

**UNITED STATES DEPARTMENT OF AGRICULTURE**  
**BEFORE THE SECRETARY OF AGRICULTURE**

In re:	)	
	)	
FOR THE BIRDS, INC., an Idaho	)	<b>AWA Docket No. 06-0005</b>
corporation; JERRY LEROY KORN,	)	
an individual; MICHAEL SCOTT KORN,	)	
an individual; and ALBERTSON’S, INC.,	)	
a Delaware corporation,	)	
	)	<b>First Order Amending</b>
Respondents	)	<b>Case Caption</b>

The Complainant, the Administrator of the Animal and Plant Health Inspection Service, United States Department of Agriculture (“APHIS”), is represented by Colleen A. Carroll, Esq. The Respondent For the Birds, Inc. is represented by Raymond Willis, Chairman of the Board of Directors, and by John T. Bujak, Esq. The Respondents Jerry Leroy Korn and Michael Scott Korn are represented by John T. Bujak, Esq. The Respondent New Albertson’s, Inc., formerly known as Albertson’s, Inc., has been represented by Charles F. Cole, Esq. and is currently represented by Ronald T. Mendes, Esq.

The Motion to Amend Case Caption, filed October 29, 2007, is GRANTED. Hereafter, the case caption is

In re:	)	
	)	
FOR THE BIRDS, INC., an Idaho	)	<b>AWA Docket No. 06-0005</b>
corporation; JERRY LEROY KORN,	)	
an individual; MICHAEL SCOTT KORN,	)	
an individual; and NEW ALBERTSON’S,	)	
INC., a Delaware corporation formerly	)	
known as ALBERTSON’S, INC.,	)	
	)	
Respondents	)	

**The parties shall give notice to the Hearing Clerk and one another of any changes in mailing address, FAX number(s), phone number(s), or e-mail address, with a courtesy copy faxed to me at 202-720-8424, for Legal Secretary Tribble Greaves, who works with me, whose phone is 202-720-8423, and whose e-mail is [Tribble.Greaves@usda.gov](mailto:Tribble.Greaves@usda.gov)**

Copies of this First Order Amending Case Caption shall be served by the Hearing Clerk upon each of the parties at their most current addresses of record, and to Ronald T. Mendes, Esq., SUPERVALU INC., 250 Parkcenter Blvd., Boise, ID 83706; and to Charles F. Cole, Esq., Albertson's LLC, 250 Parkcenter Blvd., Boise, ID 83726. The Hearing Clerk shall enclose with each mailing, including to Mr. Mendes and to Mr. Cole, a copy of the Consent Decision and Order as to New Albertson's, Inc., which I am issuing today; and the Second Order Amending Case Caption, which I am issuing today.

Done at Washington, D.C.  
this 20<sup>th</sup> day of December 2007

Jill S. Clifton  
Administrative Law Judge

Hearing Clerk's Office  
U.S. Department of Agriculture  
1400 Independence Avenue, SW  
Room 1031, South Building  
Washington, D.C. 20250-9203  
202-720-4443  
Fax: 202-720-9776