

2017 JUL 31 AM 8:33

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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)	HPA Docket 15-0021
)	
E. LINCOLN "LINK" WEBB,)	
an individual,)	
)	
Respondent.)	
<hr/>		
In re:)	HPA Docket 16-0018
)	
LINCOLN WEBB, an individual)	
)	
Respondent.)	
<hr/>		
)	CONSENT DECISION AND ORDER

These proceedings were instituted under the Horse Protection Act (15 U.S.C. § 1821 *et seq.*)(HPA or Act), by complaints filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture (APHIS), on October 31, 2014, and October 22, 2015, respectively, alleging that the respondent 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).

Respondent admits the jurisdictional allegations in the complaints, 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 these proceedings and resolving any and all other alleged or potential violations of the Act occurring up to and including July 27, 2017.

Findings of Fact

1. Respondent Lincoln Webb, also known as "Link" Webb, is an individual whose business address is in Tennessee. Mr. Webb's legal name is Lincoln Eugene Webb. At all

times mentioned herein, Mr. Webb 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 26, 2012, respondent showed a horse (Splashing at the Ritz) in class 91B in a horse show in Shelbyville, Tennessee.

3. On or about October 25, 2013, respondent showed a horse (Wee Wee Man) in class 4 in a horse show in Clemson, South Carolina.

4. On or about August 27, 2014, respondent entered a horse (Push to Win) for showing in class 131B in a horse show in Shelbyville, Tennessee.

Conclusion of Law

Respondent 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 is disqualified for two years, beginning September 4, 2017, and ending September 3, 2019, from showing, exhibiting, or entering any horse, directly or indirectly through any agent, employee, or other device, and from judging, managing or otherwise participating¹ in any horse show, horse exhibition, or horse sale or auction, directly or indirectly through any agent, employee, or other device.

2. Respondent is assessed a civil penalty of \$4,000, which shall be paid by September 4, 2018, by check (or checks) made payable to USDA/APHIS, indicating that the payment is in


¹"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.

reference to HPA Dockets Nos. 15-0021 and 16-0018, and sent to:

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


The provisions of this order shall become final and effective on July 27, 2017. This order may be executed in counterparts. Copies of this decision shall be served upon the parties.

Lincoln Webb
Respondent


Thomas B. Kakassy
Attorney for Respondent

Colleen A. Carroll
Attorney for Complainant

Done at Washington, D.C.,
this 28 day of July 2017


Jill S. Clifton
Administrative Law Judge

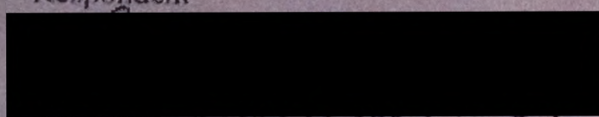
Note: I sign all 3 counterparts, one page contains Lincoln Webb's signature; one page contains his Attorney's signature; one page contains APHIS's Attorney's signature.


July 28, 2017

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

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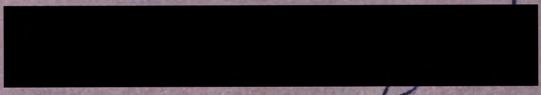
Lincoln Webb
Respondent



Colleen A. Carroll
Attorney for Complainant

Thomas B. Kakassy
Attorney for Respondent

Done at Washington, D.C.,
this 28 day of July ~~2017~~ 2017



Jil S. Clifton
Administrative Law Judge

SM.OHA.HearingClerks

USDA
OALJ/OHC

From: Clifton, Jill - OHA-OALJ, Washington, DC
Sent: Friday, July 28, 2017 5:13 PM
To: SM.OHA.HearingClerks; Leach-Carlos, Renee - OHA-OALJ, Washington, DC; Bynum-Wimbley, Aiesha - OHA-OALJ, Washington, DC
Cc: Carroll, Colleen - OGC; Thomas Kakassy; Amy Choate; Kennedy, Marilyn - OHA-OALJ, Washington, DC
Subject: 16-0018 HPA Webb & 15-0021 HPA Webb
Attachments: Scan Webb Hearing Cancellation_1.pdf; Scan Webb Consent Decision_1.pdf

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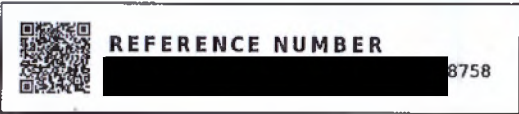
Dear Hearing Clerk:

Two documents I issued are attached to be FILED:

- (1) Hearing Cancellation
- (2) Consent Decision and Order

Thank you, Jill S. Clifton U.S. Administrative Law Judge

citrix
RightSignature
SIGNATURE CERTIFICATE



TRANSACTION DETAILS

Reference Number [REDACTED] 8758
Transaction Type
Signature Request
Sent At
07/28/2017 11:52:09 AM EDT
Executed At
07/28/2017 1:46:31 PM EDT
Identity Method
email
Distribution Method
email
Signed Checksum [REDACTED]
Signer Sequence [REDACTED]
Disabled
Document Passcode
Disabled

DOCUMENT DETAILS

Document Name
Webb Final Consent Decision And Order
Filename
webb_final_consent_decision_and_order.pdf
Pages
3 pages
Content Type
application/pdf
File Size
62.9 KB
Original Checksum [REDACTED]

SIGNERS

SIGNER

Name
Lincoln Webb
Email
(b) (6)
Components
1

E-SIGNATURE

Status
signed
Multi-factor Digital Fingerprint Checksum [REDACTED]
IP Address
[REDACTED]
Device
Mobile Safari via iOS
Drawn Signature
[REDACTED]
Signature Reference ID
894CD827
Signature Biometric Count
251

EVENTS

Viewed At
07/28/2017 1:45:49 PM EDT
Identity Authenticated At
07/28/2017 1:46:31 PM EDT
Signed At
07/28/2017 1:46:31 PM EDT

AUDITS

TIMESTAMP

07/28/2017 1:46:00 PM EDT
07/28/2017 1:46:00 PM EDT
07/28/2017 1:45:00 PM EDT
07/28/2017 1:45:00 PM EDT
07/28/2017 1:44:00 PM EDT
07/28/2017 12:16:00 PM EDT
07/28/2017 12:14:00 PM EDT
07/28/2017 11:52:00 AM EDT
07/28/2017 11:52:00 AM EDT

AUDIT

Lincoln Webb (b) (6) signed the document on Mobile Safari via iOS from [REDACTED]
Lincoln Webb (b) (6) authenticated via email on Mobile Safari via iOS from [REDACTED]
Lincoln Webb (b) (6) viewed the document on Mobile Safari via iOS from [REDACTED]
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Lincoln Webb (v) (v) viewed the document on Mobile Safari via iOS from [REDACTED]
Lincoln Webb (b) (6) was emailed a link to sign.
Amy Choate (b) (6) created document 'webb_final_consent_decision_and_order.pdf' on Chrome via Windows from [REDACTED]

Done at Washington, D.C.,
this 28 day of July, 2017

[REDACTED]
Jill S. Clifton
Administrative Law Judge



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Signer Sequencing
 Disabled

Document Passcode
 Disabled

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Pages
 3 pages

Content Type
 application/pdf

File Size
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Original Checksum
 [REDACTED]

SIGNERS

SIGNER	E-SIGNATURE	EVENTS
Name Lincoln Webb Email (b) (6) Components 1	Status signed Multi-factor Digital Fingerprint Checksum [REDACTED] IP Address [REDACTED] Mobile Safari via iOS Drawn Signature [REDACTED] Signature Reference ID 894CD827 Signature Biometric Count 251	Viewed At 07/28/2017 1:45:49 PM EDT Identity Authenticated At 07/28/2017 1:46:31 PM EDT Signed At 07/28/2017 1:46:31 PM EDT

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