

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

17 SEP 11 PM 2:04

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In re:)	HPA Docket No. 17-0138
)	HPA Docket No. 17-0139
KAREN L. BEAN, an individual;)	HPA Docket No. 17-0140
WILLIAM BEAN, an individual;	)	HPA Docket No. 17-0141
JERROD CAGLE, an individual;	)	HPA Docket No. 17-0143
STEPHANIE CAGLE, an individual;	)	HPA Docket No. 17-0145
DIANA CRUSE, an individual;	)	HPA Docket No. 17-0147
CHARLES RAY GREEN, an individual	)	HPA Docket No. 17-0149
dba CHARLIE GREEN STABLES;	)	HPA Docket No. 17-0150
PAM HENDRICKSON, an individual;	)	HPA Docket No. 17-0151
DEREK MONAHAN, an individual dba	)	HPA Docket No. 17-0153
DEREK MONAHAN STABLES;	)	HPA Docket No. 17-0154
JEANNE ROBERTS, an individual;	)	HPA Docket No. 17-0156
JIM ROBERTS, an individual;	)	HPA Docket No. 17-0157
MARY LOU ROLLINS, an individual;	)	HPA Docket No. 17-0158
ROBERT W. ROLLINS, an individual;)	
GINGER WILLIAMS, an individual;)	
MICHAEL WRIGHT, an individual;)	
and RONAL YOUNG, an individual,)	
	)	CONSENT DECISION AND
Respondents.	)	ORDER AS TO RESPONDENT
	)	MARY LOU ROLLINS

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 January 12, 2017, alleging that the respondents violated the Act.

Respondent Mary Lou Rollins 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 Mary Lou Rollins, 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

1. Respondent Mary Lou Rollins 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 September 2, 2016, respondent Mary Lou Rollins allowed the entry of a horse she owned (Tarheel’s Pushin’ Jose), for the purpose of showing the horse, in class 166 in a horse show in Shelbyville, Tennessee.

Conclusion of Law

Respondent Mary Lou Rollins 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 Mary Lou Rollins is disqualified for four months, beginning September 4, 2017, and ending January 3, 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 Mary Lou Rollins 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

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.

in reference to HPA Docket No. 17-0153, 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 parties.



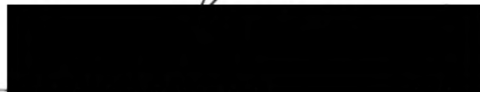
Mary Lou Rollins
Respondent



Thomas B. Kakassy
Attorney for Respondent

Colleen A. Carroll
Attorney for Complainant

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



Bobbie J. McCartney
Chief Administrative Law Judge

in reference to HPA Docket No. 17-0153, and sent to:

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

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Mary Lou Rollins
Respondent

Thomas B. Kakassy
Attorney for Respondent


Colleen A. Carroll
Attorney for Complainant

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


Bobbie J. McCartney
Chief Administrative Law Judge

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY																
<ul style="list-style-type: none"> ■ Complete items 1, 2, and 3. ■ Print your name and address on the reverse so that we can return the card to you. ■ Attach this card to the back of the mailpiece, or on the front if space permits. 	<p>A. Signature <input type="checkbox"/> Agent <input type="checkbox"/> Addressee</p> <p>X</p> <p>B. Received by (Printed Name) C. Date of Delivery</p>																
<p>1. Article Addressed to:</p> <div style="background-color: black; width: 100%; height: 100%; min-height: 100px;"></div>	<p>D. Is delivery address different from item 1? <input type="checkbox"/> Yes If YES, enter delivery address below: <input checked="" type="checkbox"/> No</p> <p>17-0153 Consent 17-0154 Decision</p>																
<p>2. Article Number (Transfer from service label)</p> <div style="background-color: black; width: 100%; height: 100%; min-height: 20px;"></div>	<p>3. Service Type</p> <table border="0"> <tr> <td><input type="checkbox"/> Adult Signature</td> <td><input type="checkbox"/> Priority Mail Express®</td> </tr> <tr> <td><input type="checkbox"/> Adult Signature Restricted Delivery</td> <td><input type="checkbox"/> Registered Mail™</td> </tr> <tr> <td><input checked="" type="checkbox"/> Certified Mail®</td> <td><input type="checkbox"/> Registered Mail Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Certified Mail Restricted Delivery</td> <td><input type="checkbox"/> Return Receipt for Merchandise</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery</td> <td><input type="checkbox"/> Signature Confirmation™</td> </tr> <tr> <td><input type="checkbox"/> Collect on Delivery Restricted Delivery</td> <td><input type="checkbox"/> Signature Confirmation Restricted Delivery</td> </tr> <tr> <td><input type="checkbox"/> Insured Mail</td> <td></td> </tr> <tr> <td><input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)</td> <td></td> </tr> </table>	<input type="checkbox"/> Adult Signature	<input type="checkbox"/> Priority Mail Express®	<input type="checkbox"/> Adult Signature Restricted Delivery	<input type="checkbox"/> Registered Mail™	<input checked="" type="checkbox"/> Certified Mail®	<input type="checkbox"/> Registered Mail Restricted Delivery	<input type="checkbox"/> Certified Mail Restricted Delivery	<input type="checkbox"/> Return Receipt for Merchandise	<input type="checkbox"/> Collect on Delivery	<input type="checkbox"/> Signature Confirmation™	<input type="checkbox"/> Collect on Delivery Restricted Delivery	<input type="checkbox"/> Signature Confirmation Restricted Delivery	<input type="checkbox"/> Insured Mail		<input type="checkbox"/> Insured Mail Restricted Delivery (over \$500)	
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See Reverse for Instructions

CERTIFICATE OF SERVICE

Mary Lou Rollins, Respondent

Docket No: 17-0153

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 CONSENT DECISION AND ORDER AS TO RESPONDENT MARY LOU ROLLINS has been furnished and was served upon the following parties on September 11, 2017 by the following:

USDA (OGC) - Electronic Mail

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Respondents Counsel – Electronic & Certified Mail

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Amy Choate (Administrative Assistant)

Amy@Kakassylaw.com

Respectfully Submitted,



Caroline Hill, Assistant Hearing Clerk
USDA/Office of Administrative Law Judges
Hearing Clerk's Office, Rm. 1031-S
1400 Independence Ave., SW
Washington, DC 20250-9203