal Agency Registration (FedReg), Online Representations and Certifications Applications (ORCA), and EPLS.

7. This Order shall be effective on October 12, 2012.

Copies of this Hearing Cancellation and Consent Decision shall be served by the Hearing Clerk upon each of the parties **and FAXed to Neal R. Gross & Co., Inc., Court**

Reporters.

Done at Washington, D.C.
this 12th day of October 2012

s/ Jill S. Clifton

Jill S. Clifton
Administrative Law Judge

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