

LOUISIANA DEPARTMENT OF AGRICULTURE & FORESTRY
LOUISIANA BOARD OF ANIMAL HEALTH
ADJUDICATORY HEARING

IN THE MATTER OF
GARY THOMPSON

CASE NO. MC-18-001

CONSENT ORDER

The Louisiana Department of Agriculture & Forestry ("Agency") and Gary Thompson ("Respondent"), enter into this Consent Order to dispose of the charges brought by Agency against Respondent by letter dated April 2, 2018 (charge letter). This Consent Order is limited to disposition of the charges set out in the charge letter. Agency and Respondent agree to and accept all of the statements and provisions in this Consent Order.

Agency has charged Respondent with one (1) violation of the Louisiana Board of Animal Health Laws and Regulations. Specifically, Respondent is charged with the following:

One (1) violation of LAC 7:XXI.501 – All livestock brought into the state shall be accompanied by an official health certificate stating that the animals are healthy, free from signs of infectious or contagious diseases and signs of internal and/or external parasites, and meet the specific requirements stated in this regulation. Health certificates are valid for 30 days only. Livestock consigned to an approved slaughter establishment or an approved livestock auction market are exempt from this requirement. No livestock affected with, or carrying the contagion of, screwworms shall be moved into Louisiana for any purpose.

Gary Thompson, admits the following:

1. Respondent purchased 56 bovine in the State of Florida on or about February 28, 2018 and March 7, 2018.
2. On March 10, 2018, Respondent transported said 56 bovine into the State of Louisiana without an accompanying health certificate.

WHEREAS, by transporting 56 bovine into the State of Louisiana without an accompanying health certificate on March 10, 2018 Gary Thompson has violated LAC 7:XXI.501.

WHEREAS, Gary Thompson has indicated his desire to resolve this matter through a Consent Order;

IT IS HEREBY ORDERED that in consideration of the foregoing and pursuant to the authority vested in the Board by La. R.S. 3:2093 the Board orders and Gary Thompson accepts the following administrative action which is a final decision pursuant to La. R.S. 49:958:

RESPONDENT INITIALS
Gary Thompson 18-001



1. Mr. Gary Thompson shall pay a fine for the above-referenced violation in the amount of ONE THOUSAND (\$1,000.00) DOLLARS AND NO/100 within 60 days from the date all parties sign this Consent Agreement and Order. Such fine is authorized by La. R.S. 3:2093(8).

This Consent Order will be jointly submitted to the Board of Animal Health ("Board") conducting the adjudicatory hearing in this matter. This case will be reset for a contested adjudicatory hearing if the Board fails to adopt this Consent Order. If this Consent Order is not adopted as the final disposition in this matter, then this Consent Order is expressly withdrawn and may not be used for any purpose whatsoever.

The parties expressly agree that this Consent Order shall form the basis for the disposition of the charges brought by Agency against Respondent, in accordance with R.S. 49:955(D).

If this Consent Order is adopted as the final disposition of this matter, then Respondent's failure to abide by the terms of this Consent Order shall give Agency the right to enforce the terms of this Consent Order. Respondent agrees to pay all reasonable costs, including attorney fees and court costs, incurred by the Agency in the event the Agency must take legal action to enforce the terms of this Consent Order.

Respondent expressly waives all protections and rights afforded by the Louisiana Administrative Procedure Act, including the rights to: (1) an adjudicatory hearing, (2) confront one's accuser, (3) cross-examine witnesses, (4) subpoena and present witnesses and documents, (5) require Agency to prevail by a preponderance of the evidence, (6) a final decision which contains a finding of fact and conclusions of law, and (7) the right to a rehearing and appeal.

This Consent Order is being signed by each party freely and voluntarily, without any threats or inducements of any kind. Each party has read and understands the terms of the Consent Order. Each party has had ample opportunity to discuss the terms and consequences of this Consent Order with an attorney of that party's own choosing. Neither party is under the influence of alcohol or any narcotic drugs, or otherwise suffers from any mental impairment or disability at the time this Consent Order is being signed.

RESPONDENT INITIALS
Gary Thompson 18-001



STATE OF LOUISIANA
PARISH OF EAST BATON ROUGE

Sworn to and subscribed before me the undersigned Notary Public and competent witnesses this 18th day of May, 2018 at Baton Rouge, Louisiana.

WITNESSES:

LA. DEPT. OF AGRICULTURE & FORESTRY

Jesse S. Perry
JESSE S. PERRY
Dawn Ballew

John Walther
JOHN WALTHER

Emily G. Andrews
NOTARY PUBLIC

Emily G. Andrews
Notary Public
Bar Roll Number 31017
Commission Expires at Death

STATE OF LOUISIANA
PARISH OF Rapides

Sworn to and subscribed before me the undersigned authority and competent witnesses this 16th day of May, 2018 at Alexandria, Louisiana

WITNESSES:

Stacy Mayeaux Dubiere
Stacy Mayeaux Dubiere
Diane Drago
Diane Drago

Bradley L. Drell
BRADLEY L. DRELL (Bar Roll # 24387)
2001 Macarthur Drive
Post Office Box 6118
Alexandria, Louisiana 71301
Attorney for Gary Thompson

Heather M. Mathews
NOTARY PUBLIC *for life*
Heather M. Mathews
BE 29967

RESPONDENT INITIALS
Gary Thompson 18-001

GT for Gary Thompson

STATE OF LOUISIANA
PARISH OF EAST BATON ROUGE

ORDER

The Louisiana State Board of Animal Health having examined the Consent Order, for Case No18-001, herein adopts the Consent Order in this matter in accordance with R.S. 49:955(D)

Approved by the Board of Animal Health on the 18 day of May, 2018 at Baton Rouge, Louisiana.



HEARING OFFICER

RESPONDENT INITIALS
Gary Thompson 18-001

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