

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

2017 JAN 31 PM 1:45

In re:)	AVA Docket No.	16-0010
)		
JEFFERY W. ASH, an individual doing)		
business as ASHVILLE GAME FARM,)		
)	CONSENT DECISION	
Respondent.)	AND ORDER	

RECEIVED

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.)(AWA or Act), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture (APHIS), on October 20, 2015, alleging that the respondent willfully violated the Act and the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.)(Regulations and Standards). 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 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, to the entry of this decision. The complainant agrees to the entry of this decision.

Findings of Facts

1. At all times mentioned in the complaint, Respondent Jeffery W. Ash was an individual doing business as Ashville Game Farm, and whose business mailing address was [REDACTED]. Respondent Ash held AWA license 21-C-0359 from approximately April 2010 until November 18, 2012, when an order of the Secretary of

Agriculture terminating that license became final and effective. On April 16, 2014, AWA license 21-C-0359 was revoked by order of the Secretary of Agriculture.

Conclusions of Law

Respondent having admitted the findings and conclusions set forth above, and the parties having agreed to the entry of this decision, such decision will be entered.

Order

1. Respondent, his 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 and Standards issued thereunder.

2. Respondent is assessed a civil penalty of \$3,750 payable to USDA, APHIS. Within ten (10) days from the effective date of this order, Respondent shall send a certified check or money order in the amount of three thousand seven hundred and fifty dollars (\$3,750.00), payable to USDA, APHIS to USDA APHIS Miscellaneous, P.O. Box 579043, St. Louis, Missouri, 63197-9000. The certified check or money order shall include the docket number of these proceedings, namely Docket No. 16-0010.

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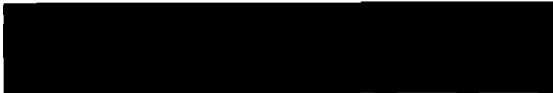
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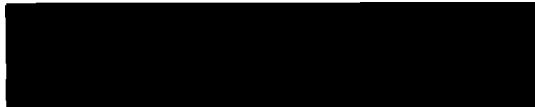
The provisions of this order shall become effective immediately. Copies of this decision shall be served upon the parties.

JEFFERY W. ASH, an individual doing business as ASHVILLE GAME FARM

Respondent



ROBERT WINN
Attorney for Respondent



~~COLLEEN CARROLL~~
RUPA CHILUKURI
Attorneys for Complainant



Done at Washington, D.C.,

this 31st day of January 2017



Channing Strother
Administrative Law Judge