121 01

ce Av

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

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

## **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.

ding

Done at Washington, D.C., this \_\_18th\_\_ day of August 2020

Judge Bobbie Digitally signed by Judge Bobbie J. McCartney

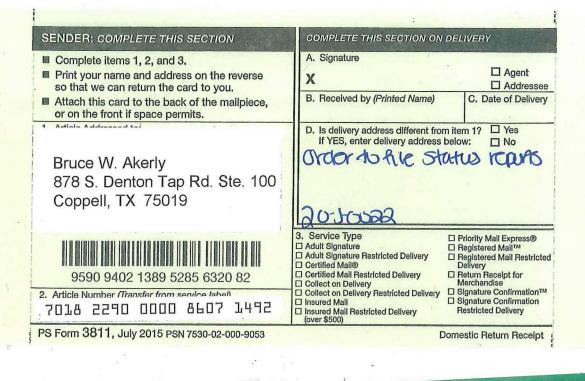
Stine

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





## **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 Shelton Smallwood, OGC Shelton.Smallwood@usda.gov Joyce McFadden, OGC Joyce.McFadden@usda.gov Carla Wagner, OGC Carla. Wagner@usda.gov

USDA (AMS) - Electronic Mail PACAInvestigations@usda.gov

Counsel for Respondent- Certified/Regular/Electronic Mail

Bruce W. Akerly 878 S. Denton Tap Rd. Ste. 100 Coppell, TX 75019 Bakerly@akerlylaw.com

Paige Yaney (Paralegal) Pyaney@akerlylaw.com

Respectfully Submitted,

Kelly Brown, Legal Assistant

USDA/Office of Administrative Law Judges Hearing Clerks' Office, Rm. 1031-S

1400 Independence Ave., SW

Washington, DC 20250-9203