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Docket #: 13-0141

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S. Brett Offutt, GIPSA
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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:) P&S Docket No. 13-0141
)
Wing & Sing Poultry Market Inc.,)
d/b/a New Wing and Sing and Poultry,)
Inc., and d/b/a Wing and Sing Poultry)
)
Island Farm Meat, Corp., d/b/a)
Al-Noor Live Chicken Market, d/b/a)
Alnoor Halal Live Poultry Market,)
d/b/a Al-Noor Live Poultry, d/b/a Al-)
Noor Halal Poultry, Inc., and d/b/a Al-)
Noor Halal Meat Chicken and Fish)
Market)
)
and)
)
Mohammed Yasser Aldeen, a/k/a)
Mohammed Bader, a/k/a Mohammad)
Badereldeen, a/k/a Mohammed Eldeen)
and a/k/a Yesser M. Eldeen)
)
Respondents) Consent Decision and Order

This proceeding was instituted under the Packers and Stockyards Act (7 U.S.C. §§ 181 et seq.), 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 respondents Wing and Sing Poultry Market Inc., Island Farm Meat, Corp., and Mohammed Yasser Aldeen willfully violated the Act and the regulations promulgated thereunder (9 C.F.R. §§ 201.1 et seq.). This decision is entered pursuant to the consent decision

provision of the rules of practice applicable to this proceeding (7 C.F.R. § 1.138).

The respondents admit the jurisdictional allegations in paragraph I of the complaint and specifically admit that the Secretary has jurisdiction in this matter, neither admit nor deny the remaining allegations, waive oral hearing and further procedure, and consent and agree, 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

(a) Respondent Wing and Sing Poultry Market Inc. is a corporation organized under the laws of the State of New York which does business as Wing and Sing Poultry and as New Wing and Sing Poultry, Inc., and which has a place of business located at 204 20th Street, Brooklyn, NY, 11232.

(b) Respondent Island Farm Meat, Corp. is a corporation organized under the laws of the State of New York and which does business as Al-Noor Live Chicken Market, as Alnoor Halal Live Poultry Market, as Al-Noor Live Poultry, as Al-Noor Halal Poultry, Inc., and as Al-Noor Halal Meat Chicken and Fish Market, and which has a place of business located at 149 21st Street, Brooklyn, NY, 11232.

(c) Respondent Mohammed Yasser Aldeen ("Aldeen"), also known as Mohammed Bader, as Mohammad Badereldeen, as Mohammed Eldeen and as Yesser M. Eldeen, is an individual whose business mailing address is 204 20th Street, Brooklyn, NY, 11232.

- (d) Respondent Aldeen at all times material herein was:
- (1) Owner of 100% of the stock issued by Respondent Wing and Sing Poultry Market Inc.;
 - (2) Owner of 100% of the stock issued by Respondent Island Farm Meat, Corp.; and
 - (3) Responsible for the direction, management and control of Respondent Wing and Sing Poultry Market Inc. and of Respondent Island Farm Meat, Corp.
- (e) Respondents, at all times material to this complaint:
- (1) Engaged in the business of obtaining live poultry by purchase for the purpose of slaughter;
 - (2) Obtained poultry products in commerce; and
 - (3) Operated as live poultry dealers subject to the provisions of the Act.

Conclusions

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

Order

Respondents, their agents and employees, directly or through any corporate or other device, in connection with their activities subject to the Act, shall cease and desist from failing to pay for poultry purchases and from failing to pay for poultry purchased within the time period required by section 410 of the Act (7 U.S.C. § 228b-1).

In accordance with section 411 of the Act (7 U.S.C. § 228b-2), respondents are assessed, jointly and severally, a civil penalty in the amount of Fifteen Thousand Dollars (\$15,000.00). However, the entire amount of the civil penalty will be held in abeyance in accordance with and pending respondents' compliance with the terms of the "Understanding Regarding Consent Decision" entered between the parties.

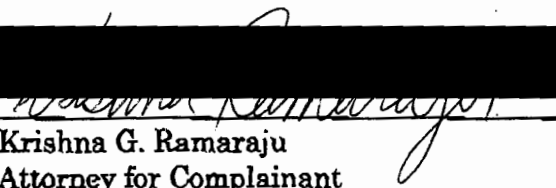
This Order shall have the same force and effect as if entered after full hearing. The provisions of this Order shall become final and effective on the sixth day after service of this Consent decision and Order on respondents.

Copies of this decision shall be served upon the parties.

[REDACTED]
Mohammed Yasser Aldeen,
on behalf of himself
Respondent

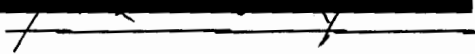
[REDACTED]
Wing and Sing Poultry Market Inc.
Respondent
By: Mohammed Yasser Aldeen, Owner

[REDACTED]
Island Farm Meat, Corp.
Respondent
By: Mohammed Yasser Aldeen, Owner

[REDACTED]

Krishna G. Ramaraju
Attorney for Complainant

Done at Washington, D.C.

this 21st day of February 2013

[REDACTED]

PETER M. DAVENPORT
Administrative Law Judge