

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

| | | |
|---------------|---|-------------------------|
| In re: |) | A.Q. Docket No. 03-0003 |
| |) | |
| Jozset Mokos, |) | |
| |) | |
| Respondent |) | |

ORDER

A Complaint was issued in this matter on November 18, 2002 by the Administrator of the Animal Plant and Health Inspection Service (APHIS) of USDA, alleging that Respondent illegally imported five kilograms of pork salami from Hungary on or about September 3, 2000. Respondent filed a timely Answer stating that the salami was less than one kilogram in weight and that the inspector threw the salami away. The matter languished for fourteen months until the Hearing Clerk notified counsel for Complainant that the case had been inactive since the filing of the Answer. A mere four months later, Complainant filed a Motion to set the case for a hearing.

While Respondent is required to notify the Hearing Clerk of address changes, he did not do so in this matter. Counsel for Complainant indicated to my secretary, Diane Green, that he had no current address or phone number for Respondent. I then spent approximately two minutes conducting an Internet search, which turned up Respondent's address and telephone number. When Ms. Green contacted Respondent by telephone on

August 24 to discuss setting up a hearing, Respondent hung up on her. When she immediately called him back, he hung up on her again.

By this Order, I am directing both Complainant and Respondent to attempt to contact each other and discuss whether there is a way to resolve this case expeditiously. For the convenience of the parties I note that counsel for Complainant, James Booth, may be reached at (202) 720-3461, and that Respondent may be reached at (954) 563-0880. I also note that the current address I have for Respondent is 332 NW 40th Ct, Oakland Park, FL 33309-5136, and direct that the Hearing Clerk note this address in the official file in this matter.

If the parties are unable to resolve this matter, I direct them to submit an agreed upon hearing date and location or to submit appropriate motions within 30 days after receiving service of this Order.

MARC R. HILLSON
Chief Administrative Law Judge

August 25, 2004