



# News Release

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## **GIPSA Alleges Southern Colorado Livestock Auction, Incorporated and John R. Malouff, Jr. Violated the Packers and Stockyards Act**

WASHINGTON, Feb. 15, 2017 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) has found evidence that Southern Colorado Livestock Auction, Incorporated (Southern Colorado) and John R. Malouff, Jr. (Malouff), Monte Vista, Colo., failed to properly maintain their custodial account by:

- failing to timely deposit into the custodial account an amount equal to the proceeds receivable from the sale of consigned livestock, resulting in a custodial account shortage; and
- misusing custodial account funds.

GIPSA filed a complaint against Southern Colorado and Malouff on Dec. 16, 2016. The complaint can be found on the GIPSA website: [www.gipsa.usda.gov/psp/enforcement.aspx](http://www.gipsa.usda.gov/psp/enforcement.aspx). If the allegations are admitted, or proven in an oral hearing, Southern Colorado and Malouff may be ordered to cease and desist from violating the Packers and Stockyards (P&S) Act, suspended, and/or assessed a civil penalty.

Southern Colorado engaged in the business of conducting and operating a posted stockyard subject to the provisions of the P&S Act; engaged in the business of a market agency selling consigned livestock in commerce on a commission basis at the stockyard; and registered with the Secretary of Agriculture.

Malouff is President, sole owner, and registered agent of Southern Colorado. He is responsible for the day-to-day direction, management, and control of Southern Colorado. He is engaged in the business of conducting and operating Southern Colorado; and engaged in the business of a market agency selling livestock in commerce on a commission basis within the meaning of and subject to the provisions of the P&S Act.

USDA is an equal opportunity provider and employer. To file a complaint of discrimination, write: USDA, Office of the Assistant Secretary for Civil Rights, Office of Adjudication, 1400 Independence Ave., SW, Washington, DC 20250-9410 or call (866)632-9992 (Toll-free Customer Service), (800)877-8339 (Local or Federal relay), (866)377-8642 (Relay voice users).

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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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