

J. Butler
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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:) P&S Docket No. D-12-0134
)
)
Glen Ratcliff,)
)
)
Respondent) Consent Decision

This proceeding was instituted under the Packers and Stockyards Act (7 U.S.C. §§ 181-229) (Act) by a Complaint filed by the Deputy Administrator, Packers and Stockyards Program, Grain Inspection, Packers and Stockyards Administration, alleging that Respondent willfully violated the Act.

Complainant and Respondent have now agreed to entry of this Decision, without hearing or further procedure, pursuant to the consent decision provisions of the Rules of Practice Governing Formal Adjudicatory Proceedings Instituted by the Secretary Under Various Statutes (7 C.F.R. § 1.138).

Respondent admits the jurisdictional allegations in paragraph 1 of the Complaint and specifically admits that the Secretary has jurisdiction in this matter; neither admits nor denies the remaining allegations; waives oral hearing and further procedure; and consents

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and agrees, for the purpose of settling this proceeding and for such purpose only, to the entry of this Decision.

Findings of Fact

1. Glen Ratcliff, referred to herein as the Respondent, is an individual whose business mailing address is his home address in the State of Indiana.
2. Respondent is, and at all times material herein was:
 - a. Engaged in the business of buying and selling livestock in commerce; and
 - b. Registered with the Secretary of Agriculture as a dealer buying and selling livestock in commerce.

Conclusions

Respondent having admitted the jurisdictional facts and the parties having agreed to the entry of this Decision, such Decision will be entered.

Order

Respondent, his agents and employees, directly or indirectly through any corporate or other device, in connection with his operations subject to the Packers and Stockyards Act, shall cease and desist from purchasing livestock and failing to pay for such livestock purchases within the time period required by the Act.

A handwritten signature in black ink, appearing to be 'J. R. Ratcliff', is located in the bottom right corner of the page.

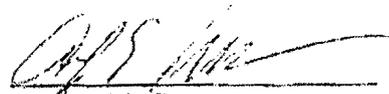
Respondent shall keep and maintain accounts, records, and memoranda which fully and accurately disclose the true nature of his operations subject to the Act, including, but not limited to, bank statements, copies of returned checks, debit/credit memos, bank account reconciliations, a check register, deposit slips, and invoices.

Respondent is hereby suspended as a registrant under the Act for a period of five (5) years. Provided, however, that upon application to the Packers and Stockyards Program, a supplemental order may be issued terminating the suspension of Respondent's registration at any time after one (1) year upon demonstration by Respondent that he is in full compliance with the Act.

Copies of this Decision and Order shall be served on the parties. The provisions of this Order shall become effective upon issuance.



GLEN RATCLIFF
Respondent



ALFRED MCCLURE
MCCLURE & O'FARRELL
Attorneys for Respondent


CHARLES SPICKNALL
Attorney for Complainant

Issued this 23rd day of January 2012


ADMINISTRATIVE LAW JUDGE

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