

UNITED STATES DEPARTMENT OF AGRICULTURE
OFFICE OF THE SECRETARY

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

SEP 27 1945

FILED

In re:)	P & S Docket No. D- 10-0455
)	
Charles Jeffers,)	
)	
Respondent)	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 referred to as "the Act," and the regulations promulgated thereunder by the Secretary of Agriculture (9 C.F.R. § 201.1 *et seq.*), hereinafter referred to as "the regulations," and therefore this complaint is issued alleging the following:

I.

a) Charles Jeffers, hereinafter referred to as the "Respondent," is an individual.

Respondent's mailing address is a home address, and will not be stated in this complaint to protect his privacy, but will be provided to the Hearing Clerk's Office, United States Department of Agriculture, for the purposes of service of this complaint.

b) Respondent at all times material to this complaint was:

1. Engaged in the business of buying and selling livestock in commerce as a dealer for its own account or account of others; and
2. Registered with the Secretary of Agriculture as a dealer to buy and sell livestock in commerce for its own account.

II.

a) On or about the dates and in the transactions set forth below, Respondent purchased livestock and failed to pay the full purchase price of such livestock.

Purchased From	Purchase Date	DUE DATE PER §409 (a)	No. of Head	Livestock Amount	Check Date	Check Number	Stop Payment Date
United Producers, Inc.	9/17/2008	9/18/2008	18	\$1,319.50 ¹	N/A	N/A	N/A
Bussert & Sons, Inc	9/19/2008	9/22/2008	48	\$2,931.80	10/3/2008	3061	10/10/2008
Bussert & Sons, Inc	9/27/2008	9/29/2008	47	\$2,646.47	N/A	N/A	N/A
United Producers, Inc.	10/1/2008	10/2/2008	19	\$824.45 ²	N/A	N/A	N/A
S&S Farms	10/2/2008	10/3/2008	55	\$2,105.15 ³	10/3/2008	3062	10/15/2008
S&S Farms	10/2/2008	10/3/2008	102	\$4,901.82 ⁴	10/3/2008	3063	10/10/2008
Bussert & Sons, Inc	10/3/2008	10/6/2008	15	\$491.40	N/A	N/A	N/A
United Producers, Inc.	10/6/2008	10/9/2008	12	\$509.00	N/A	N/A	N/A
United Producers, Inc.	10/9/2008	10/10/2008	82	\$5,582.80 ⁵	10/9/2008	3066	10/15/2008
Bussert & Sons, Inc	10/10/2008	10/14/2008	41	\$2,288.05	N/A	N/A	N/A
TOTALS			439	\$23,600.44⁶			

b) As of the date of issuance of this complaint, all of the \$23,600.44 referred to in paragraph II (a) above remains unpaid.

¹ A miscellaneous deduction of \$2.78 made the total purchase amount \$1,316.72.

² A miscellaneous deduction of \$5.98 made the total purchase amount \$818.47.

³ A commission charge of \$137.50 made the total purchase amount \$2,242.65.

⁴ A commission charge of \$255.00 made the total purchase amount \$5,156.82

⁵ A miscellaneous deduction of \$47.07 made the total purchase amount \$5,535.73

⁶ The total purchase amount equaled \$23,937.11.

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), 228b).

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 Regulations. Respondent shall have twenty (20) days after receipt of this complaint in which to file an answer with the Hearing Clerk, United States Department of Agriculture, Washington D.C. 20250, in accordance with the Rules of Practice Governing Proceedings Under the Act (7 C.F.R. § 1.130 *et seq.*; "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.

Packers and Stockyards Program, GIPSA, requests:

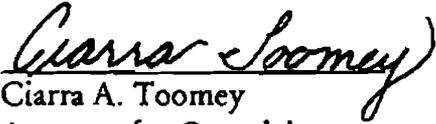
1. That unless Respondent fails to file an answer within the time allowed, or files an answer admitting all the material allegations of this complaint, this proceeding be set for oral hearing in accordance with the Rules of Practice; and
2. That such order or orders be issued, including an order requiring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

Done at Washington, D.C.

this 29 day of September, 2010



Alan R. Christian
Deputy Administrator,
Packers and Stockyards Program



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