

Investigative and Enforcement Services

Settlement Agreement

USDA, APHIS, IES
4700 River Road, Unit 85
Riverdale, MD 20737
Phone: (301) 734-8684
Fax: (301) 734-4328

RESPONDENT:

**Robert Myers
Myers Enterprises
P.O. Box 27
Potts Camp, MS 38659**

CASE NUMBER	MS10029-AC
DUE ON OR BEFORE	September 27, 2010
CONTACT	Ms. Roxanne Folk
PHONE	(301) 734-5578

DATE	CITATION	DESCRIPTION
28-APR-2010	9 CFR § 3.131(c)	Sanitation. Housekeeping. Failed to adequately clean the facility (cages and cage racks), in order to protect the animals from injury. There are several cages and cage racks that are still excessively rusted. This excessive rust makes it impossible to properly clean and sanitize this equipment. These cages and racks need to be repaired or replaced.

PENALTY \$ 250.**TERMS**

Titles 7, 15, 19, and 21 of the United States Code authorize the Secretary of Agriculture, after providing notice and opportunity for a hearing, to impose civil penalties and other sanctions to resolve violations.

Prior to the issuance of a formal complaint seeking sanctions under the Act, The Department may enter into a stipulation to resolve the above-described violations. Your payment constitutes a waiver of your right to a hearing, a finding that the violations of law have occurred, and settlement of such violations.

If you do not pay the specified penalty within the designated time or wish to exercise your right to a hearing, this matter will be forwarded to the Office of the General Counsel for litigation. The penalty offered in this stipulation is not relevant to the sanctions the Department may seek, or that will be assessed, upon issuance of a formal complaint.

Signature of Respondent:**Date:****PAYMENT RECORD - FOR IES USE ONLY**

Payment Type	Date	Amount	Signature of IES Representative