

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:)	
)	
Beth Beasley, an individual;)	HPA Docket No. 17-0119
Jarrett Bradley, an individual;)	HPA Docket No. 17-0120
Jeffrey Page Bronnenberg, an individual;	)	HPA Docket No. 17-0121
Dr. Michael Coleman, an individual;	)	HPA Docket No. 17-0122
Joe Fleming, an individual doing	)	HPA Docket No. 17-0123
business as Joe Fleming Stables;)	
Shawn Fulton, an individual;	)	HPA Docket No. 17-0124
Jimmy Grant, an individual;	)	HPA Docket No. 17-0125
Justin Harris, an individual;	)	HPA Docket No. 17-0126
Amelia Haselden, an individual;	)	HPA Docket No. 17-0127
Sam Perkins, an individual;	)	HPA Docket No. 17-0128
Amanda Wright, an individual;	)	HPA Docket No. 17-0129
G. Russell Wright, an individual; and	)	HPA Docket No. 17-0130
and Charles Yoder, an individual,	)	HPA Docket No. 17-0131
)	
Respondents.)	

**ORDER REMANDING TO THE CHIEF JUDGE
FOR FURTHER ACTION AS TO AMELIA HASELDEN (DOCKET NO. 17-0127) AND
SHAWN FULTON (DOCKET NO. 17-0124)**

Respondents, Amelia Haselden and Shawn Fulton, timely petitioned the United States Court of Appeals For the District of Columbia (“the DC Circuit Court” or “the Court”) for review of United States Department of Agriculture (“USDA” or “Agency”) Orders issued by the Judicial Officer on October 13, 2017 as to Amelia Haselden and October 26, 2017 as to Shawn Fulton affirming an Administrative Law Judge’s (“ALJ”) entry of default judgment for failure to file a timely answer to a complaint for violations of the Horse Protection Act.

Amelia Haselden and Shawn Fulton subsequently petitioned the DC Circuit Court to vacate the subject Agency Orders and remand to the Agency for further proceedings. (*Amelia Haselden v. USDA*, Case No. 17-1235; *Shawn Fulton v. USDA*, Case No. 17-1247).¹ The Agency

¹ HPA cases on Appeal: Amelia Haselden Docket No. 17-0127 and Shawn Fulton Docket No. 17-0124.

did not oppose.

On January 16, 2019, the DC Circuit Court granted the unopposed petition and directed that the Judicial Officer's October 13, 2017 Order as to Amelia Haselden, and the Judicial Officer's October 26, 2017 Order as to Shawn Fulton be set aside and that these two cases be remanded for further proceedings "...consistent with the parties' proposed consent decisions."² The Court also ordered that consolidation of these two cases (DC Circuit Case Nos. 17-1235 and 17-1247) be terminated with other pending cases in as much as the three remaining consolidated cases still pending before the Court were returned to the Court's active docket (DC Circuit Case Nos. 17-1246, 17-1249, and 17-1250)³.

ORDER

In accordance with the DC Circuit Court's January 16, 2019 Order, the consolidation of the subject dockets (Shawn Fulton, HPA Docket No. 17-0124 and Amelia Haselden, HPA Docket No. 17-0127) are terminated as to the HPA docket numbers referenced herein above and as to the remaining active DC Circuit Case Nos. 17-1246, 17-1249, and 17-1250; further, the Judicial Officer's October 13, 2017 Order as to Amelia Haselden, and the Judicial Officer's October 26, 2017 Order as to Shawn Fulton are hereby **VACATED** and these two dockets **REMANDED**

² *Haselden v. USDA*, Doc. 1768513 (D.C. Cir. Jan. 16, 2019). Petitioner's unopposed Motion provided in pertinent part as follows: "On September 14, 2018, this Court granted the parties' joint motion to hold the consolidated cases in abeyance pending settlement proceedings in the Haselden and Fulton cases. The Court directed a status report be filed no later than November 14, 2018. During this time, the parties executed documents that will finalize a disposition of the administrative proceeding after an order is entered by this Court vacating the agency's orders and remanding the two cases to the USDA for further proceedings."

³ See HPA 17-0120; HPA 17-0123; HPA 17-0128

to the Chief ALJ for further proceedings consistent with the DC Circuit Court's Order.

Copies of this Order shall be served by the Hearing Clerk upon each of the parties in all the dockets identified herein above.

Done at Washington, D.C.
this day of February 2019



Bobbie J. McCartney
Judicial Officer

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