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In re:)	P&S Docket No. 12-	Alan Christian _____
)		Larry Mitchell _____
Don and Carol Boyer d/b/a)		
Boyer Cattle Co.,)		cc: Offutt
)		
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 Don and Carol Boyer, doing business as Boyer Cattle Company, 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).

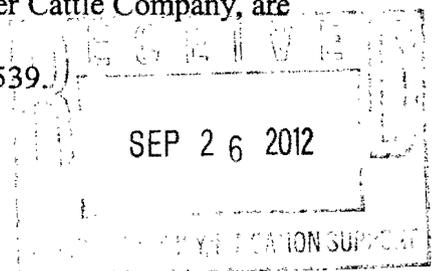
The respondents admit the jurisdictional allegations in paragraph I of the complaint and specifically admit that the Secretary has jurisdiction in this matter, neither admit nor deny the remaining allegations, waive oral hearing and further procedure, and consent and agree, for the purpose of settling 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

(a) Respondents Don and Carol Boyer, doing business as Boyer Cattle Company, are individuals with a mailing address of P.O. Box 483, Mentone, Indiana 46539.

(b) The respondents are, and at all times material herein were:



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

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

Conclusions

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

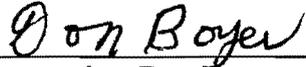
Order

Respondents Don and Carol Boyer, doing business as Boyer Cattle Company, their agents and employees, directly or indirectly through any corporate or other device, shall cease and desist from engaging in business in any capacity for which bonding is required, under the Packers and Stockyards Act and regulations promulgated thereunder, without maintaining an adequate bond or its equivalent.

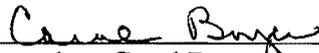
Furthermore, in accordance with section 312(b) of the Act (7 U.S.C. § 213(b)), the respondents are assessed, jointly and severally, a civil penalty in the amount of one thousand dollars (\$1,000.00).

This Order shall have the same force and effect as if entered after full hearing. The provisions of this order shall become effective on the sixth day after service of this consent decision and order on the respondents.

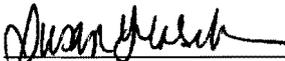
Copies of this decision shall be served upon the parties.



Respondent Don Boyer
d/b/a Boyer Cattle Company



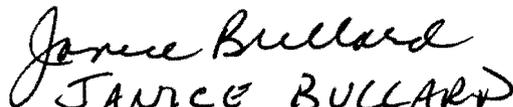
Respondent Carol Boyer
d/b/a Boyer Cattle Company



Susan Golabek
Attorney for Complainant

Done at Washington, D.C., this

17th day of September, 2012


JANICE BULLARD
Administrative Law Judge