

## **GIPSA Issues Another Complaint Against Harry Floyd Livestock Inc. And Harry Floyd**

WASHINGTON, Nov.23, 2004 - On Oct. 8, 2004 USDA's Grain Inspection, Packers and Stockyards Programs issued a complaint against Harry Floyd Livestock Inc. and Harry Floyd (Floyd Livestock) of Waynesboro, Tenn. Floyd Livestock is a livestock dealer and market agency and is subject to the provisions of the Packers and Stockyards Act (P&S Act) and regulations.

Previously, Dec. 6, 1991, Floyd Livestock was ordered to pay the full purchase price of livestock purchased within the time period required by the P&S Act. Additionally, Floyd Livestock was suspended as registrant for 21 days, or more, until the firm demonstrated solvency. On Aug. 27, 1992, The U.S. District Court for the Middle District of Tennessee found that Floyd Livestock had violated the administrative order by not paying for the full price of livestock purchased within the time period required by the P&S Act. Floyd Livestock was permanently enjoined from violating the December 1991 order. However, on July 16, 1996 the U.S. District Court for the Middle District of Tennessee found that Floyd Livestock had violated the Aug. 27, 1992 order and administrative order issued by the Secretary of Agriculture on December 6, 1991 by issuing insufficient funds checks. Floyd Livestock was ordered to pay a civil penalty of \$7,500 in installments and permanently enjoined from violating the previous orders.

GIPSA's current complaint alleges that Floyd Livestock is, once again, not paying the full purchase price of livestock within the time period required by the P&S Act.

Failure to file an answer to GIPSA's complaint will constitute an admission of the allegations. A denial of the allegations will result in an oral hearing. Floyd Livestock has requested and been granted an extension of time to file an answer to GIPSA's complaint. If the allegations are admitted, or proven in an oral hearing, Floyd Livestock may be ordered to stop violating the P&S Act, suspended as a registrant operating under the P&S Act, and assessed a civil penalty.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.

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