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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)	
)	
Mary Elizabeth Davis,)	Docket No. 14-0019 (HPA)
)	
Respondent)	Consent Decision and Order

This proceeding was instituted under the Horse Protection Act ("Act"), as amended (15 U.S.C. § 1821 et seq.), by a complaint filed November 4, 2013, alleging that the Respondent Mary Elizabeth Davis 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).

The Respondent Mary Elizabeth Davis admits the jurisdictional allegations in paragraph 1 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 Mary Elizabeth Davis is an individual whose mailing address is not provided to protect her privacy. At all times mentioned herein said respondent was the owner of the horse known as "The Prime Suspect."
2. On August 30, 2012, Respondent Mary Elizabeth Davis entered for the purpose of showing or exhibiting the horse known as "The Prime Suspect" as entry number 921 in class number 143, at the 74th Annual Tennessee Walking Horse National Celebration in Shelbyville, TN.

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 Mary Elizabeth Davis is disqualified for a period of eight 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. The period of disqualification shall begin on April 3, 2016 and end on December 3, 2016. "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 a horse show, horse exhibition, or horse sale or auction.

2. The Respondent shall sign this consent decision and order and send the signed original to U.S. Department of Agriculture, Office of the General Counsel, Attn: Darlene Bolinger, Room 2343 South Building, 1400 Independence Avenue, S.W., Washington, D.C. 20250-1400.

This decision and order shall become final and effective on the date on which it is signed and issued by an Administrative Law Judge and this order shall have the same effect as if entered after a full hearing.

Copies of this decision shall be served upon the parties.



MARY ELIZABETH DAVIS
Respondent



BRENDA S. BRAMLETT
Attorney for Respondent



JONATHAN GORDY
DARLENE M. BOLINGER
FRANK MARTIN
BRIAN HILL
Attorneys for Complainant

Done at Washington, D.C.

this 17th day of May, 2016



Jill S. Clifton
JILL S. CLIFTON
Administrative Law Judge