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UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re: JACKIE BARRON; SHEA SPROLES; and GARY SPROLES, Respondents.	HPA Docket No. 16-0070 HPA Docket No. 16-0072 HPA Docket No. 16-0074
In re: JACKIE BARRON, an individual; and SHEA MCKENZIE SPROLES, an individual, Respondents.	HPA Docket No. 17-0032 HPA Docket No. 17-0033 CONSENT DECISION AND ORDER AS TO JACKIE BARRON

These consolidated proceedings were instituted under the Horse Protection Act, as amended (15 U.S.C. § 1821 et seq.)(HPA or Act), by complaints filed by the Administrator of the Animal and Plant Health Inspection Service, United States Department of Agriculture (APHIS), on March 1, 2016, and December 23, 2016, respectively, alleging that the respondents violated the Act. This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to these proceedings (7 C.F.R. § 1.138).

Respondent Jackie Barron admits the jurisdictional allegations as to him, 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 Jackie Barron, and resolving any and all other alleged or potential violations of the Act by him occurring up to and including September 2, 2018. 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).

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Findings of Fact

1. Respondent Jackie Barron is an individual residing in [redacted], and at all times mentioned herein was a "person" and an "exhibitor," as those terms are defined in the regulations issued pursuant to the Act (9 C.F.R. § 11.1 et seq.).

2. On or about May 17, 2013, respondent Jackie Barron entered a horse (Liar Liar) for showing in class 22 in a horse show in Harriman, Tennessee.

3. On or about June 21, 2013, respondent Jackie Barron entered a horse (Black Gin's Hot Stuff) for showing in class 10 in a horse show in Gray, Tennessee.

4. On or about August 28, 2016, respondent Jackie Barron entered a horse (Liar Liar) for showing in class 88 in a horse show in Shelbyville, Tennessee.

Conclusions of Law

Respondent Jackie Barron, 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 Jackie Barron is assessed a civil penalty of $1,100, to be paid by [redacted] December ~~November~~ 1, 2018, by check made payable to USDA/APHIS, indicating that the payment is in reference to HPA Docket No. 16-0070, and sent to:

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

2. Respondent Jackie Barron is disqualified for eighteen months, beginning November 1, 2018, and ending April 30, 2020, 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, directly or

indirectly through any agent, employee, or other device.[1]

The provisions of this order shall become effective immediately. Copies of this decision shall be served upon the parties.

[redacted]

Jackie Barron
Respondent

[redacted]

Thomas B. Kakassy
Attorney for Respondent

[redacted]

Colleen A. Carroll
Attorney for Complainant

Done at Washington, D.C.,
this 20 day of November 2018

[redacted]

Channing D. Strother
Chief Administrative Law Judge

[1]"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.