



UNITED STATES DEPARTMENT OF AGRICULTURE
 BEFORE THE SECRETARY OF AGRICULTURE

In re:)	HPA Docket No. 00-0014
)	
Steve Dunn,)	
Jada R. Floyd,)	
Michael R. Floyd,)	Consent Decision and Order
)	as to Michael R. Floyd
Respondents)	and Jada R. Floyd

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 respondents 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).

Respondents Jada Floyd and Michael Floyd admit the jurisdictional allegations in paragraph I of the complaint and specifically admit that the Secretary has jurisdiction in this matter, neither admit nor deny the remaining allegations, waive oral hearing and further procedure, and consent and agree, 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

A. Respondents Jada Floyd and Michael Floyd are individuals whose mailing address

was 202 North Cayce Lane, Columbia, Tennessee 38401, during all times mentioned herein.

B. Respondents Jada Floyd and Michael Floyd were owners or co-owners of the horse known as "Make My Day Jubilee", at all times mentioned herein.

C. On February 5, 2000, respondent Jada Floyd offered "Make My Day Jubilee" for sale at the Tattersalls Sale as entry number 1020.

D. On February 5, 2000, respondent Michael Floyd allowed Jada Floyd to offer "Make My Day Jubilee" for sale at the Tattersalls Sale as entry number 1020.

Conclusions

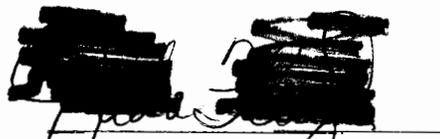
The respondent having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, such decision will be entered.

Order

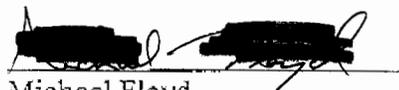
1. Respondent Michael Floyd is assessed a civil penalty of \$500.00, which shall be paid by a certified check or money order made payable to the Treasurer of the United States, by January 17, 2005.

2. Respondent Michael Floyd is disqualified for an uninterrupted period of 3 months, and respondent Jada Floyd for an uninterrupted period of 6 months 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. "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.. Jurisdiction is retained for the limited purpose of enforcement of this paragraph.

This order shall become effective on January 12, 2005. Copies of this decision shall be served upon the parties.


Jada Floyd
Respondent


Brenda S. Bramlett
Attorney for Respondents


Michael Floyd
Respondent


Brian T. Hill
Attorney for Complainant

Done at Washington, D.C.
this 28th day of January, 2005


Administrative Law Judge