

GIPSA Press Release

United States
Department of
Agriculture

Grain Inspection,
Packers and
Stockyards
Administration

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GIPSA Release 297-12

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GIPSA Alleges New Holland Sales Stables, Inc., and Frank A. Fillippo, Inc., Violated the Packers and Stockyards Act

WASHINGTON, Nov. 9, 2012 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that New Holland Sales Stables, Inc. (New Holland), and Frank A. Fillippo, Inc. (Fillippo), New Holland, Penn.:

- manipulated the price of livestock that it purchased for its customers by creating false auction market invoices (New Holland);
- the price that animals were purchased were false or the actual purchase price of the animals had been inflated (New Holland);
- New Holland recorded purchases in the ring on invoices made out to Fillippo, paid its consignors based on the prices recorded on those invoices, recorded the transactions as re-sales by Fillippo, and marked up the prices in the process (New Holland); and
- New Holland issued false invoices to the buyers, reflecting the marked-up prices and New Holland retained the difference between the amount remitted to the consignors and the marked-up prices charged to the buyers.

New Holland and Fillippo engaged in unfair, unjustly discriminatory, or deceptive practices in connection with receiving, marketing, buying, or selling on a commission basis or otherwise livestock.

GIPSA filed a complaint against New Holland and Fillippo on August 24, 2012. The complaint can be found on the GIPSA website:
<http://www.gipsa.usda.gov/psp/enforcement.html>. If the allegations are admitted, or

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proven in an oral hearing, New Holland and Fillippo may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and assessed a civil penalty.

New Holland was engaged in the business of a market agency selling livestock in commerce on a commission basis, as a dealer buying and selling livestock in commerce, and is a registered with the Secretary of Agriculture.

Fillippo was engaged in the business of buying and selling livestock in commerce as a dealer and is registered with the Secretary of Agriculture.

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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