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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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In re:

Alejandro Moreno &
Nora Picazo
d.b.a. Moreno Slaughter

Respondent

P&S Docket No. 16-0141

Decision without Hearing
by Reason of Consent

This proceeding was instituted under the Packers and Stockyards Act (7 U.S.C. § 181 et seq.), by a complaint filed by the Deputy Administrator, Packers and Stockyards Program, Grain Inspection, Packers and Stockyards Administration (GIPSA), United States Department of Agriculture, alleging that Respondents, Alejandro Moreno and Nora Picazo d.b.a. Moreno Slaughter (hereinafter "Respondent") willfully violated the Act and the regulations promulgated thereunder by the Secretary of Agriculture (9 C.F.R. § 201.1 et seq.; hereinafter "Regulations"). This Consent Decision is entered pursuant to the Consent Decision provision of the Rules of Practice Governing Formal Adjudicatory Proceedings instituted by the Secretary Under Various Statutes (7 C.F.R. § 1.138; hereinafter "Rules of Practice").

Respondents admit the jurisdictional allegations in paragraph I of the complaint and specifically admit that the Secretary has jurisdiction in this matter,

neither admit nor deny the remaining allegations, waive oral bearing and further procedure, and consent and agree, for the purpose of settling this proceeding and for such purpose only, to the entry of this decision.

The complainant agrees to the entry of this Consent Decision.

Finding of Facts

(1) Respondents Alejandro Moreno and Nora Picazo, d.b.a. Moreno Slaughter are individuals doing business as Moreno Slaughter and whose mailing address is in the State of Colorado.

(2) At all times material herein, Respondents were:

(a) Engaged in the business of a dealer buying or selling livestock in commerce for their own account or as the employees or agents of the vendor or purchaser;

(b) Not registered with the Secretary of Agriculture as a dealer buying or selling livestock in commerce for their own account or as the employees or agents of the vendor or purchaser;

(c) Operating subject to the Act and the Regulations within the jurisdiction of the Secretary.

Conclusions

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

Order

Respondents, her agents and employees, directly or indirectly through any corporate or other device, in connection with his operations subject to the Act, shall cease and desist from failing to maintain the proper bond or bond equivalent as required in 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 & 201.30).

Respondents, her agents and employees, directly or indirectly through any corporate or other device, in connection with his operations subject to the Act, shall cease and desist from failing to maintain and keep such accounts, records and memoranda as to fully and correctly disclose all transactions in their business as required in section 401 of the Act (7 U.S.C. § 221).

In accordance with section 312(b) of the Act (7 U.S.C. § 213(h)), respondent is hereby assessed, jointly and severally, a civil penalty in the amount of four thousand dollars (\$4,000.00) to be held in abeyance for six months pending the Respondents' proper registration and bonding as required in 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 & 201.30).

This Order shall have the same force and effect as if entered after full hearing. The provisions of this Order shall become final and effective on the sixth (6th) day of this Consent Decision and Order on the respondents (7 C.F.R. § 1.138).

Copies of this Consent Decision and order shall be served upon the parties.

Done at Washington, D.C.

This 28th day of September, 2016

[REDACTED]

Administrative Law Judge

Channing D. Strother

[REDACTED]

Alejandro Moreno
d.b.a. Moreno Slaughter

[REDACTED]

William K. Brake
Attorney for Complainant