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UNITED STATES DEPARTMENT OF AGRICULTURE

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BEFORE THE SECRETARY OF AGRICULTURE

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| In re: |) | HPA Docket No. 01-0127 |
| |) | (formerly HPA Docket No. 01-B022) |
| WILLIAM B. JOHNSON, an individual; |) | |
| and SANDRA JOHNSON, an individual, |) | Consent Decision and Order as to |
| |) | Respondents William B. Johnson |
| Respondents. |) | and Sandra Johnson |

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

Respondents William B. Johnson and Sandra Johnson admit the jurisdictional allegations in the complaint, specifically admit that the Secretary has jurisdiction in this matter, neither admit nor deny the remaining allegations, waive oral hearing and further procedure, and consent and agree to the entry of this decision. The complainant agrees to the entry of this decision.

Findings of Fact

1. Respondent William B. Johnson is an individual whose mailing address is 3424 Peachtree Road, N.E., Suite 2075, Atlanta, Georgia 30326, and at all times mentioned herein is and was a co-owner of a Tennessee Walking Horse named "JFK All Over" (formerly known as "Camalot's[sic] Legacy.").

2. Respondent Sandra Johnson is an individual whose mailing address is 3424 Peachtree Road, N.E., Suite 2075, Atlanta, Georgia 30326, and at all times mentioned herein is and was a co-owner of "JFK All Over."

3. On or about May 27, 2000, respondents William B. Johnson and Sandra Johnson entered, and allowed respondents Sand Creek Farms, Inc., and Tim Gray to enter, "JFK All Over" in the 30th Annual Spring Fun Show in Shelbyville, Tennessee, (the "Fun Show"), as entry number 252 in class number 34, for the purpose of showing the horse in that class.

Conclusion of Law

Respondents William B. Johnson and Sandra Johnson having admitted the jurisdictional facts set forth above, and the parties having agreed to the entry of this decision, such decision will be entered.

Order

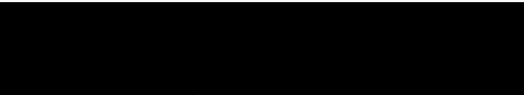
1. Respondents William B. Johnson and Sandra Johnson are each assessed a civil penalty of \$1,000. The civil penalties shall be paid by certified check or money order, made payable to the "Treasurer of the United States" and sent to:

Colleen A. Carroll
United States Department of Agriculture
Office of the General Counsel
Marketing Division
1400 Independence Avenue, SW
Room 2343-South Building
Washington, DC 20250-1417

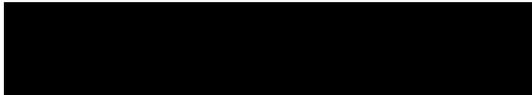
2. Respondents William B. Johnson and Sandra Johnson are disqualified for one year, beginning January 21, 2011, and ending January 20, 2012, from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, family member, corporation or other device, and from judging, managing or otherwise participating in any horse show, horse exhibition, or horse sale or auction, directly or indirectly through any agent, employee, family member,

corporation or other device.¹ This disqualification shall be served consecutively to any other disqualification as to these respondents in force in any other proceeding under the Act.

This order shall have the same effect as if entered after a full hearing and shall become effective on the first day after service of this decision on the respondents. Copies of this decision shall be served upon the parties.



William B. Johnson
Respondent



Sandra Johnson
Respondent



Colleen A. Carroll
Attorney for Complainant

Done at Washington, D.C.
this 2 day of FEB, 2011



Jill S. Clifton
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.