

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:) AWA Docket No. 20-0147
)
TERRILL AL-SAIHATI, an individual,)
doing business as THE CAMEL FARM,)
)
)
) CONSENT DECISION
) AND ORDER
Respondent.)

REC'D - USDA/OALJ/OHC
2020 AUG 27 AM 8:35

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.) (AWA or Act), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service (APHIS), United States Department of Agriculture (USDA), alleging that the Respondent willfully violated the Act and the Regulations issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). 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).

The Respondent Terrill Al-Saihati admits the findings of fact, as set forth herein, and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and all further procedure, waives all rights to seek judicial review and otherwise challenge or contest the validity of this decision, including waiving challenges to the Administrative Law Judge's authority to enter this Consent Decision and Order under the Administrative Procedure Act and the Constitution of the United States, and waives any action against the USDA under the Equal Access to Justice Act of 1980 (5 U.S.C. § 504 et seq.) for fees and other expenses incurred by the Respondent in connection with this proceeding or any action against any USDA employee in their individual capacity.

The parties consent and agree for the purpose of settling this proceeding, to the entry of this decision.

FINDINGS OF FACT

1. The Respondent Terrill Al-Saihati is an individual doing business as The Camel Farm, whose address is in the State of Arizona. The Respondent's address was not provided in the Complaint to protect the Respondent's personal privacy but was correctly and accurately provided to the Hearing Clerk, United States Department of Agriculture, for the purpose of service of this complaint and future documents. At all times mentioned herein, the Respondent was an exhibitor, as that term is defined in the Act and the Regulations, and held AWA license number 86-C-0102.

CONCLUSIONS OF LAW

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

ORDER


1. The Respondent, her agents and employees, successor and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the Regulations and Standards.


2. AWA license number 86-C-0102 is hereby revoked. The Respondent will not apply for any other AWA license thereafter.

3. The Respondent is assessed a civil penalty of one hundred twenty-six thousand dollars (\$126,000), which will be held in abeyance for two (2) years. If at any time during the next two (2) years the Respondent violates the Act, the Regulations, and/or the Standards the one hundred twenty-six thousand dollars (\$126,000) will be due and payable within ten (10) days of


receipt of written notice with copies of supporting documentation from the Complainant as to the Respondent's violations. The Respondent will then make payment, by certified check, money order, or a valid personal check made payable to "USDA/APHIS". The Respondent will send payment to USDA, APHIS, Miscellaneous, P.O. Box 979043, St. Louis, MO 63197-9000.

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

By: 
Terrill Al-Saihati
The Respondent

By: 
John V. Rodriguez
Attorney for the Complainant

Done at Washington, D.C.,
this 27th day of August 2020

By: 
Channing D. Strother
Chief Administrative Law Judge