

**UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE**

In re:)	P&S Docket No. 21-J-0018
)	
Trampas Jordan,)	
)	
Appellant)	Consent Decision and Order

This proceeding was instituted under the Packers and Stockyards Act of 1921, as amended and supplemented (7 U.S.C. §§ 181 *et seq.*) (the “Act”), and the regulations promulgated thereunder by the Secretary of Agriculture (9 C.F.R. § 201.1 *et seq.*) (the “Regulations”), and the Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary Under Various Statutes (7 C.F.R. §§ 1.130 through 1.151)(“Rules of Practice”) by a Complaint filed by the Deputy Administrator of the Agricultural Marketing Service, United States Department of Agriculture (“Agency”), alleging that Trampas Jordan (“Appellant”) willfully violated the Act and Regulations. On June 16, 2021, Chief Administrative Law Judge Channing Strother issued a Decision and Order Without Hearing by Reason of Default (“Default Decision”). On July 22, 2021, Appellant submitted an appeal of the Default Decision to the Judicial Officer.

This Consent Decision and Order (“Order”) is entered pursuant to the consent decision provision of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

Appellant admits the Conclusions found in the Default Decision and waives oral hearing and further procedure, waives all rights to seek judicial review and otherwise challenge or contest the validity of this decision, including waiving challenges to the Judicial Officer’s authority to enter this Order under the Administrative Procedure Act and the Constitution of the United States, and waives any action against the United States Department of Agriculture under the Equal Access to Justice Act of 1980 (5 U.S.C. § 504 *et seq.*) for fees and other expenses

incurred by Appellant in connection with this proceeding or any action against any USDA employee in their individual capacity, and consents and agrees, for the purpose of settling this proceeding and for such purpose only, to the entry of this Order.

Complainant agrees to the entry of this Order.

Order

1. Appellant Trampas Jordan, his agents, and employees, directly or through any corporate or other device, in connection with operations subject to the Packers and Stockyards Act, shall cease and desist from engaging in the business of buying livestock in commerce without registering with the Secretary or maintaining an adequate bond or bond equivalent as required by the Act and Regulations.
2. Appellant has agreed to pay and Complainant has agreed to accept a reduced civil penalty of \$5,000.00 for the purpose of settling this proceeding. The payment shall be a check or money order payable to the United States Treasury and shall include the docket number of this proceeding in the memo line. The payment shall be sent to the following address: USDA, Fair Trade Practices Program, Packers and Stockyards Division, P.O. Box 979064, St. Louis, MO 63797-9000. This reduced civil penalty shall be paid as follows: Appellant will pay \$250 each month, due on the first day of the month beginning September 1, 2021, for twelve consecutive months ending on August 1, 2022, for a total payment of \$3,000. The remaining \$2,000 of the reduced civil penalty shall be held in abeyance for a one-year period from the signing of this Order through August 1, 2022, contingent upon Complainant maintaining both registration with the Secretary and maintaining an adequate bond or bond equivalent as required by the Act and Regulations. Should Appellant fail to maintain registration or an adequate bond or bond equivalent during this one-year period, the \$2,000 shall become immediately due and payable.

This Order shall have the same force and effect as if entered after a full hearing. The provisions of this Order shall become effective on the day after service of this Order on Appellant.

Copies of this Order shall be served upon the parties and counsel by the Hearing Clerk.

Done at Washington, D.C.


This 30th day of July, 2021

JOHN WALK Digitally signed by JOHN WALK
Date: 2021.07.30 13:48:28
-04'00'

Judicial Officer

**GRACE
WILHELM** Digitally signed by
GRACE WILHELM
Date: 2021.07.30
07:57:19 -05'00'

Grace Anne Wilhelm
Attorney for Complainant



Appellant Trampas Jordan