

2015 SEP -3 AM 8: 55

UNITED STATES DEPARTMENT OF AGRICULTURE RECEIVED
BEFORE THE SECRETARY OF AGRICULTURE

In re:

John Puckett,)	
)	HPA Docket No. 14-0171
)	
Respondent.)	Consent Decision and Order

This proceeding was instituted under the Horse Protection Act ("Act"), as amended (15 U.S.C. §§ 1821-1831), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondent violated the Act. 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).

Respondent admits the jurisdictional allegations in paragraph I of 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, for the purpose of settling this proceeding and for such purpose only, to the entry of this decision.

The complainant agrees to the entry of this decision.

Findings of Fact

- Respondent John Puckett is an individual whose mailing address is (b) (6)

(b) (6)

2. On or about June 15, 2013, the respondent entered for the purpose of showing or exhibiting the horse known as "THAT'S MY LUCK," Entry No. 84, Class No. 37, in in the FAST SUMMER SHOW CASE Horse Show in Shelbyville, TN.

Conclusions

Respondent having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, such decision will be entered.


Order

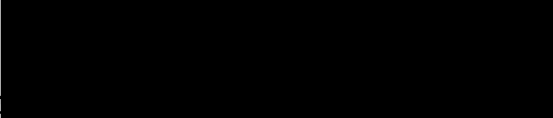
1. Respondent John Puckett is disqualified for eight months beginning September 5, 2015, from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, or other device, and from judging, managing or otherwise participating in any horse show, horse exhibition, or horse sale or auction. "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.

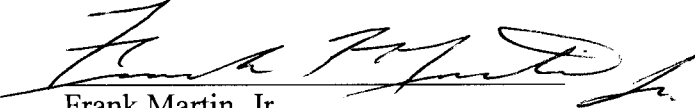
2. Respondent John Puckett is assessed a civil penalty of \$1,100, which is held in abeyance provided that, after notice and opportunity for a hearing, the respondent is not found to have violated the Horse Protection Act or the Regulations issued thereunder during the period of disqualification.

This order shall have the same effect as if entered after a full hearing and shall become effective upon issuance.

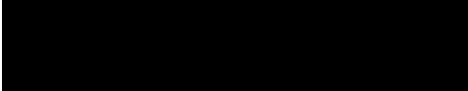
Copies of this decision shall be served upon the parties.


John Puckett
Respondent


Jack G. Heffington
Attorney for Respondent


Frank Martin, Jr.
Attorney for Complainant

Done at Washington, D.C.
this 3 day of Sept, 2015


Administrative Law Judge
Jill S. Clifton