

## 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

<b>RESPONDENT:</b>	
<u>1<sup>st</sup> Address</u>	<u>2<sup>nd</sup> Address</u>
Clark's Elioak Farm, LLC 10500 State Route 108 Ellicott City, MD 21042-6102	<u>Registered Agent:</u> Betty Smith Adams, Esq. 14722 Dorsey Mill Road Glenwood, MD 21738

<b>CASE NUMBER</b>	MD09005-AC
<b>DUE ON OR BEFORE</b>	July 18, 2011
<b>CONTACT</b>	
<b>PHONE</b>	(301) 734-5578
	<b>REVISED</b>

DATE	CITATION	DESCRIPTION
05-OCT-2008	9 C.F.R. § 2.40(b)(3)	<b>Attending Veterinarian and Adequate Veterinary Care.</b> Respondent failed to establish and maintain programs of veterinary care that include a mechanism of direct and frequent communication of timely and accurate information on problems of animal health, behavior, and well-being is conveyed to the attending veterinarian.  Respondent did not contact a veterinarian about a goat that was observed to be ill (diarrhea and lethargic) in the morning. The goat later died while on exhibit in public view.
22-SEP-2010		Respondent failed to obtain veterinary care for two pigs that were observed by APHIS officials to have red, blotchy, flaky, possibly sunburned skin. The skin condition needed to be treated by the attending veterinarian.

**PENALTY** \$4,857.

**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.

You may waive your right to a hearing and agree to pay the specified civil penalty in settlement of this matter. If you do not agree to the specified penalty, a complaint shall be issued charging you with the violation(s) and seeking higher penalties. You will have the opportunity for a hearing before an Administrative Law Judge to present your case.

I acknowledge that I have been given an opportunity for a hearing and waive such hearing. I neither admit nor deny the violations cited above and agree to pay the civil penalty in full settlement of this matter.

**Signature of Respondent:**

**Date:**

### PAYMENT RECORD - FOR IES USE ONLY

Payment Type	Date	Amount	Signature of IES Representative