

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re: Gregory A. Mellott
Respondent) P. & S. Docket No. D-10-006
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)
)
) Complaint

There is reason to believe that the Respondent named herein has willfully violated the Packers and Stockyards Act, 1921, as amended and supplemented (7 U.S.C. § 181 et seq.; hereinafter “Act”), and the regulations promulgated thereunder by the Secretary of Agriculture (9 C.F.R. § 201.1 et seq.; hereinafter “Regulations”), and, therefore, this complaint is issued alleging the following:

I.

(a) Gregory A. Mellott (hereinafter “Respondent”), is an individual whose mailing address is 1749 Mercersburg Road, St. Thomas, Pennsylvania 17252.

(b) At all times material herein, Respondent was:

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

(2) Registered with the Secretary of Agriculture as a dealer to buy and sell livestock in commerce for his own account.

II.

Respondent, in connection with his operations subject to the Act, on or about the dates and in the transactions set forth in Appendix A and incorporated herein by reference, failed to

pay the full amount of the purchase price for livestock within the time period required by the Act.

III.

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

WHEREFORE, it is hereby ordered that this complaint shall be served upon Respondent for the purpose of determining whether Respondent has willfully violated the Act and the Regulations. Respondent shall have twenty (20) days after receipt of this complaint in which to file an answer with the Hearing Clerk, Room 1031-South Building, United States Department of Agriculture, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9200, in accordance with the Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary Under Various Statutes (7 C.F.R. § 1.130 et seq.; hereinafter "Rules of Practice"). 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 Packers and Stockyards Program, Grain Inspection, Packers and Stockyards Administration (GIPSA), requests:

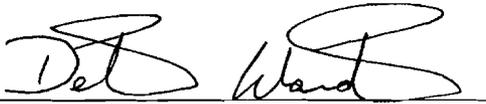
1. That unless Respondent fails to file an answer within the time allowed, or files an answer admitting all the material allegations of this complaint, this proceeding be set for oral hearing in accordance with the Rules of Practice; and
2. That such order or orders be issued, including an order requiring Respondent to cease and desist from the violations of the Act and the Regulations found to exist, suspending Respondent as a registrant under the Act, and assessing such civil penalty as authorized by the Act and warranted in the premises.

Done at Washington, D.C.

this 8 day of October, 2009



Alan R. Christian
Deputy Administrator
Packers and Stockyards Program



Delisle Warden
Attorney for Complainant
Office of the General Counsel
United States Department of Agriculture
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APPENDIX A

Seller	Purchase Date	Date Payment Due Per 409(a)	Payment Date	Days Late	Number of Head	Livestock Amount
Greencastle Livestock Market, Inc.	1/15/2009	1/16/2009	1/26/2009	10	1	\$580.75
Greencastle Livestock Market, Inc.	1/27/2009	1/28/2009	2/5/2009	8	3	\$1,949.86
Greencastle Livestock Market, Inc.	2/12/2009	2/13/2009	2/23/2009	10	5	\$2,275.88
Greencastle Livestock Market, Inc.	2/17/2009	2/18/2009	2/23/2009	5	2	\$1,028.17
Greencastle Livestock Market, Inc.	2/19/2009	2/20/2009	2/26/2009	6	3	\$1,651.26
Greencastle Livestock Market, Inc.	3/3/2009	3/4/2009	3/5/2009	1	6	\$3,305.44
Four States' Livestock Sales	3/5/2009	3/6/2009	3/11/2009	5	2	\$1,079.20
Greencastle Livestock Market, Inc.	3/5/2009	3/6/2009	3/16/2009	10	3	\$1,239.96
Greencastle Livestock Market, Inc.	3/12/2009	3/13/2009	3/23/2009	10	4	\$1,973.41
Greencastle Livestock Market, Inc.	3/16/2009	3/17/2009	3/23/2009	6	3	\$1,565.53
Greencastle Livestock Market, Inc.	3/19/2009	3/20/2009	3/30/2009	10	2	\$845.47

Seller	Purchase Date	Date Payment Due Per 409(a)	Payment Date	Days Late	Number of Head	Livestock Amount
Greencastle Livestock Market, Inc.	3/26/2009	3/27/2009	4/3/2009	7	5	\$2,893.20
Greencastle Livestock Market, Inc.	4/2/2009	4/3/2009	4/13/2009	10	5	\$2,476.79
Greencastle Livestock Market, Inc.	4/9/2009	4/10/2009	4/20/2009	10	8	\$3,388.01
Greencastle Livestock Market, Inc.	4/14/2009	4/15/2009	4/20/2009	5	2	\$1,102.28
Greencastle Livestock Market, Inc.	4/16/2009	4/17/2009	4/24/2009	7	1	\$848.22
Greencastle Livestock Market, Inc.	4/21/2009	4/22/2009	5/5/2009	13	1	\$600.74
Greencastle Livestock Market, Inc.	4/28/2009	4/29/2009	5/5/2009	6	5	\$3,055.80
Greencastle Livestock Market, Inc.	4/30/2009	5/1/2009	5/12/2009	11	2	\$1,040.54
Greencastle Livestock Market, Inc.	5/5/2009	5/6/2009	5/12/2009	6	6	\$2,571.87
Greencastle Livestock Market, Inc.	5/7/2009	5/8/2009	5/19/2009	11	5	\$3,008.51
Greencastle Livestock Market, Inc.	5/12/2009	5/13/2009	5/26/2009	13	3	\$1,865.48

Seller	Purchase Date	Date Payment Due Per 409(a)	Payment Date	Days Late	Number of Head	Livestock Amount
Greencastle Livestock Market, Inc.	5/14/2009	5/15/2009	5/26/2009	11	1	\$610.97