

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)	Docket No. 15-0086
)	
THE UNIVERSITY OF LOUISIANA)	
AT LAFAYETTE, a public educational)	
institution doing business as NEW IBERIA)	
RESEARCH CENTER,)	
)	
Respondent.)	Consent Decision and Order

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.)(Act), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service (APHIS), United States Department of Agriculture, on March 9, 2015, and amended on March 8, 2016, alleging that the respondent violated the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.)(Regulations and Standards). 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 admits the jurisdictional allegations of the complaint, specifically admits that the Secretary has jurisdiction in this matter, waives oral hearing and further procedure, and consents and agrees, for the purpose of settling this proceeding, to the entry of this decision. This settlement does not constitute an admission, implied or otherwise, by respondent to any violations of the Act as alleged in the complaint. The complainant agrees to the entry of this decision.

Findings of Fact

The University of Louisiana at Lafayette (ULL) is a public educational institution located in Lafayette, Louisiana. ULL is part of the University of Louisiana system, and is governed by the Board of Supervisors of the University of Louisiana system. At all relevant times, ULL

operated New Iberia Research Center (NIRC), a research facility, as that term is defined in the Act and the Regulations, and was and is registered as a research facility under the Act. ULL holds AWA registration number 72-R-0007. ULL's agent for service of process is Joy Henriott, 1201 North Third Street, Suite 7-300, Baton Rouge, Louisiana 70802.

Conclusion of Law

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

Order


1. Respondent will comply with the Act and Regulations.
2. Respondent, its agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist¹ from violating the Act and the Regulations and Standards.
3. Respondent is assessed a civil penalty of \$100,000, to be paid by certified check or money order made payable to the Treasurer of the United States and sent to USDA APHIS Miscellaneous, P.O. Box 979043, St. Louis, MO 63197-9000. The certified check or money order shall include the docket number of this proceeding, namely Docket No. 15-0086.


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

¹ The agreement to this "cease and desist" order does not constitute an admission, implied or otherwise, by respondent to any violations of the Act as alleged in the complaint.

THE UNIVERSITY OF LOUISIANA AT
LAFAYETTE, a public educational institution
doing business as NEW IBERIA RESEARCH CENTER
Respondent

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By 
Its Attorney At Record


Lauren C. Axley
Samuel D. Jockel
Attorneys for Complainant

Done at Washington, D.C.
this 8th day of May 2017.


Bobbie J. McCartney
Chief Administrative Law Judge