

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re:)
) P&S Docket No. 13-0228
)
Al-Houda Meat Market Inc.,)
)
Respondent) Joint Motion to Vacate Default Decision
) and Order and to Enter Consent Decision
) and Order

Joint Motion to Void Default and Enter Consent Decision and Order

On August 7, 2013, Chief Administrative Law Judge Peter M. Davenport, issued a Default Decision and Order against Respondent Al-Houda Meat Market, Inc. After the Default Decision and Order was issued Complainant and Respondent were able to agree on the terms of a Consent Decision and Order. This Consent Decision and Order has been submitted to the Chief Administrative Law Judge for issuance.

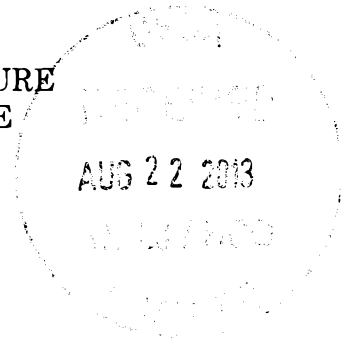
The Default Decision and Order issued by the Chief Administrative Law Judge on August 7, 2013, has not become final yet. Accordingly, as the Consent Decision and Order reflects mutually acceptable terms and no harm would result to any party from its issuance, the parties jointly move that the not yet final Default Decision and Order issued in this matter be set aside and that the Consent Decision and Order be issued to conclude this case.

[REDACTED]

[REDACTED]

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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re:)
) P&S Docket No. 13-0228
)
Al-Houda Meat Market Inc.,)
)
)
Respondent) 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 the respondent 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).

Respondent Al-Houda Meat Market Inc., admits the jurisdictional allegations in paragraph I of the Complaint and Notice of Hearing 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 and for such purpose only, to the entry of this decision.

The complainant agrees to the entry of this decision.

Findings of Fact

(1) Al-Houda Meat Market Inc., referred to herein as Respondent, is a business incorporated under the laws of the State of Michigan. Respondent's business operating address is 10521 W. Warren Avenue, Dearborn, MI, 48126.

(2) Respondent at all times material herein was:

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

(b) Engaged in the business of manufacturing or preparing meat and meat food products for sale or shipment in commerce; and

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

Conclusions

Respondent Al-Houda Meat Market Inc., having admitted the jurisdictional facts, and Complainant and Respondent having agreed to the entry of this decision, such decision will be entered.

Order

Respondent Al-Houda Meat Market Inc., its agents and employees, successors and assigns, directly or through any corporate or other device, in connection with its activities subject to the Act, shall cease and desist from operating as a packer subject to the Act without maintaining and filing an adequate bond or bond equivalent, as required by the Act and regulations.

Respondent shall demonstrate to the satisfaction of GIPSA that it has an adequate bond or bond equivalent and file said bond or bond equivalent with GIPSA within thirty (30) days from the effective date of this Order.

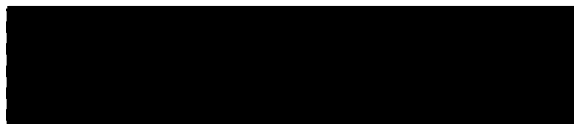
In accordance with section 203 of the Act (7 U.S.C. § 193), Respondent Al-Houda Meat Market Inc. is assessed a civil penalty in the amount of Four Thousand Dollars (\$4,000.00). Two thousand dollars (\$2,000.00) of the civil penalty will be held in abeyance pending compliance with the terms of this Consent Decision and Order. Accordingly only two thousand dollars (\$2,000) is due at the time that this Consent Decision and Order is issued.

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 respondent.

Copies of this decision shall be served upon the parties.



Al-Houda Meat Market Inc.
By: Adel Tarraf, Manager
Respondent



Krishna G. Ramaraju
Attorney for Complainant

Done at Washington, D.C.

this 22nd day of August, 2013



Peter M. Davenport
Chief Administrative Law Judge

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

Docket No. 13-0228

In re: Al-Houda Meat Market Inc.,

Respondent

Order

This matter is before the Administrative Law Judge upon a Joint Motion of the parties to vacate the Default Decision and Order entered in this action on August 7, 2013.

A Consent Decision having been tendered, the Motion is **GRANTED** and the Default Decision and Order entered on August 7, 2013 is **VACATED**.

Copies of this Order shall be served upon the parties.

August 22, 2013

Peter M. Davenport

Peter M. Davenport
Chief Administrative Law Judge

