

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)	HPA Docket No. 17-0046
)	HPA Docket No. 17-0047
BARBARA CIVILS, an individual;)	HPA Docket No. 17-0048
DAVID COFFEY, an individual;)	HPA Docket No. 17-0049
DICK PEEBLES, an individual;)	HPA Docket No. 17-0050
SHARON PEEBLES, an individual;)	HPA Docket No. 17-0051
CASSIE SLAGLE; an individual; and)	
RODNEY SLAGLE, an individual,)	
)	CONSENT DECISION AND
Respondents.)	ORDER AS TO RESPONDENT
)	BARBARA CIVILS

This proceeding was instituted under the Horse Protection Act (15 U.S.C. § 1821 *et seq.*)(HPA or Act), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture (APHIS), on December 23, 2016, alleging that the respondents violated the Act.

Respondent Barbara Civils admits the jurisdictional allegations in the complaint, specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, and waives oral hearing and further procedure. The parties consent and agree to the entry of this decision for the purpose of settling this proceeding as to respondent Civils, and resolving any and all other alleged or potential violations of the Act by her occurring up to and including September 4, 2017. 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).

Findings of Fact

I. Respondent Barbara Civils is an individual residing in [REDACTED] and at all times mentioned herein was a “person” and an “exhibitor,” as those terms are defined in the regulations promulgated under the Act (9 C.F.R. Parts 11 and 12).

2. On or about August 25, 2016, respondent Barbara Civils allowed the entry of a horse she owned (Swish the Net), for the purpose of showing the horse, in class 26A in a horse show in Shelbyville, Tennessee.

Conclusion of Law

Respondent Civils having admitted the findings of fact set forth above, and the parties having agreed to the entry of this decision, such decision will be entered.

Order

1. Respondent Barbara Civils is disqualified for four months, beginning January 1, 2018, and ending April 30, 2018, from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, or other device, and from judging, managing or otherwise participating¹ in any horse show, horse exhibition, or horse sale or auction, directly or indirectly through any agent, employee, or other device.

2. Respondent Barbara Civils is assessed a civil penalty of \$550, which shall be paid by October 1, 2017, by check made payable to USDA/APHIS, indicating that the payment is in reference to HPA Docket No. 17-0046, and sent to:

USDA, APHIS, MISCELLANEOUS
P.O. Box 979043
St. Louis, Missouri 63197-9000

The provisions of this order shall become final and effective as of September 4, 2017. This order may be executed in counterparts. Copies of this decision shall be served upon the

¹“Participating” means engaging in any activity beyond that of a spectator in connection with a horse show, horse exhibition, or horse sale or auction, 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.

parties.

[Redacted]

Barbara Civils
Respondent

[Redacted]

Thomas B. Kakassy
Attorney for Respondent

Colleen A. Carroll
Attorney for Complainant

Done at Washington, D.C.,
this 11th day of September 2017

[Redacted]

Channing D. Strother
Administrative Law Judge

parties.

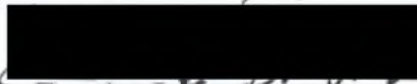
Barbara Civils
Respondent



Colleen A. Carroll
Attorney for Complainant

Thomas B. Kakassy
Attorney for Respondent

Done at Washington, D.C.,
this 11th day of September 2017



Channing D. Strotner
Administrative Law Judge

CERTIFICATE OF SERVICE

Barbara Civils, Respondent

Docket: 17-0046

Having personal knowledge of the foregoing, I declare under penalty of perjury that the information herein is true and correct and this is to certify that a copy of the (SIGNED) CONSENT DECISION AND ORDER AS TO RESPONDENT BARBARA CIVILS has been furnished and was served upon the following parties on September 11, 2017 by the following:

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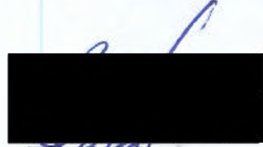
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Respectfully Submitted,



Eludil Morón, Legal Assistant

USDA/Office of Administrative Law Judges

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