

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

2017 MAR 10 AM 8:35

RECEIVED

In re:)	HPA Docket 15-0141
)	
BRENT COBURN,)	
an individual)	
)	
Respondent.)	CONSENT DECISION AND ORDER

This proceeding was instituted under the Horse Protection Act, as amended (15 U.S.C. § 1821 et seq.)(HPA or Act), by a complaint filed by the Administrator of the Animal and Plant Health Inspection Service, United States Department of Agriculture, on July 10, 2015, alleging that the respondent violated the Act. This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to these proceedings (7 C.F.R. § 1.138).

Respondent Brent Coburn admits the jurisdictional allegations in the complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedure, and consents and agrees to the entry of this decision, for the purpose of settling this proceeding. The complainant agrees to the entry of this decision. The parties agree to the entry of this Consent Decision and Order to resolve all matters related to the Complaint filed in this matter and any unresolved violation known or unknown to Complainant of the Horse Protection Act that may have arisen before March 8, 2017.

Findings of Fact

1. Respondent Brent Coburn is an individual whose mailing address is [REDACTED]
[REDACTED]
2. On October 23, 2010, respondent Brent Coburn entered for the purpose of showing or exhibiting the horse known as "Jose's Don Julio" as entry number 164 in class number 48, at the East Tennessee Walking Horse Show Association (ETWHA) Fall Classic Horse Show in White

Pine, Tennessee.

3. On August 25, 2012, respondent Brent Coburn entered for the purpose of showing or exhibiting the horse known as "Fenway Finesse" as entry number 271 in class number 73A, at the 74th Annual Tennessee Walking Horse National Celebration, Shelbyville, Tennessee.

4. On May 17, 2013, respondent Brent Coburn entered for the purpose of showing or exhibiting the horse known as "Ninth Symphony" as entry number 64 in class number 25, at the 29th Annual Smoky Mountain Classic in Harriman, Tennessee.

5. On August 25, 2013, respondent Brent Coburn showed the horse known as "Fenway Finesse" as entry number 196 in class number 91A, at the 75th Annual Tennessee Walking Horse National Celebration in Shelbyville, Tennessee.

6. On August 31, 2013, respondent Brent Coburn entered for the purpose of showing or exhibiting the horse known as "Cat Fish Hunter" as entry number 197 in class number 171, at the 75th Annual Tennessee Walking Horse National Celebration, Shelbyville, Tennessee.

7. On other occasions, not specifically described here, respondent Brent Coburn entered for the purpose of showing or exhibiting, or respondent Brent Coburn showed horses. The forgoing is a non-exclusive listing and is not meant to limit the scope of this Consent Decision in any way.

Conclusions of Law

Respondent Brent Coburn has admitted the facts set forth above and the parties have agreed to the entry of this decision. Therefore, such decision will be entered.

Order

1. Respondent Brent Coburn is disqualified for two years, beginning March 9, 2017, and ending March 8, 2019, 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, directly or indirectly through any agent, employee, or other device.¹

The provisions of this order shall become effective immediately. Copies of this decision shall be served upon the parties.

[Redacted]

Jonathan Gordy
Attorney for Complainant

[Redacted]

Thomas B. Kakassy
Attorney for Respondent Brent Coburn

[Redacted]

Brent A. Coburn
Respondent

Knoxville, TN [Redacted]
Done at Washington, D.C.;
this 9th day of March 2017

[Redacted]

Administrative Law Judge
Jill S. Clifton

¹"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.