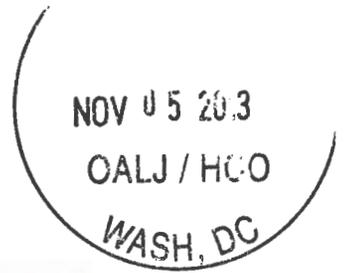


UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re:) P & S Docket No.
)
Stacey Roy Long, d/b/a Long Cattle)
Company, LLC,)
)
Respondent) COMPLAINT

14-0031

There is reason to believe that the respondent named herein has willfully violated provisions of 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 (9 C.F.R. § 201.1 *et seq.*) and therefore, this complaint is issued alleging the following:

I.

(a) Stacey Roy Long, d/b/a Long Cattle Company, LLC, hereinafter referred to as the respondent, is an individual doing business as a business entity in the State of Missouri. Respondent's business address is his home address. In order to protect the personal privacy of the respondent, complainant is not providing Mr. Long's address in this complaint, but complainant has provided the address to the Hearing Clerk so that service can be effected.

(b) Respondent at all times material herein was:

1. Engaged in the business of a dealer buying and selling livestock in commerce for his own account or as a market agency buying and selling livestock in commerce for accounts of others;
2. Required to be registered with the Secretary of Agriculture as a dealer and market agency to buy and sell livestock in commerce for his own account and accounts of others and operate with the required bond;

3. Not registered with the Secretary of Agriculture as a dealer or market agency to buy and sell livestock in commerce and was operating without the required bond.

II.

(a) From September 7, 2011 to June 18, 2012, respondent engaged in business as a dealer or market agency without being registered as a dealer or market agency in violation of Section 301 of the Act (7 U.S.C. § 201) and section 201.10(a) of the regulations (9 C.F.R. 201.10(a)); and without maintaining an adequate bond or its equivalent, in violation of Section 312(a) of the Act (7 U.S.C. § 213(a)) and sections 201.29 and 201.30 of the regulations (9 C.F.R. §§ 201.29 and 201.30). Records show that respondent bought livestock from South Central Regional, Interstate Regional Stockyards, Inc. and Joplin Regional Stockyards on commission for businesses and individuals.

(See Exhibit A and paragraph II(b) below).

(b) On or about the dates and in the transactions set forth below, respondent purchased livestock and failed to pay, when due, for such livestock purchases, in violation of Section 409(a) of the Act (7 U.S.C. § 228b(a)) and 9 C.F.R. § 201.43.

PURCHASE/HARVEST DATE	SELLER'S NAME	LIVESTOCK AMOUNT	DUE DATE	PAYMENT DATE
May 1, 2012	Interstate Regional Stockyards, Inc.	\$163,324.97	May 2, 2012	May 8, 2012 (check returned May 14, 2012)
May 8, 2012	Interstate Regional Stockyards, Inc.	\$85,316.08	May 9, 2012	May 15, 2012
May 15, 2012	Interstate Regional Stockyards, Inc.	\$92,831.69	May 16, 2012	May 24, 2012
June 12, 2012	Interstate Regional Stockyards, Inc.	\$186,816.32	June 13, 2012	Check returned June 22, 2012
June 14, 2012	Lebanon Livestock Auction S & T, LLC	\$253,462.68	June 15, 2012	Check returned June 25, 2012

June 18, 2012	Joplin Regional Stockyards	\$182,337.23	June 19, 2012	Check returned June 22, 2012
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(c) As of the date of issuance of this complaint, \$622,616.23 (six hundred twenty-two thousand six hundred sixteen dollars and twenty-three cents), referred to in paragraph II(b) above remains unpaid.

(d) Respondent, on or about the dates and in the transactions listed in paragraph II(b), issued checks in payment for livestock purchases which checks were returned unpaid by the bank upon which they were drawn because respondent did not have and maintain sufficient funds on deposit and available in the accounts upon which such checks were drawn to pay such checks when presented, in violation of Section 409(a) of the Act (7 U.S.C. § 228b(a)) and 9 C.F.R. § 201.43.

III.

By reasons of the facts alleged in paragraph II herein, respondent wilfully violated Sections 301, 312(a) and 409(a) of the Act (7 U.S.C. §§ 201, 213(a) and 228b(a)) and 9 C.F.R. §§ 201.10(a), 29, 30 and 43 of the regulations.

WHEREFORE, it is hereby ordered that for the purpose of determining whether the respondent has, in fact, wilfully violated the Act, this complaint shall be served upon the respondent. Respondent shall file an answer with the Hearing Clerk, United States Department of Agriculture, Washington, D.C. 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.

Packers and Stockyards Program, GIPSA, request:

1. That unless the respondent fails to file an answer within the time frame allowed therefor, 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 governing proceedings under the Act; and

2. That such order or orders be issued, including an order requiring the respondent to cease and desist from the violations found to exist and assessing such civil penalties, as are authorized by the Act and warranted in the premises.

Done at Washington, D.C.

This 4th day of November 2013

Susan B. Keith
Susan B. Keith
Deputy Administrator
Packers and Stockyards Program

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US Department of Agriculture
Grain Inspection, Packers and Stockyards Administration
Packers and Stockyards Program (P&SP)
Buying On Commission Schedule (V6 6-19-11)
 Entity Information

On-Site Investigation Date		Entity Name					DBA					Mailing Address				Control Number	
7/12/2012		Stacey Roy Long					Long Cattle Company LLC					94 State Road BB Montreal, MD 66691				146754	
Exhibit Number	Purchase Date	Seller / Purchased From	No. Head Purchased	Tag/ID Number	Description	Net Weight	Price Per Cwt	Livestock Amount	Sale / Invoice Date	Sold to / Purchased For	No. Head Sold	Tag/ID Number	Description	Net Weight	Price Per Cwt	Livestock Amount	Remarks
A-1	9/7/2011	South Central Regional	28		Steers	18,325	\$125.15	\$22,933.10	9/7/2011	Steve Krajcek	26		Steers	22,933	\$125.85	\$22,933.10	BOC \$91.62
A-1	9/7/2011	South Central Regional	13		Heifers	10,030	\$110.90	\$11,122.93	9/7/2011	Steve Krajcek	13		Heifers	10,030	\$110.90	\$11,122.93	BOC \$50.15
A-1	9/7/2011	South Central Regional	26		Heifers	14,060	\$118.80	\$16,703.58	9/7/2011	Ken Svobada	26		Heifers	14,060	\$118.80	\$16,703.58	BOC \$70.30
A-1	9/7/2011	South Central Regional	20		Bulls/Steers	11,260	\$125.81	\$14,166.31	9/7/2011	Ken Svobada	20		Bulls/Steers	11,260	\$125.81	\$14,166.31	BOC \$56.30
A-1	11/2/2011	South Central Regional	51		Steers	31,210	\$138.13	\$43,110.71	11/2/2011	Jim Dunbar/Cyclone Cattle Co.	51		Steers	31,210	\$138.13	\$43,110.71	BOC \$156.05
A-2	2/7/2012	Interstate Regional Stockyards, Inc.	79		Heifers	50,780	\$144.62	\$73,440.39	2/7/2012	Five B Corp	79		Heifers	50,780	\$144.62	\$73,440.39	BOC \$253.90
A-2	3/13/2012	Interstate Regional Stockyards, Inc.	120		Steers	92,955	\$143.11	\$132,562.84	3/13/2012	Five B Corp	120		Steers	92,955	\$143.11	\$132,562.84	BOC \$464.77
A-2	3/13/2012	Interstate Regional Stockyards, Inc.	12		Heifers	8,550	\$126.79	\$10,797.50	3/13/2012	Five B Corp	12		Heifers	8,550	\$126.79	\$10,797.50	BOC \$42.75
A-3	1/18/2012	Joplin Regional Stockyards	77		Heifers	41,365	\$146.76	\$60,708.05	1/16/2012	Five B Corp	77		Heifers	41,365	\$146.76	\$60,708.05	BOC \$206.82
A-3	1/16/2012	Joplin Regional Stockyards	111		Steers	61,385	\$158.98	\$97,592.58	1/16/2012	Five B Corp	111		Steers	61,385	\$158.98	\$97,592.58	BOC \$306.93
A-3	1/15/2012	Joplin Regional Stockyards	91		Heifers	50,995	\$142.49	\$72,662.35	1/16/2012	Steve Krajcek	91		Heifers	50,995	\$142.49	\$72,662.35	BOC \$254.97
A-3	1/16/2012	Joplin Regional Stockyards	40		Steers	28,235	\$135.25	\$38,188.13	1/16/2012	Steve Krajcek	40		Steers	28,235	\$135.25	\$38,188.13	BOC \$141.18
A-3	1/18/2012	Joplin Regional Stockyards	35		Heifers	25,265	\$125.35	\$31,669.00	1/16/2012	Steve Krajcek	35		Heifers	25,265	\$125.35	\$31,669.00	BOC \$126.32
A-3	1/30/2012	Joplin Regional Stockyards	88		Heifers	50,510	\$150.22	\$75,523.60	1/30/2012	Five B Corp	88		Heifers	50,510	\$150.22	\$75,523.60	BOC \$252.55
A-3	1/30/2012	Joplin Regional Stockyards	86		Heifers	33,750	\$174.90	\$58,673.33	1/30/2012	Steve Krajcek	86		Heifers	33,750	\$174.90	\$58,673.33	BOC \$188.75
A-3	1/30/2012	Joplin Regional Stockyards	11		Steers	6,295	\$152.20	\$9,581.25	1/30/2012	Steve Krajcek	11		Steers	6,295	\$152.20	\$9,581.25	BOC \$31.47
A-3	1/30/2012	Joplin Regional Stockyards	18		Heifers	11,020	\$141.33	\$15,574.75	1/30/2012	Steve Krajcek	18		Heifers	11,020	\$141.33	\$15,574.75	BOC \$55.10
A-3	2/6/2012	Joplin Regional Stockyards	96		Steers	52,165	\$178.60	\$92,734.75	2/6/2012	Wyatt Ladely	96		Steers	52,165	\$178.60	\$92,734.75	BOC \$301.82
A-3	2/20/2012	Joplin Regional Stockyards	78		Heifers	52,895	\$145.80	\$76,846.00	2/20/2012	Five B Corp	78		Heifers	52,895	\$145.80	\$76,846.00	BOC \$264.48
A-3	2/27/2012	Joplin Regional Stockyards	91		Heifers	52,030	\$154.57	\$80,161.00	2/27/2012	David Ottley	91		Heifers	52,030	\$154.57	\$80,161.00	BOC \$260.15
A-3	3/26/2012	Joplin Regional Stockyards	57		Heifers	39,640	\$146.15	\$57,737.73	3/26/2012	Five B Corp	57		Heifers	39,640	\$146.15	\$57,737.73	BOC \$198.20
A-3	4/9/2012	Joplin Regional Stockyards	216		Heifers	158,170	\$135.13	\$212,947.73	4/9/2012	Five B Corp	216		Heifers	158,170	\$135.13	\$212,947.73	BOC \$790.85

EXHIBIT A