

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:

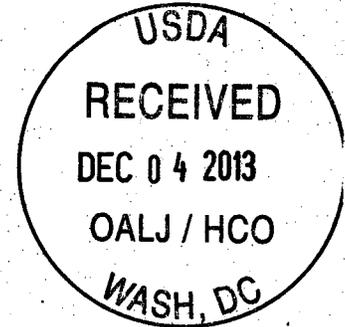
Randy T. Young, d/b/a
D & R Stables of Sparta,

Respondent

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Docket No. 13-0229

Consent Decision
and Order



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 Randy T. Young, doing business as D & R Stables of Sparta, 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. Respondent Randy T. Young is an individual whose mailing address is 659 N. Spring Street, Sparta, TN 38583.

2. On or about May 21, 2011, respondent showed or exhibited the horse known as "Man of Fortune" as entry number 40, class number 28 at the 27th Annual Smoky Mountain Classic Horse Show in Harriman, Tennessee.

3. On or about May 21, 2011, respondent entered for the purpose of showing or exhibiting the horse known as "Man of Fortune" as entry number 40, class number 28 at the 27th Annual Smoky Mountain Classic Horse Show in Harriman, Tennessee.

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 is disqualified for eight (8) months 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 is assessed a civil penalty of one thousand, one hundred dollars (\$1,100.00).

3. If the civil penalty is not paid in full at the conclusion of the eight month disqualification, respondent will remain disqualified until the civil penalty is paid in full.

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



Randy T. Young
Respondent



Ciarra Toomey
Attorney for Complainant

Done at Washington, D.C.
this 4 day of December, 2013



Administrative Law Judge

Jill S. CLIFTON