

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:) HPA Docket No. 03-0005
)
Chad Way, an individual, and)
Chad Way Stables, Inc.,)
a Tennessee corporation,)
)
Respondents) **Stay Order**

On April 11, 2005, I issued a Decision and Order: (1) concluding Chad Way and Chad Way Stables, Inc. [hereinafter Respondents], violated the Horse Protection Act of 1970, as amended (15 U.S.C. §§ 1821-1831) [hereinafter the Horse Protection Act], and regulations issued under the Horse Protection Act (9 C.F.R. pt. 11); (2) assessing Respondents a \$4,400 civil penalty; and (3) disqualifying Respondents for 2 years 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.¹

On May 10, 2005, Respondents filed a petition for review of *In re Chad Way*, 64 Agric. Dec. ____ (Apr. 11, 2005), with the United States Court of Appeals for the Sixth Circuit. On May 11, 2005, Respondents filed a Motion for Order of Stay requesting a

¹*In re Chad Way*, 64 Agric. Dec. ____ (Apr. 11, 2005).

stay of the Order in *In re Chad Way*, 64 Agric. Dec. ____ (Apr. 11, 2005), pending the outcome of proceedings for judicial review.

On May 16, 2005, the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, informed the Office of the Judicial Officer, through counsel, by telephone, that he has no objection to Respondents' Motion for Order of Stay.

In accordance with 5 U.S.C. § 705, Respondents' Motion for Order of Stay is granted.

For the foregoing reasons, the following Order should be issued.

ORDER

The Order in *In re Chad Way*, 64 Agric. Dec. ____ (Apr. 11, 2005), 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

May 17, 2005

William G. Jenson
Judicial Officer