

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re:

Kemp Martin,

Respondent.

)
) [HPA]
) Docket No. 13-0026
)
)

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 admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations in the complaint, 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

Respondent Kemp Martin is an individual who currently resides in Owenton, Kentucky.

Conclusions

Respondent Kemp Martin, having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, such decision will be entered.

Order

Respondent Kemp Martin is disqualified for an uninterrupted period of one year beginning on May 19, 2014, 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. he participating agrees to the entry of this decision as 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.

This consent disposes of all claims under the HPA against the Respondent, up to and including April 30, 2014, including, but not limited to, any claims pertaining to the July 13, 2013 Owen County 4-H Fair and Horse Show and the horse "Armed Secret".

Copies of this decision shall be served upon the parties.

[Redacted signature]

Kemp Martin
Respondent

[Redacted signature]

Brian T. Hill
Attorney for Complainant

Done at Washington, D.C.
this 2 day of June, 2014

[Redacted signature]

Administrative Law Judge

Jill S. Clifton