

Reference Number: TN11008-AC Issuance Date: July 20, 2012

Version: Final

VIA: USPS Certified Mail

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Dude Crowder 104 Burning Tree Road Shelbyville, TN 37160 July 20, 2012

#### **OFFICIAL WARNING**

Re: Reference number TN11008-AC

Dear Sir or Madam:

### Why You Are Receiving This Letter

We believe that you violated the Horse Protection Act (15 U.S.C. § 1821 et seq.) (HPA), as described in the attached Official Warning. Our agency, the Animal and Plant Health Inspection Service (APHIS), is responsible for enforcing the HPA, and other agriculture laws that help prevent the spread of animal and plant pests and diseases, and ensure the welfare of animals.

After providing you with an opportunity for a hearing, we may impose civil penalties of up to \$2,200, or other sanctions, for each violation described in this Official Warning. Although we generally pursue penalties for this type of violation(s), we have decided not to pursue penalties in this instance so long as you comply, in the future, with laws that APHIS enforces.

### **Consequences Of Continuing Non-Compliance**

If you violate laws that APHIS enforces in the future, we may pursue criminal penalties, or we may pursue civil penalties for the violations described in this Official Warning, <u>in addition</u> to any penalties we may pursue for any future violations.

### What To Do If You Have Questions

If you have any questions concerning this Official Warning, contact Edmund Grant at (301) 851-2752 or call our main office number at (301) 851-2948.

Batch #: 88,059

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## UNITED STATES DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE

# OFFICIAL WARNING VIOLATION OF FEDERAL REGULATIONS

SYNKIMEN

CASE NUMBER: TN11008-AC

VIOLATOR:

Dude Crowder

ADDRESS (Street, City, State, ZIP Code): 104 Burning Tree Road Shelbyville, TN 37160

The U.S. Department of Agriculture has evidence that on or about the date(s) listed below, you or your organization committed the following violation(s) of Federal Regulations:

### Date of Violation: March 18, 2010

15 U.S.C. § 1824(7) Unlawful Acts. The showing or exhibiting at a horse show or horse exhibition; the selling or auctioning at a horse sale or auction; the allowing to be shown, exhibited, or sold at a horse show, horse exhibition, or horse sale or auction; the entering for the purpose of showing or exhibiting in any horse show or horse exhibition; or offering for sale at a horse sale or auction, any horse which is wearing or bearing any equipment, device, paraphernalia, or substance which the Secretary by regulation under Section 1828 of this title prohibits to prevent the soring of horses.

9 C.F.R. § 11.2(c) All substances are prohibited on the extremities above the hoof of any Tennessee Walking Horse or racking horse while being shown, exhibited, or offered for sale at any horse show, horse exhibition, or horse sale or auction, except lubricants such as glycerine, petrolatum, and mineral oil, or mixtures thereof: Provided . . .

You entered, for the purpose of showing or exhibiting, the horse "The Dangerous Commander," at the National Trainers Horse Show which tested positive for Methyl Salicylate, Salicylic Hydroxquinoline, and Various Hydrocarbons.

The Animal and Plant Health Inspection Service (APHIS) created federal regulations to ensure the welfare of animals and help prevent the spread of animal and plant pests and diseases. Since violations of the regulations can have serious and costly impacts that are detrimental to the public interest, APHIS is providing you with an Official Warning for the violation(s) described above. Any further violation of these federal regulations may result in the assessment of a civil penalty, criminal prosecution, or other sanctions. If you have any questions concerning this Official Warning or violation(s), please contact the APHIS official listed in this notice.

IIS OFFICIAL (Name): OFFICE ADDRESS:		SS:
Robert J. Huttenlocker	4700 River Road, Unit 85 Riverdale, MD 20737	
ABUIC OFFICIAL (TV)		
APHIS OFFICIAL (Title):	DATE ISSUED:	TELEPHONE NUMBER:
Director, Investigative and Enforcement Services	7/20/2012	(301) 851-2948

APHIS FORM 7060

Previous editions may be used

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