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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:)	Docket No. 15-0082
)	
Clearwater Kennel, Inc.,)	
)	
Respondent.)	Consent Decision and Order

This proceeding was instituted under the Animal Welfare Act ("Act"), as amended (15 U.S.C. §§ 1821-1831), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that Clearwater Kennel, Inc. ("Respondent") willfully violated the Act and the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). 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).

Respondent admits the jurisdictional allegations in paragraph I of the complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedure, and consents and agrees, 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

1. Respondent is a corporation whose registered agent for service is Wanda Kretzman, with a mailing address in Cushing, Minnesota.
2. At all times relevant, respondent was licensed and acting as a Class B Dealer, as that term is defined in the Act and the regulations.

Conclusions

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

Order

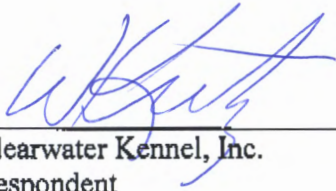
1. Respondent, its agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the regulations issued thereunder.

2. Respondent is assessed a civil penalty of \$26,929, which is immediately due and payable.

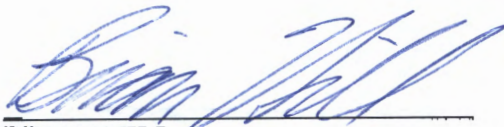
3. Respondent's license has been surrendered to APHIS prior to the signing of this consent and Respondent agrees that it will not and cannot seek licensure under the Act prior to June 1, 2016. Even after such date, Respondent's bar from licensure shall continue to remain in effect until Respondent has both demonstrated full compliance with the Act and paid the assessed civil penalty.

This order shall have the same effect as if entered after a full hearing and shall become effective on the first day after service of this decision on the respondent.

Copies of this decision shall be served upon the parties.



Clearwater Kennel, Inc.
Respondent

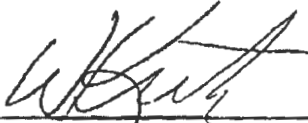


BRIAN HILL
Attorney for Complainant

Done at Washington, D.C.
this ____ day of _____, 2016

Administrative Law Judge

Copies of this decision shall be served upon the parties.

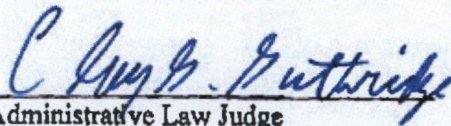


Clearwater Kennel, Inc.
Respondent



BRIAN HILL
Attorney for Complainant

Done at Washington, D.C.
this 11th day of March, 2016



Administrative Law Judge