

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re:) P & S Docket No. 13-0188
M&L Farms, LLC, Jamil Jallaq,)
aka Sam Jallaq, and Majdi Jallaq,)
aka Mike Jallaq)
)
Respondents) Consent Decision

This proceeding was instituted under the Packers and Stockyards Act, 1921, as amended and supplemented (7 U.S.C. § 181 et seq.) (Act), by a Complaint and Notice of Hearing filed by the Acting Deputy Administrator, Packers and Stockyards Program, Grain Inspection, Packers and Stockyards Administration (GIPSA), United States Department of Agriculture, alleging that Respondents M&L Farms, LLC, Jamil Jallaq, aka Sam Jallaq, and Majdi Jallaq, aka Mike Jallaq (collectively, Respondents) willfully violated the Act. This consent decision is entered pursuant to the consent decision provision of the Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary Under Various Statutes (7 C.F.R. § 1.138).

Respondents admit the jurisdictional allegations in paragraph I of the Complaint and Notice of Hearing 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 consent decision.

Complainant agrees to the entry of this consent decision.

Findings of Fact

1. M&L Farms, LLC (Respondent M&L) is a limited liability company organized and existing under the laws of the State of Ohio, with a mailing address of 5463 Harrisburg Pike, Grove City, OH 43123.

2. Respondent M&L is, and at all times material to the Complaint and Notice of Hearing was:

(a) Engaged in the business of buying livestock in commerce for the purpose of slaughter; and

(b) A packer within the meaning of, and subject to the provisions of, the Act.

3. Jamil Jallaq, aka Sam Jallaq (Respondent Sam Jallaq) is an individual with a mailing address of 5463 Harrisburg Pike, Grove City, OH 43123.

4. Respondent Sam Jallaq is, and at all times material to the Complaint and Notice of Hearing was:

(a) An employee or agent of Respondent M&L;

(b) Engaged in the business of buying livestock in commerce for the purpose of slaughter; and

(c) A packer within the meaning of, and subject to the provisions of, the Act.

5. Majdi Jallaq, aka Mike Jallaq (Respondent Mike Jallaq) is an individual with a current mailing address of 5463 Harrisburg Pike, Grove City, OH 43123.

6. Respondent Mike Jallaq is, and at all times material to the Complaint and Notice of Hearing was:

- (a) An employee or agent of Respondent M&L; and
- (b) A packer within the meaning of, and subject to the provisions of, the Act.

Conclusion

Respondents having admitted the jurisdictional facts and the parties having agreed to the entry of this consent decision, the consent decision will be entered.

Order

Respondent M&L, its officers, agents and employees, directly or through any corporate or other device, and Respondents Sam Jallaq and Mike Jallaq, their agents and employees, directly or through an corporate or other device, in connection with their operations subject to the Act, shall cease and desist from failing to pay, when due, the full purchase price of livestock.


In accordance with section 203(b) of the Act (7 U.S.C. § 193(b)), Respondents M&L, Sam Jallaq, and Mike Jallaq are assessed, jointly and severally, a civil penalty in the amount of Five Thousand Dollars (\$5,000.00) to be paid in accordance with the provisions of the Understanding With Respect to Civil Penalty entered into by the parties.

This Order shall have the same force and effect as if entered after full hearing. The provisions of this Order shall become effective upon issuance.

Copies of this consent decision and Order shall be served upon the parties.

Done at Washington, D.C.

this 21 day of June, 2013

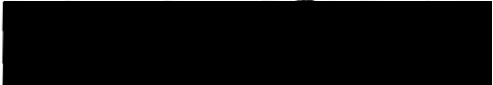


Jill S. Clifton
Administrative Law Judge

M&L Farms, LLC,
Respondent,


By:  _____

Title: MANAGING MEMBER




Jamil Jallaq, aka Sam Jallaq
Respondent

6/13/13




Majdi Jallaq, aka Mike Jallaq
Respondent

6/13/13



Rachel Spitzen
Attorney for Respondents



Leah C. Battagioli
Attorney for Complainant

for: