

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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OAL/J/OHC

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In re:) AWA Docket No. 12-0103
)
)
) HUGO TOMMY LIEBEL, also known as HUGO)
) T. LIEBEL, an individual doing business as)
) FLORIDA STATE FAMILY ENTERTAINMENT,)
) LLC, FLORIDA STATE FAMILY CIRCUS,)
) LIEBLING BROTHERS CIRCUS, and LIEBLING)
) BROTHERS FAMILY CIRCUS,)
)
) Respondents,) CONSENT DECISION AND
) ORDER

RECEIVED

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.)(the "Act"), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondent willfully violated the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). 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).

Respondents admits the jurisdictional allegations in 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, to the entry of this decision. The complainant agrees to the entry of this decision.

Findings of Fact

Hugo Tommy Liebel, also known as Hugo T. Liebel ("Liebel"), is an individual whose mailing address is P.O. Box 3220, Davenport, Florida 33836. Respondent Liebel does or has done business as Florida State Family Entertainment, LLC, Florida State Family Circus, Liebling Brothers Circus, and Liebling Brothers Family Circus. At all times mentioned herein, respondent Liebel was operating as an exhibitor, as that term is used in the Act and the Regulations, and held Animal

Welfare Act license 58-C-0288.

Conclusions of Law


Respondent having admitted the findings set forth above, and the parties having agreed to the entry of this decision, such decision will be entered.


Order

1. Respondents, their agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the regulations and standards issued thereunder.

2. Respondent is assessed a civil penalty of \$7,500, to be made payable to the Treasurer of the United States, and to be paid in full by May 1, 2013.

The provisions of this order shall become effective immediately. Copies of this decision shall be served upon the parties.


Hugo Tommy Liebel, a/k/a Hugo T. Liebel,
an individual doing business as Florida
State Family Entertainment, LLC, Florida
State Family Circus, Liebling Brothers
Circus, and Liebling Brothers Family Circus,
Respondent


Colleen A. Carroll
Attorney for Complainant

Done at Washington, D.C.,
this ____ day of March 2013

Janice K. Bullard
Administrative Law Judge