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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:

) Docket No. 12-0038
)
)
) James Thomas Olds,
)
) Consent Decision
) and Order
)
) Respondent
)

This proceeding was instituted under the Horse Protection Act ("Act"), as amended (15 U.S.C. § 1821 et seq.), 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 James Thomas Olds 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 purposes only, to the entry of this decision.

The complainant agrees to the entry of this decision.

Findings of Fact

A. Respondent James Thomas Olds (hereafter Respondent) is an individual whose mailing address is 9375 Highway 127 North, Sparta, Kentucky 41086.

B. On or about October 9, 2009, the Respondent transported horses including a horse known as "Maggie May of Grassland" to North Carolina Championship Walking Horse Show in Fletcher, North Carolina.

C. On or about October 9, 2009, the Respondent, entered and allowed the entry of a horse known as "Maggie May of Grassland" as Entry No.82, Class No. 25, at the North Carolina Championship Walking Horse Show in Fletcher, North Carolina.

D. On or about October 9, 2009, the Respondent entered and allowed the entry of a horse known as "A Midnight Touch" as Entry No. 85, Class No. 45, at the North Carolina Championship Walking Horse Show in Fletcher, North Carolina.

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 James Thomas Olds is disqualified for 379 uninterrupted days 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. The disqualification shall start on the first day of the month following the month in which the consent decision was signed by the respondent.

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.


James Thomas Olds
Respondent


Sharlene Deskins
Attorney for Complainant

Done at Washington, D.C.
this 22nd day of February, 2013


Danice K. Bullard
Administrative Law Judge