

Reference Number: KY09081-AC Issuance Date: November 9, 2011

Version: Revised

VIA: USPS Certified Mail
Shipping Event: 1st

November 9, 2011

Lindsey Oliver 112 Herron Dr Lancaster, KY 40444-1228

### **WARNING LETTER**

Re: Reference number KY09081-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 Warning Letter. Our agency, the Animal and Plant Health Inspection Service (APHIS), is responsible for enforcing the HPA, and other agriculture laws, to protect American agriculture from plant pests and animal diseases, and to ensure the welfare of animals.

We may, after providing you with opportunity for a hearing, impose civil penalties of up to \$2,200, or other sanctions for the violations described in the Warning Letter. Though we usually pursue penalties for the types of violations described in the Warning Letter, we have decided not to pursue penalties for these violations so long as you comply, in the future, with laws that APHIS enforces involving animal and plant health.

#### **Consequences of Continuing Non-Compliance**

If you violate laws that APHIS enforces in the future, we may pursue criminal penalties, or may pursue civil penalties for the violations described in the attached Warning Letter, <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 letter, contact Edmund Grant at (301) 734-0865, or call our main office number at (301) 734-8684.

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



CASE NUMBER:
KY09081-AC
VIOLATOR:

Lindsey Oliver

ADDRESS (Street, City, State, ZIP Code): 112 Herron Dr Lancaster, KY 40444-1228

The 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:

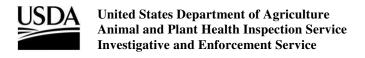
Date of Violation: April 17, 2009

**15 U.S.C.** § <u>1824(2)</u> Unlawful Acts. The (A) showing or exhibiting, in any horse show or horse exhibition, of any horse which is sore, (B) entering for the purpose of showing or exhibiting in any horse show or horse exhibition, any horse which is sore, (C) selling, auctioning, or offering for sale, in any horse sale or auction, any horse which is sore, and (D) allowing any activity described in clause (A), (B), or (C) respecting a horse which is sore by the owner of such horse.

You entered for the purpose of showing or exhibiting, the horse "Cash's Golden Skyline," at the Spring Jubilee Charity Horse Show which was found sore by the hoof tester.

These federal requirements were created to help prevent the spread of animal and plant pests and diseases, or to ensure the welfare of animals. Since violations of the regulations can have serious and costly impacts detrimental to the public interest, you are warned of this violation. Any further violation of these federal requirements may result in the assessment of a civil penalty or criminal prosecution. If you have any questions concerning this warning or violation, please contact the APHIS officials listed in this notice.

APHIS OFFICIAL (Name)	OFFICE ADDRESS:	
Sarah L. Conant, ESQ	4700 River Road, Unit 85	
	Riverdale, MD 20737	
APHIS OFFICIAL (Title)	DATE ISSUED:	TELEPHONE NUMBER:
Supervisor, Animal Health and Welfare Enforcement Branch	November 9,	(301) 734-8684
	2011	



Reference Number: KY09081-AC Issuance Date: November 9, 2011

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Author:	Edmund Grant at (301) 734-0865
Branch Chief:	Sarah L. Conant, ESQ
CC to IES Regional Directors:	<ul> <li>W. Harris, IES, ER</li> <li>T. Fordahl, IES WR</li> <li>E. Nickerson, IES WR</li> <li>J. Rood, IES ER</li> <li>S. Santiago, IES ER</li> <li>H. Jordan, IES ER</li> <li>W. Reinburg, IES ER</li> <li>W. Swartz, IES ER</li> <li>J. Freeman, IES WR</li> <li>K. Kraubner-Lucas, IES WR</li> <li>M. McCann, IES WR</li> <li>E. Kelpis, IES WR</li> <li>L. Carson, IES WR</li> </ul>
CC to Others:	R. Cezar, AC HP C. Jones, AC HP C. Willey, IES ER
DCB List:	Ember Smootz
Production Notes:	[Production Notes]
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