

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:)
) P&S Docket No. D-12- 0595
)
ZD Quality Meats, Inc.,)
)
 and)
)
Jamal Saramah,)
)
 Respondents) Complaint and Notice of Hearing

There is reason to believe that the respondents named herein have willfully violated the Packers & Stockyards Act, 1921, as amended and supplemented (7 U.S.C. § 181 *et seq.*) and the regulations promulgated thereunder by the Secretary of Agriculture (9 C.F.R. § 201.1 *et seq.*) and, therefore, this Complaint and Notice of Hearing is issued alleging the following:

I.

- (a) Respondent ZD Quality Meats, Inc. is a corporation organized under the laws of the State of New Jersey, with its principal place of business located at 174A Shaler Avenue, Fairview, New Jersey 07022.
- (b) Respondent ZD Quality Meats, Inc., under the direction, management, and control of respondent Jamal Saramah, is, and at all times material herein was:
 - (1) Engaged in the business of buying livestock in commerce for the purposes of slaughter; and
 - (2) A packer within the meaning of and subject to the Act and regulations.

(c) Respondent Jamal Sarameh is an individual with a business mailing address of 174A Shaler Avenue, Fairview, New Jersey 07022.

(d) Respondent Jamal Sarameh is, and at all times material herein was:

(1) President of respondent ZD Quality Meats, Inc.;

(2) Sole owner of respondent ZD Quality Meats, Inc.;

(3) Responsible for the direction, management and control of respondent ZD Quality Meats, Inc.; and

(4) A packer within the meaning of and subject to the Act and regulations.

II.

On or about September 4, 2009, the Grain Inspection, Packers and Stockyards Administration ("GIPSA") sent respondents a Notice of Default notifying the respondents of their obligation to secure a bond or bond equivalent under the Act. The Notice of Default also informed the respondents that engaging in business in any capacity that is subject to the Act without filing an adequate bond or bond equivalent is a violation of the Act and regulations and could subject them to disciplinary action.

III.

During the period from May 9, 2011, through August 8, 2011, in approximately eighteen transactions involving their purchase of a total of 1,640 head of livestock from Kenneth L. Smoker, LLC, in Parkesburg, PA, and New Holland Sales Stables, Inc., in New Holland, PA, for a total purchase price of approximately \$326,243.70, the respondents engaged in the business of

a packer purchasing livestock in commerce for the purposes of slaughter without maintaining an adequate bond or bond equivalent.

IV.

By reason of the facts alleged in paragraphs II and III, the respondents have willfully violated section 202(a) of the Act (7 U.S.C. § 192) and sections 201.29 and 201.30 of the regulations (9 C.F.R. §§ 201.29 and 201.30).

WHEREFORE, it is hereby ordered that for the purpose of determining whether respondents have in fact willfully violated the Act and regulations issued thereunder, this Complaint and Notice of Hearing shall be served upon respondents. Respondents shall have twenty (20) days following receipt of this Complaint and Notice of Hearing 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.*). Failure to file an answer shall constitute an admission of all the material allegations of this Complaint and Notice of Hearing.

Respondents are hereby notified that unless hearing is waived, either expressly or by failure to answer and request a hearing, a hearing will be held in accordance with the Rules of Practice, at a place and time to be designated later. At the hearing, respondents will have the right to appear and show cause why an appropriate Order should not be issued in accordance with the provisions of the Act which require that respondents cease and desist from violating the Act with respect to matters alleged herein and assessing such civil penalties as are authorized by the Act and warranted under the circumstances.

Done at Washington, D.C.

this 24 day of August, 2012



Alan R. Christian

Deputy Administrator

Packers and Stockyards Program

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