

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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Docket No. 15-0107
Docket No. 15-0108
Docket No. 15-0109
Docket No. 15-0116

In re:

VIRGINIA SAFARI PARK AND
PRESERVATION CENTER, INC., also
known as VIRGINIA SAFARI PARK,
INC., a Virginia corporation; MEGHAN
MOGENSEN, an individual; and ERIC
MOGENSEN, an individual,

Respondents.


ORDER DENYING MOTION TO DISMISS

On February 3, 2016, counsel for Respondents filed a motion to dismiss the instant case for Complainant's failure to prosecute the matter. Complainant filed an objection to the motion on February 24, 2016. Complainant's motion was timely filed.

I note that Complainant has not met the deadlines extended for exchanging evidence with Respondents and for filing lists. However, dismissal is not a permissible sanction within the Rules of Practice Governing Formal Adjudicatory Proceedings Initiated by the Secretary Under Various Statutes, 7 C.F.R. subpart H. Therefore, the motion is DENIED.

Copies of this Order shall be served upon the parties and counsel by the Hearing Clerk.

So ORDERED this 10th day of March, 2016, in Washington, D.C.


Janice K. Bullard
Administrative Law Judge