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UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re:)	HPA Docket No. 17-0193
)	HPA Docket No. 17-0194
WAYNE PUTMAN, an individual; and)	
TIMOTHY LEE SMITH, an individual,)	
Respondents.)	CONSENT DECISION AND
)	ORDER AS TO RESPONDENT
)	WAYNE PUTMAN

This proceeding was instituted under the Horse Protection Act (15 U.S.C. § 1821 *at seq.*) (HPA or Act), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture (APHIS), on February 1, 2017, alleging that the respondents violated the Act.

Respondent Wayne Putman admits the jurisdictional allegations in the complaint, specifically admits that the Secretary has jurisdiction in this matter, 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 Wayne Putman, and resolving any and all other alleged or potential violations of the Act by him occurring up to and including September 2, 2018. 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 Wayne Putman 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, Mr. Putman allowed the entry of a horse he owned (Ritz's Warrior) for showing in class 26A in a horse show in Shelbyville, Tennessee.

Conclusion of Law

Respondent Wayne Putman 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

Respondent Wayne Putman is disqualified for two years, beginning September 2, 2019, and ending September 1, 2021, 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.

The provisions of this order shall become final and effective March 21, 2019. This order may be executed in counterparts. Copies of this decision shall be served upon the parties.

[Redacted signature area]

Wayne Putman
Respondent

[Redacted signature area]

Thomas B. Kakassy
Attorney for Respondent

[Redacted signature area]

Colleen A. Carroll
Attorney for Complainant

Done at Washington, D.C.,
this 21 day of March 2019

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Jill S. Clifton
Administrative Law Judge

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.