

## **Decision Reached in GIPSA's Case Against Poor Boy Livestock Auction, Inc.**

WASHINGTON, March 9, 2006 - On February 17, 2006, the U.S. Department of Agriculture's Grain Inspection, Packers and Stockyards Administration reached a consent decision with Poor Boy Livestock Auction, Inc., Wister, Oklahoma. Poor Boy is engaged in the business of conducting and operating Poor Boy as a posted stockyard under the Packers and Stockyards (P&S) Act; engaged in the business of a market agency selling livestock on a commission basis; and registered as a market agency to sell livestock in commerce on a commission basis and to furnish stockyard services.

The decision follows a complaint issued on November 15, 2005, in which GIPSA alleged that Poor Boy failed to properly maintain its custodial account for shippers' proceeds; failed to deposit in custodial accounts for shippers' proceeds within the time prescribed by the regulations; and failed to maintain its custodial account despite having been placed on notice, by certified mail, received on August 22, 2003, that the practices alleged were prohibited.

Under the terms of the consent decision, Poor Boy, in connection with this operation subject to the P&S Act, agreed to cease and desist from failing to deposit in the custodial account for shippers' proceeds, within the time prescribed, amounts equal to the proceeds received or due from the sale of consigned livestock and failing to otherwise maintain the custodial account for shippers' proceeds in strict conformity with the provisions of the Regulations.

Poor Boy was also assessed a civil penalty of \$3,000. The provisions of the order became effective on the sixth day after service of this order.

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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