

UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re:)
)
Jarrett Bradley, an individual;) HPA
Docket No. 17-0120
Sam Perkins, an individual; and) HPA
Docket No. 17-0128
Justin Harris, an individual;) HPA
Docket No. 17-0126
)
Respondents.)

CONSENT DECISION AND ORDER AS TO RESPONDENT
SAM PERKINS

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 11, 2017, alleging that respondent violated the Act.

Respondent Sam Perkins admits the jurisdictional allegations in the complaint as to him; specifically admits that the Secretary has jurisdiction in this matter; neither admits nor denies the remaining allegations; waives oral hearing and further procedure; waives all rights to seek judicial review or otherwise challenge or contest the validity of this decision and order, including waiving challenges to the Administrative Law Judge's authority to enter this decision and order under the Administrative Procedure Act and the Constitution of the United States; and waives any action against the U.S. Department of Agriculture under the Equal Access to Justice Act of 1980 (5 U.S.C. § 504 *et seq.*) for fees and other expenses incurred by respondent in connection with this proceeding or any action against any USDA employee in his or her individual capacity.

The parties consent and agree to the entry of this decision and order for the purpose of settling this proceeding as to respondent Sam Perkins and resolving any and all other alleged or potential violations of the Act by him occurring up to and

including January 31, 2021. 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 Sam Perkins 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 27, 2016, respondent Sam Perkins entered a horse known as "Prince at the Ritz" for showing in class 84B in a horse show in Shelbyville, Tennessee.

Conclusion of Law

Respondent Sam Perkins, 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 Sam Perkins is disqualified for four (4) months, beginning September 7, 2021, and ending January 7, 2022, 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.

2. Respondent Sam Perkins is assessed a civil penalty of \$550.00, which shall be paid in full by September 30, 2021, by check made payable to USDA/APHIS, indicating that the payment is in reference to HPA Docket No. 17-0128, 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 the date of signature. This order may be executed in counterparts. Copies of this decision shall be served upon the parties.

[REDACTED]

[REDACTED]

Sam Perkins
Respondent

Karin Cagle
Attorney for Respondent

Thomas Bolick 8/18/2021

Thomas N. Bolick
Attorney for Complainant

Done at Washington, D.C.,

this 18th day of August
2021

A solid black rectangular redaction box covering the signature of the Administrative Law Judge.

Tierney Carlos
Administrative Law Judge