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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:)	P & S Docket No. D-11-0041
)	
B&B Livestock Company, Inc.)	
)	
)	
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) B&B Livestock Company, Inc., hereinafter referred to as the "Respondent," is a corporation organized and existing under the laws of the State of Ohio. Its business address is 14655 Millersburg Road, Danville, Ohio 43014 and its mailing address is PO Box 409, Danville, Ohio 43014.
- 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; and
 - 2. Registered with the Secretary of Agriculture as a dealer to buy and sell livestock in commerce.

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II.

(a) On or about the dates and in the transactions set forth below, Respondent purchased livestock and failed to pay, within the time period required by the Act, the full purchase price of the livestock.

SELLER	NO. OF HEAD	TOTAL AMOUNT	PURCHASE DATE	DUE DATE PER §409 (a)	CHECK DATE	DAYS LATE
Mt. Hope Auction	45	\$3,399.24	11/4/2009	11/5/2009	11/11/2009	6
United Producers, Inc., Mt Vernon	66	\$5,921.64	11/4/2009	11/5/2009	12/9/2009	34
The Farmerstown Auction, LLC	21	\$1,399.65	11/6/2009	11/9/2009	11/10/2009	1
	7	\$230.00	11/10/2009	11/11/2009	12/15/2009	34
United Producers, Inc., Mt Vernon	64	\$5,658.21	11/11/2009	11/12/2009	12/20/2009	38
United Producers, Inc., Hillsboro	72	\$6,178.00	11/16/2009	11/17/2009	11/20/2009	3
United Producers, Inc., Mt Vernon	110	\$11,463.88	11/18/2009	11/19/2009	12/31/2009	42
United Producers, Inc., Mt Vernon	59	\$4,829.37	12/2/2009	12/3/2009	12/31/2009	28
United Producers, Inc., Mt Vernon	40	\$3,525.63	12/9/2009	12/10/2009	12/31/2009	21
United Producers, Inc., Hillsboro	61	\$2,509.90	12/14/2009	12/15/2009	12/31/2009	16
United Producers, Inc., Mt Vernon	73	\$6,156.35	12/17/2009	12/18/2009	12/31/2009	13
TOTALS	618	\$51,271.87	AVERAGE DAYS LATE			21

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:

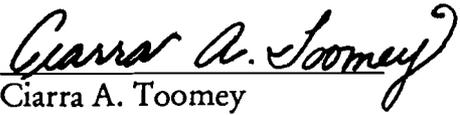
1. That unless Respondent fails to file an answer within the time allowed, or files an answer admitting all the material allegations of this complaint, this proceeding be set for oral hearing in accordance with the Rules of Practice; and
2. That such order or orders be issued, including an order requiring 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 25 day of October, 2010



Alan R. Christian
Deputy Administrator,
Packers and Stockyards Program



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