

UNITED STATES DEPARTMENT OF AGRICULTURE  
BEFORE THE SECRETARY OF AGRICULTURE

In re: ) HPA Docket No. 17- 0110  
Larry Harrell, an individual, )  
Respondent. )

REC'D - USDA/OALJ/OHC  
2020 JUL 21 AM 11:25

AMENDED CONSENT DECISION AND ORDER

The Consent Decision and Order issued on March 21, 2019 is amended by changing the disqualification dates for respondent Larry Harrell, an individual, as provided for in this Order.

This proceeding was instituted under the Horse Protection Act, 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 (USDA), on January 10, 2017, alleging that the respondent violated the Act.

Larry Harrell admits the jurisdictional allegations in the complaint as to him, specifically admits that the Secretary has jurisdiction in this matter, 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 Larry Harrell, 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).

Findings of Fact

1. Respondent Larry Harrell, an individual, whose address is being withheld due to privacy concerns, is 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 August 25, 2016, respondent Larry Harrell entered a horse (A Big Time Delight) for showing in class 26A in a horse show in Shelbyville, Tennessee.

3. On or about August 26, 2016, respondent Larry Harrell entered a horse (Pusher’s Redemption) for showing in class 52 in a horse show in Shelbyville, Tennessee.

#### Conclusion of Law

Respondent Larry Harrell, 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

Respondent Larry Harrell is disqualified for three years, beginning June 1, 2021, and ending May 31, 2024, from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, or other device, and from judging, managing or otherwise participating<sup>1</sup> in any horse show, horse exhibition, or horse sale or auction, directly or indirectly through any agent, employee, or other device.

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<sup>1</sup> “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.

The provisions of this order shall become final and effective on the date the order is issued by the judge. This order may be executed in counterparts. Copies of this decision shall be served upon the parties.

  
Larry Harrell  
Respondent

  
Tracey Manoff  
Attorney for Complainant

Done at Washington, D.C.

this 21 day of JULY 2020

  
Jill S. Clifton  
Administrative Law Judge