

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:) AWA Docket No. 08-0176
)
Sandra Symonds,)
) Consent Decision
Respondent) and Order

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondent willfully violated the Act and the regulations issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). 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 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

1. Sandra Symonds, hereinafter referred to as the respondent, is an individual whose mailing address is 11100 Moonlight Drive, Cedarville, AR 72932.

2. The respondent, at all times material hereto, was not licensed under the Act and the regulations.

Conclusions

The 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, her agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the regulations issued thereunder, and in particular, shall cease and desist from engaging in any activity for which a license is required under the Act and regulations without being licensed as required.



2. The respondent is assessed a civil penalty of \$30,450.00, of which \$1,500.00 is due and payable. The remaining \$28,950.00 will be held in abeyance provided that the respondents, after notice and opportunity for hearing, are not found to have violated the Act or the regulations and standards issued thereunder, or this order by operating without being

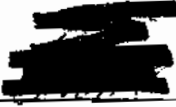

licensed as required during the next five (5) years. The Respondents shall make said payment via certified check or money order made payable to the Treasurer of the United States.

3. The respondent is permanently disqualified from being licensed under the Act and regulations.



The provisions of this order shall become effective on the first day after service of this decision on the respondent.

Copies of this decision shall be served upon the parties.



Sandra Symonds
Respondent



Brian T. Hill
Attorney for Complainant

Done at Washington, D.C.
this 7th day of August 2009



Administrative Law Judge