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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)	
)	P&S Docket No. D-12-0169
)	
Bruce Medley d/b/a)	
B & M Livestock,)	
)	
Respondent)	Complaint

There is reason to believe that the respondent named herein has willfully violated the Packers & Stockyards Act, 1921, as amended and supplemented (7 U.S.C. §§ 181 *et seq.*) and, therefore, this complaint is issued alleging the following:

I.

(a) Bruce Medley, doing business as B & M Livestock, referred to herein as the respondent, is an individual. In order to protect the personal privacy of the Respondent, Complainant is not providing Respondent's address in this Complaint, but Complainant has provided the address to the Hearing Clerk so that service can be effected.

(b) The respondent was at all times material herein:

(1) Engaged in the business of a livestock dealer buying and selling livestock in commerce for his own account;

(2) Engaged in the business of a market agency buying livestock on a commission basis in commerce; and

(3) Registered with the Secretary of Agriculture as a livestock dealer buying and selling livestock in commerce and as a market agency to buy livestock in commerce on a commission basis.

II.

(a) Respondent, on or about the dates and in the transactions set forth below, purchased livestock in commerce and failed to pay, when due, the full purchase price of such livestock purchases.

<u>PURCHASE DATE</u>	<u>PAYEE</u>	<u>AMOUNT</u>
9/7/10	Peoples Stockyards Cookeville, Tennessee	\$6,689.30
10/12/10	Peoples Stockyards Cookeville, Tennessee	\$3,831.20
10/19/10	Peoples Stockyards Cookeville, Tennessee	\$4,759.60
10/26/10	Peoples Stockyards Cookeville, Tennessee	\$5,021.45
11/9/10	Peoples Stockyards Cookeville, Tennessee	\$3,784.60
11/16/10	Peoples Stockyards Cookeville, Tennessee	\$4,768.01
11/23/11	Peoples Stockyards Cookeville, Tennessee	\$8,042.90
11/30/10	Peoples Stockyards Cookeville, Tennessee	\$6,658.60
1/19/11	Browning's Livestock Market Red Boiling Springs, Tennessee	\$12,016.45
2/2/11	Browning's Livestock Market Red Boiling Springs, Tennessee	\$7,813.62

2/16/11	Browning's Livestock Market Red Boiling Springs, Tennessee	\$9,569.06
3/2/11	Browning's Livestock Market Red Boiling Springs, Tennessee	\$3,474.63

(b) As of the date of issuance of this complaint, there remained an unpaid total of \$59,610.47 for such livestock purchases.

III.

By reason of the facts alleged in paragraph II, the respondent has willfully violated section 312(a) and 409 of the Act (7 U.S.C. §§ 213(a) and 228b).

WHEREFORE, it is hereby ordered that for the purpose of determining whether the respondent has in fact willfully violated the Act and regulations issued thereunder, this complaint shall be served upon the respondent. The respondent shall have twenty (20) days following receipt of this complaint to file an answer with the Hearing Clerk, Room 1031 - South Building, United States Department of Agriculture, 1400 Independence Ave., S.W., Washington, D.C. 20250-9200, in accordance with the Rules of Practice governing the proceedings under the Act (7 C.F.R. §§ 1.130 *et seq.*). Allegations not answered shall be deemed admitted for the purpose of this proceeding. Failure to file an answer will constitute an admission of all the material allegations of this Complaint.

The Grain Inspection, Packers and Stockyards Administration, Packers and Stockyards Program, requests:

(1) That unless the respondent fails to file an answer within the time allowed, or files an answer admitting all the material allegations of this complaint, this proceeding be set for oral hearing in accordance with the Rules of Practice; and

(2) That such order or orders be issued, including an order requiring respondents to cease and desist from the violations of the Act and the regulations found to exist, suspending respondents as registrants under the Act, and assessing such civil penalties against respondents as are authorized by the Act and warranted under the circumstances.

Done at Washington, D.C.

this 9 day of January, 2012



Alan R. Christian
Deputy Administrator
Packers and Stockyards Program

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