

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:) HPA Docket No. 16-0026
)
Rocky Roy McCoy,)
)
Respondent) **Stay Order**

I issued *McCoy*, HPA Docket No. 16-0026, 2016 WL 3434032 (June 2, 2016), in which I: (1) assessed Mr. McCoy a \$2,200 civil penalty; and (2) disqualified Mr. McCoy from showing, exhibiting, or entering any horse and from judging, managing, or otherwise participating in any horse show, horse exhibition, horse sale, or horse auction. On July 26, 2016, Mr. McCoy filed Respondent's Motion for Stay Pending Appeal [Motion for Stay] seeking a stay of the Order in *McCoy*, HPA Docket No. 16-0026, 2016 WL 3434032 (June 2, 2016), pending the outcome of proceedings for judicial review. On July 26, 2016, Mr. Buren W. Kidd, counsel for the complainant in this proceeding, Kevin Shea, Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture [Administrator], by telephone, informed me that the Administrator has no objection to Mr. McCoy's Motion for Stay.

Mr. McCoy's Motion for Stay is therefore granted, and, in accordance with 5 U.S.C. § 705, the Order in *McCoy*, HPA Docket No. 16-0026, 2016 WL 3434032 (June 2, 2016), is stayed.

For the foregoing reasons, the following Order is issued.

ORDER

The Order in *McCoy*, HPA Docket No. 16-0026, 2016 WL 3434032 (June 2, 2016), is stayed pending the outcome of proceedings for judicial review. This Stay Order shall remain effective until lifted by the Judicial Officer or vacated by a court of competent jurisdiction.

Done at Washington, DC

July 27, 2016

William G. Jenson
Judicial Officer