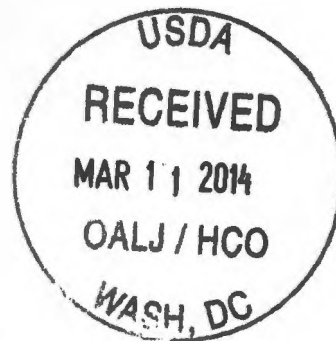


UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re:) Docket No.
) 13-0080
Justin R. Jenne doing business as)
Justin Jenne Stables and Justin Jenne Stables at)
Frazier and Frazier Farms, David Mullis,)
Rebecca Mullis)
)
Respondents)

CONSENT DECISION AS TO DAVID MULLIS AND REBECCA MULLIS

This proceeding was instituted under the Horse Protection Act ("Act"), as amended (15 U.S.C. § 1821 et seq.), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the Respondents violated the Act. 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 David Mullis and Respondent Rebecca Mullis 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 purposes only, to the entry of this decision.

The complainant agrees to the entry of this decision.

Findings of Fact

A. On or about April 16, 2009, David Mullis entered a horse known as "Jose's Flamingo Dancer" as Entry No. 107, Class No. 16, at the Spring Jubilee Charity Horse Show in Harrodsburg, Kentucky.

B. On or about April 16, 2009, David Mullis and Rebeccas Mullis allowed the entry of a horse known as "Jose's Flamingo Dancer" as Entry No.107, Class No.16, at the Spring Jubilee Charity Horse Show in Harrodsburg, Kentucky.

Conclusion

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

Order

1. Respondent David Mullis is disqualified for one uninterrupted year from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, or other device, and from judging, managing or otherwise participating in any horse show, horse exhibition, or horse sale or auction. "Participating" means engaging in any activity beyond that of a spectator, and includes, without limitation, transporting or arranging for the transportation of horses to or from equine events, personally giving instructions to exhibitors, being present in the warm-up or inspection areas, or in any area where spectators are not allowed, and financing the participation of others in equine events. The disqualification shall start on the first day of the month following the month in which the consent decision was signed by Respondent David Mullis.

2. Respondent Rebecca Mullis is disqualified for one uninterrupted year from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, or other device, and from judging, managing or otherwise participating in any horse show, horse exhibition, or horse sale or auction. "Participating" means engaging in any activity beyond that of a spectator, and includes, without limitation, transporting or arranging for the transportation of horses to or from equine events, personally giving instructions to exhibitors, being present in the warm-up or inspection areas, or in any area where spectators are not allowed, and financing the participation of

others in equine events. The disqualification shall start on the first day of the month following the month in which the consent decision was signed by Respondent Rebecca Mullis.

This order shall have the same effect as if entered after a full hearing and shall become effective on the first day after service of this decision on the respondents.

Copies of this decision shall be served upon the parties.



Dudley W. Taylor
Attorney for Respondents



Sharlene Deskins
Attorney for Complainant

Done at Washington, D.C.
this 10th day of MARCH, 2014



Janice K. Bullard
Administrative Law Judge