

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)	AWA Docket No. 00-0032
)	
Bridgeport Nature Center, Inc.,)	
Heidi M. Berry Riggs, and)	
James Lee Riggs, d/b/a)	Order Denying Administrator's
Great Cats of the World,)	Motion to Rescind Order
)	Denying the Administrator's
Respondents)	Request for Extension of Time

On September 30, 2010, the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture [hereinafter the Administrator], filed a motion requesting that I rescind my September 9, 2010, Order Denying the Administrator's Request for Extension of Time.

I issued the September 9, 2010, order in response to the Administrator's fifth request for an extension of time within which to file an appeal petition. I had granted the Administrator's four previous requests to extend the time for filing an appeal petition; thereby, providing the Administrator 105 days within which to file an appeal petition. Moreover, in my order granting the Administrator's fourth request to extend the time within which to file an appeal petition, I warned the Administrator that I was not likely to grant a fifth request for an extension of time, as follows:

The Administrator has been granted three previous extensions of time within which to file an appeal petition and has had more than 3 months within which to file an appeal petition. I grant this fourth request for an extension of time, but forewarn the Administrator that, barring extraordinary circumstances, I will not grant any additional request for an extension of time within which to file an appeal petition.

The Administrator has presented no good reason for the inability to file an appeal petition within 105 days and no basis for my rescinding the September 9, 2010, Order Denying the Administrator's Request for Extension of Time. The September 14, 2010, Order Denying Late Appeal Regarding James Lee Riggs brings to a close the instant proceeding, which the Administrator instituted more than 10 years 4 months ago.

Done at Washington, DC

October 4, 2010

William G. Jenson
Judicial Officer