

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:) AWA Docket No. 12-0445
)
)
) CINDY BARDIN, an individual doing
) business as JUNGLE EXPERIENCE,
)
) Respondent.) CONSENT DECISION AND
) ORDER

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.)(the "Act"), by an order to show cause why Animal Welfare Act license number 35-C-0282 should not be terminated, filed by complainant on October 27, 2009. 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).

Respondent admits the jurisdictional allegations in the Order to Show Cause and specifically admits that the Secretary has jurisdiction in this matter, admits certain of the remaining allegations as set forth herein as findings of fact and conclusions of law, 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

Respondent Cindy Bardin is an individual whose mailing address is 6603 State Route 149, Granville, New York 12832. At all times mentioned in the Order to Show Cause, said respondent did business as Jungle Experience, operated as an exhibitor, as that term is defined in the Act and the Regulations and held Animal Welfare Act license number 21-C-0319 as an "individual."

Conclusions of Law


On or about May 9, 2011, in Case Number 11040016, respondent Bardin was convicted of


three counts of violating New York state laws governing animals, specifically two counts of Environmental Conservation Law (ECL) sections 71-4001(a)(license violations) and one count of New York State Rules and Regulations section 180(1)(b)(possession of a lion without a permit).

Order

Respondent Cindy Bardin, doing business as Jungle Experience, agrees to comply with all applicable federal, state and local laws and regulations pertaining to the transportation, ownership, neglect, and welfare of animals, and agrees not to operate in violation or circumvention of any Federal, state or local laws.

The provisions of this order shall become final and effective on the first day after service on respondents. Copies of this decision shall be served upon the parties.


Cindy Bardin
Respondent


Colleen A. Carroll
Attorney for Complainant

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

Janice K. Bullard
Administrative Law Judge