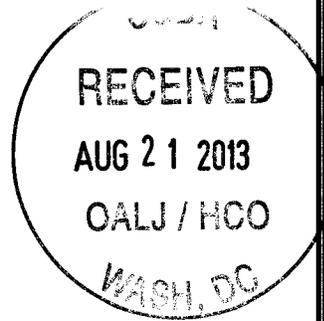


UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re: Ronald L. Lemons,) P. & S. Docket No. 13 -0299 and 13-0300
)
Ronald L. Lemons Livestock LLC,)
)
)
)
)
Respondents) Consent Decision and Order

This proceeding was instituted under the Packers and Stockyards Act, 1921, as amended and supplemented (7 U.S.C. § 181 et seq.) (Act), by a Complaint filed by the Deputy Administrator, Packers and Stockyards Program, Grain Inspection, Packers and Stockyards Administration, United States Department of Agriculture, alleging that Respondents Ronald L. Lemons and Ronald L. Lemons Livestock, LLC, willfully violated the Act and Regulations promulgated thereunder by the Secretary of Agriculture (9 C.F.R. § 201.1 et seq.). This consent decision is entered pursuant to the consent decision provision of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

Respondents admit the jurisdictional allegations in paragraph I of the Complaint and 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, for the purpose of settling this proceeding and for such purpose only, to the entry of this consent decision.

Complainant agrees to the entry of this consent decision.

Findings of Fact

(a) Ronald L. Lemons, respondent herein, is an individual whose business mailing address is HC 81 Box 287, Lewisburg, WV 24901.

(b) Respondent Ronald L. Lemons at all times material herein was:

1. Engaged in the business of a dealer buying and selling livestock in commerce;
2. Engaged in the business of a market agency buying livestock on a commission basis in commerce;
3. Registered with the Secretary of Agriculture as a dealer to buy and sell livestock in commerce and as a market agency to buy livestock in commerce on a commission basis;
4. Sole owner of Respondent Ronald L. Lemons Livestock LLC; and
5. Responsible for the day to day direction, management and control of Respondent Ronald L. Lemons Livestock LLC.

(c) Respondent Ronald L. Lemons Livestock LLC is a limited liability company organized under the laws of the State of West Virginia and has a business mailing address of HC 81 Box 287, Lewisburg, WV 24901.

(d) Respondent Ronald L. Lemons Livestock LLC was created on or about March 22, 2010, and since then has been:

1. Engaged in the business of a dealer buying and selling livestock in commerce;
2. Engaged in the business of a market agency buying livestock on a commission basis in commerce;
3. A dealer and a market agency within the meaning of and subject to the provisions of the Act; and
4. Not registered with the Secretary of Agriculture as a dealer to buy and sell livestock in commerce.

Conclusions

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

Order

Respondents Ronald L. Lemons and Ronald L. Lemons Livestock LLC, their successors and assigns, directly or through any corporate or other device, in connection with their operations subject to the Act, shall cease and desist from:

1. Failing to pay and failing to pay, when due, the full purchase price of livestock as required by section 409 of the Act (7 U.S.C. § 228b) and section 201.43 of the regulations (9 C.F.R. § 201.43);
2. Buying and selling livestock in commerce without being properly registered with GIPSA;
and
3. Buying and selling livestock in commerce without maintaining an adequate bond or bond equivalent.

In accordance with section 312(b) of the Act (7 U.S.C. § 213(b)), respondents are assessed, jointly and severally, a civil penalty in the amount of \$10,000 (ten thousand dollars). Respondents' payment of Ten Thousand Dollars (\$10,000.00) shall be made by checks or money orders, made payable to the Treasurer of the United States in ten (10) monthly installments of One-Thousand Dollars (\$1,000), with the first payment to be due immediately after the issuance of this Consent Decision and Order, and the following nine payments to be paid by the end of

each subsequent month. The payments shall be mailed to the following address: U.S. Bank, USDA – GIPSA, P.O. Box 790335, St. Louis, Missouri 63179-0335.

This Order shall have the same force and effect as if entered after a full hearing. The provisions of this Order shall become final and effective on the sixth day after service of this consent decision and order on Respondent.

Copies of this decision shall be served upon the parties.

[REDACTED]

Ronald L. Lemons
Respondent

[REDACTED]

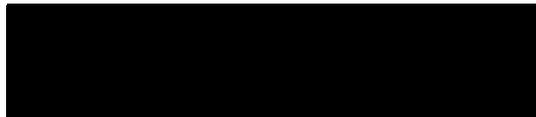
Ronald L. Lemons Livestock LLC
By: Ronald L. Lemons -- Owner/Manager
Respondent

[REDACTED]

Krishna G. Ramaraju
Attorney for Complainant

Done at Washington, D.C.

this 21ST day of August, 2013



PETER M. DAVENPORT
Administrative Law Judge

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HC 81
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LEWISBURG, WV 24901