

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)
)
Mibo Fresh Foods, LLC,) PACA-D Docket No. 20-J-0022
)
)
Respondent.)

REC'D - USDA/OALJ/OHC
2020 AUG 18 AM 10:48

ORDER TO FILE STATUS REPORT(S)

Appearances:

Shelton S. Smallwood, Esq., with the Office of the General Counsel, United States Department of Agriculture, Washington, DC, for the Complainant, Associate Deputy Administrator, Fair Trade Practices Program, Agricultural Marketing Service ("AMS"); and

Bruce W. Akerly and Carrie R. McNair of Coppell, TX, Attorneys for Respondent, Mibo Fresh Foods, LLC.

Order issued by Judge Bobbie J. McCartney, Judicial Officer.

1. By **4:30 p.m. (Eastern) on Thursday, September 17, 2020**, if a proposed Consent Decision has not been filed with the Hearing Clerk, the parties shall file with the Hearing Clerk either a Joint Status Report or separate Status Reports, detailing any and all payments which have been made in mitigation of Respondent's PACA obligations to date, as detailed in the Default Decision and Order of February 11, 2020.

2. The parties shall deliver filings directly to the Hearing Clerk. The Hearing Clerk's information at the bottom of this Order includes the physical address, as well as the FAX number and email address. Filings must *arrive* in the Hearing Clerk's Office earlier than 4:30 p.m. (Eastern) to be stamped "Received" on the date due.

Copies of this Decision and Order shall be served by the Hearing Clerk via certified mail and regular mail, as well as by courtesy email copies, upon the parties and counsel.

Done at Washington, D.C.,
this __18th__ day of August 2020

Judge Bobbie J. McCartney Digitally signed
by Judge Bobbie
J. McCartney

Judge Bobbie J. McCartney
Judicial Officer

Hearing Clerk's Office
United States Department of Agriculture
Stop 9203, South Building, Room 1031
1400 Independence Avenue, SW
Washington, DC 20250-9203
Tel: 202-720-4443
Fax: 202-720-9776
SM.OHA.HearingClerks@USDA.GOV

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

Bruce W. Akerly
878 S. Denton Tap Rd. Ste. 100
Coppell, TX 75019



9590 9402 1389 5285 6320 82

2. Article Number (Transfer from service label)

7018 2290 0000 8607 1492

PS Form 3811, July 2015 PSN 7530-02-000-9053

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
- Addressee

B. Received by (Printed Name)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

Order to file status reports

20-JUN-22

3. Service Type

- Adult Signature
- Adult Signature Restricted Delivery
- Certified Mail®
- Certified Mail Restricted Delivery
- Collect on Delivery
- Collect on Delivery Restricted Delivery
- Insured Mail
- Insured Mail Restricted Delivery (over \$500)
- Priority Mail Express®
- Registered Mail™
- Registered Mail Restricted Delivery
- Return Receipt for Merchandise
- Signature Confirmation™
- Signature Confirmation Restricted Delivery

Domestic Return Receipt

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT OF THE RETURN ADDRESS. FOLD AT DOTTED LINE.
CERTIFIED MAIL®



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Bruce W. Akerly
878 S. Denton Tap Rd. Ste. 100
Coppell, TX 75019

Street and Apt. No., or PO Box No.
20-JUN-22

City, State, ZIP+4®

PS Form 3800, April 2015 PSN 7530-02-000-9047 See Reverse for Instructions

CERTIFICATE OF SERVICE

Mibo Fresh Foods, LLC., Respondent

Docket: 20-J-0022

Having personal knowledge of the foregoing, I declare under penalty of perjury that the information herein is true and correct and this is to certify that a copy of the ORDER TO FILE STATUS REPORT(S) has been furnished and was served upon the following parties on August 18, 2020 by the following:

USDA (OGC) - Electronic Mail

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Respectfully Submitted,



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