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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

| | | |
|--|---|-------------------------|
| In re: |) | HPA Docket 17-0196 |
| |) | HPA Docket 17-0197 |
| ALIAS FAMILY INVESTMENTS, LLC, |) | HPA Docket 17-0199 |
| a Mississippi limited liability company; |) | HPA Docket 17-0201 |
| MARGARET ANNE ALIAS, an individual; |) | HPA Docket 17-0202 |
| TAMMY BARCLAY, an individual; |) | HPA Docket 17-0203 |
| NOEL BOTSCH, an individual; |) | HPA Docket 17-0205 |
| LYNSEY DENNEY, an individual; |) | HPA Docket 17-0206 |
| MIKKI ELDRIDGE, an individual; |) | HPA Docket 17-0208 |
| JEFFREY GREEN, an individual; |) | HPA Docket 17-0209 |
| WILLIAM TY IRBY, an individual; |) | HPA Docket 17-0210 |
| JOYCE MEADOWS, an individual; |) | |
| JOYCE H. MYERS, an individual; and |) | |
| LIBBY STEPHENS, an individual, |) | CONSENT DECISION AND |
| |) | ORDER AS TO |
| Respondents. |) | RESPONDENT ALIAS |
| |) | FAMILY INVESTMENTS, LLC |

This proceeding was instituted under the Horse Protection Act (15 U.S.C. § 1821 *et seq.*)(HPA or Act), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture (APHIS), on February 3, 2017, alleging that the respondents violated the Act.

Respondent Alias Family Investments, LLC, admits the jurisdictional allegations in the complaint, specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, and waives oral hearing and further procedure. The parties consent and agree to the entry of this decision for the purpose of settling this proceeding as to respondent Alias Family Investments, LLC, and resolving any and all other alleged or potential violations of the Act by Alias Family Investments, LLC, occurring up to and including September 2, 2017. 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).

Findings of Fact

1. Respondent Alias Family Investments, LLC, is a Mississippi limited liability company, and at all times mentioned herein was a "person" and an "exhibitor," as those terms are defined in the regulations promulgated under the Act (9 C.F.R. Parts 11 and 12).

2. On or about September 3, 2016, respondent Alias Family Investments, LLC, allowed the entry of a horse it owned (Our Commander in Chief), for the purpose of showing the horse, in class 187 in a horse show in Shelbyville, Tennessee.

Conclusion of Law

Respondent Alias Family Investments, LLC, having admitted the findings of fact set forth above, and the parties having agreed to the entry of this decision, such decision will be entered.

Order

1. Respondent Alias Family Investments, LLC, is disqualified for four months, either (initial one):

_____ beginning September 4, 2017, and ending January 3, 2018, or

MMA CRC beginning January 1, 2018, and ending April 30, 2018,

from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, or other device, and from judging, managing or otherwise participating¹ in any horse show, horse exhibition, or horse sale or auction, directly or indirectly through any agent, employee, or other device.

¹"Participating" means engaging in any activity beyond that of a spectator in connection with a horse show, horse exhibition, or horse sale or auction, 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 Alias Family Investments, LLC, is assessed a civil penalty of \$550, which shall be paid by October 1, 2017, by check made payable to USDA/APHIS, indicating that the payment is in reference to HPA Docket No. 17-0196, and sent to:

USDA, APHIS, MISCELLANEOUS
P.O. Box 979043
St. Louis, Missouri 63197-9000


The provisions of this order shall become final and effective as of September 4, 2017. This order may be executed in counterparts. Copies of this decision shall be served upon the parties.

ALIAS FAMILY INVESTMENTS, INC.
a Mississippi limited liability company
Respondent


By

Its

Managing Member


Colleen A. Carroll
Attorney for Complainant

Done at Washington, D.C.,
this 6th day of September 2017


Channing D. Strother
Administrative Law Judge

CERTIFICATE OF SERVICE

Respondents

Alias Family Investments, LLC
Margaret Anne Alias
Tammy Barclay
Noel Botsch
Lynsey Denney
Mikki Eldridge
Jeffrey Green
William Ty Irby
Joyce Meadows
Joyce H. Myers
Libby Stephens

Docket Numbers

17-0196
17-0197
17-0199
17-0201
17-0202
17-0203
17-0205
17-0206
17-0208
17-0209
17-0210

Having personal knowledge of the foregoing, I declare under penalty of perjury that the information herein is true and correct and this is to certify that a copy of the CONSENT DECISION AND ORDER AS TO RESPONDENT ALIAS FAMILY INVESTMENTS, LLC and CONSENT DECISION AND ORDER AS TO RESPONDENT MARGARET ANNE ALIAS has been furnished and was served upon the following parties on September 7, 2017 by the following:

USDA OGC - Electronic Mail

Colleen Carroll, OGC

Colleen.Carroll@ogc.usda.gov

Ada Quick, OGC

Ada.Quick@ogc.usda.gov

USDA (APHIS) - Electronic Mail

IESLegals@aphis.usda.gov

Ac.rss.mailbox@aphis.usda.gov


Respondents – Certified / Electronic Mail

Alias Family Investments, LLC

Margaret Anne Alias

(b) (6)

Respectfully Submitted,



Caroline Hill, Assistant Hearing Clerk
USDA/Office of Administrative Law Judges
Hearing Clerk's Office, Rm. 1031-S
1400 Independence Ave., SW
Washington, DC 20250-9203

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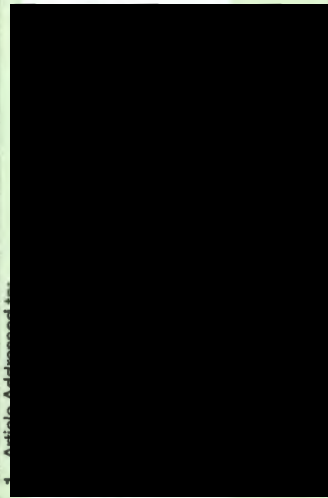
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PS Form 3800, August 2006

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Consent Decision
17-0196 40rder

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