

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)
)
Jeffery L. Gorr, Sr.,) Docket No. 20-J-0040
)
)
Respondent) **Consent Decision**
)

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 of the Fair Trade Practices Program, Agricultural Marketing Service, United States Department of Agriculture, which alleged that multiple Respondents, including Jeffery L. Gorr, Sr., willfully violated the Act. This decision is entered pursuant to the consent decision provisions of the Rules of Practice Governing Formal Adjudicatory Administrative Proceedings Instituted by the Secretary Under Various Statutes applicable to this proceeding (7 C.F.R. § 1.138).

Respondent admits the jurisdictional allegations in paragraph I of the Complaint and specifically admits that the Secretary has jurisdiction in this matter. Respondent neither admits nor denies the remaining allegations, waives oral hearing and further procedure, waives all rights to seek judicial review and otherwise challenge or contest the validity of this Consent Decision, including waiving challenges to the Administrative Law Judge's authority to enter this Consent Decision under the Administrative Procedure Act and the Constitution of the United States, and waives any action against the United States Department of

Agriculture under the Equal Access to Justice Act of 1980 (5 U.S.C. § 504 et seq.) for fees and other expenses incurred by respondents in connection with this proceeding or any action against any USDA employee in their individual capacity, and consents and agrees, 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 decision.

Findings of Fact

1. Jeffery L. Gorr, Sr., (Gorr) is an individual, whose business and home address is in (b) (6) and the address is separately provided to the Hearing Clerk to protect his personally identifiable information.

2. Gorr, at all times material to this Consent Decision is:

(a) Engaged in the business of a dealer, buying and selling livestock in commerce for his own account or the account of others;

(b) Engaged in the business of a market agency, buying livestock on a commission basis;

(c) Registered with the Secretary of Agriculture as a dealer to buy and sell livestock for his own account.

(d) Registered with the Secretary of Agriculture as a market agency buying on commission.

Conclusions

Respondent having admitted the jurisdictional facts and the parties

having agreed to the entry of this decision, such decision will be entered.

Order

Respondent, and his agents and employees, directly or indirectly through any corporate or other device, shall cease and desist from failing to conduct buying operations in competition with, and independent of, other packers and dealers that are similarly engaged in the buying of livestock as set forth in Section 201.70 of the regulations (9 C.F.R. 201.70).

In accordance with section 312(b) of the Act (7 U.S.C. § 213(b)), Respondent is assessed a civil penalty in the amount of seven thousand dollars (\$7,000). The provisions of this order shall become final and effective on issuance.

Copies of this decision shall be served upon the parties.

Done at Washington, D.C.

this 21st day of June, 2021



Administrative Law Judge

Jeffery L. Gorr, Sr.
Respondent

Jara Settles
Attorney for Respondent

Jonathan Gordy
Attorney for Complainant

agreed to the entry of this decision, such decision will be entered.

Order

Respondent, and his agents and employees, directly or indirectly through any corporate or other device, shall cease and desist from failing to conduct buying operations in competition with, and independent of, other packers and dealers that are similarly engaged in the buying of livestock as set forth in Section 201.70 of the regulations (9 C.F.R. 201.70).

In accordance with section 312(b) of the Act (7 U.S.C. § 213(b)), Respondent is assessed a civil penalty in the amount of seven thousand dollars (\$7,000). The provisions of this order shall become final and effective on issuance.

Copies of this decision shall be served upon the parties.

Done at Washington, D.C.

this 10 day of June, 2021

Administrative Law Judge

[Redacted signature area]

Jeffery L. Gorr, Sr.
Respondent

[Redacted signature area]

Jara Settles
Attorney for Respondent

JONATHAN
GORDY

Jonathan Gordy
Attorney for Complainant

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