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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:) HPA Docket 17-0133
)
MIKE HILLEY, 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 (APHIS), on January 11, 2017, 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 Mike Hilley 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.

Findings of Fact

Mike Hilley is an individual whose mailing address is (b) (6)

(b) (6) At all times mentioned herein, Mr. Hilley was a "person" and an "exhibitor," as those terms are defined in the regulations issued pursuant to the Act (9 C.F.R. § 11.1 et seq.).


Conclusions of Law


Respondent Mike Hilley 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


Respondent Mike Hilley is disqualified for one year, beginning January 30, 2017, and ending January 29, 2018, 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.


Colleen A. Carroll
Attorney for Complainant


Mike Hilley
Respondent

Done at Washington, D.C.,
this 30th day of February 2017


Administrative Law Judge

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.