

Alan Christian _____
Larry Mitchell _____

cc: Offutt

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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)	
)	
California All Natural, LLC,)	P&S Docket No 12-0518
)	
and)	
)	
Nathan Lewis,)	
)	
)	
Respondents.)	Consent Decision and Order

This proceeding was instituted under the Packers and Stockyards Act (7 U.S.C. §§ 181 et seq.), by a Complaint filed by the Deputy Administrator, Packers and Stockyards Program, Grain Inspection, Packers and Stockyards Administration (GIPSA), United States Department of Agriculture, alleging that Respondents California All Natural, LLC and Nathan Lewis willfully violated the Act and the regulations promulgated thereunder (9 C.F.R. §§ 201.1 et seq.). This decision is entered pursuant to the consent decision provision of the rules of practice applicable to this proceeding (7 C.F.R. § 1.138).

The Respondents admits the jurisdictional allegations in paragraph I of the Complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedure, and consents and agrees, for the purpose of settling this proceeding and for such purpose only, to the entry of this decision.

The Complainant agrees to the entry of this decision.

Findings of Fact

ECM 91415

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a) Respondent California All Natural, LLC is a limited liability corporation organized under the laws of the State of California, with a mailing address of P.O. Box 357, Denair, CA 95316, and its principal place of business at 725 Zeff Road, Modesto, CA 95351.

b) Respondent California All Natural, LLC is a packer operating in commerce subject to the provisions of the P&S Act, 7 U.S.C. § 181 *et seq.*

c) The Respondent Nathan Lewis has a mailing address of P.O. Box 357, Denair, CA 95316, and his principal place of business at 725 Zeff Road, Modesto, CA 95351.

d) The Respondent Nathan Lewis at all times material herein was:

1) The president, manager and 100% shareholder of California All Natural, LLC;

2) Responsible for the direction, management and control of California All Natural, LLC; and

3) is a packer as defined in section 201 of the Act. (7 U.S.C. § 191).

e) On December 28, 2010, Respondent California All Natural, LLC and its owner, Respondent Nathan Lewis, purchased eleven (11) head of cattle from John W. Boere of Modesto California on a carcass weight basis, for the purpose of slaughter.

Conclusions

The Respondents having admitted the jurisdictional facts and the parties having agreed to the entry of this decision, such decision will be entered.

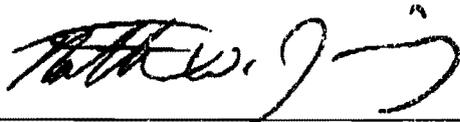
Order

Respondent California All Natural, its agents and employees, directly or indirectly through any corporate or other device, and Respondent Nathan Lewis, shall cease and desist from making payment on false weights for livestock purchased on a hot carcass weight basis, as

required by sections 202(a) of the Act (7 U.S.C. §§ 192(a)) and section 201.99(d) of the regulations (9 C.F.R. §201.99(d)).

The provisions of this order shall become effective on the sixth day after service of this consent decision and order on the Respondents.

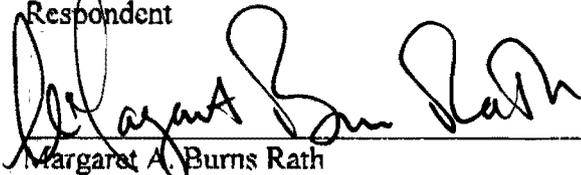
Copies of this decision shall be served upon the parties.



California All Natural, LLC
Respondent



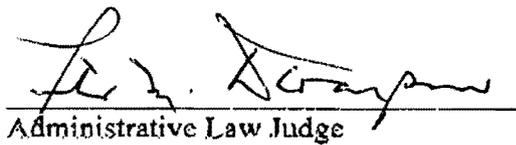
Nathan Lewis
Respondent



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Done at Washington, D.C.

this 5th day of September, 2012


Administrative Law Judge