

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:
 Ronald Gregg Butler
 4427 Little Hope Road
 Lisman, AL 36912

CASE NUMBER | MO09075-VS
DUE ON OR BEFORE | June 25, 2010
CONTACT | Sarah King
PHONE | (301) 734-0012

DATE	CITATION	DESCRIPTION
On or about June 20, 2009	9 CFR § 77.27(c)	Interstate movement from modified accredited States and zones. Tuberculosis The respondent caused the interstate movement of five whitetail deer fawns from Milan, Missouri, for breeding purposes, without (1) official identification and (2) a valid certificate stating that the herd from which the animals originated was negative to a whole herd test conducted within 1 year prior to the date of movement. <i>"... captive cervids that originate in a modified accredited State . . . may be moved interstate only under . . . the following conditions . . . (c) The captive cervids are sexually intact animals; are not from an accredited herd; are officially identified; and are accompanied by a certificate stating that the herd from which they originated was negative to a whole herd test conducted within 1 year prior to the date of movement and that the individual animals to be moved were negative to an additional official tuberculin test conducted within 90 days prior to the date of movement, except that the additional test is not required if the animals are moved interstate within 6 months following the whole herd test."</i>
On or about June 20, 2009	9 CFR § 81.3(a)(2)	General Restrictions. Chronic Wasting Disease (CWD) The respondent caused the interstate movement of five whitetail deer fawns from Milan, Missouri which were accompanied by a certificate that did not contain the following information: (1) the herd's CWD Program Status; (2) a statement that the animals were not CWD-positive, CWD-exposed, or CWD-suspect; (3) the official identification numbers of each animal being moved; and (4) a statement that the animals were not exhibiting any clinical signs of CWD. <i>"No farmed or captive deer, elk, or moose may be moved interstate unless it meets the requirements of this section. (a) Animals in the CWD herd Certification Program. . . . (2) The farmed or captive deer, elk or moose is accompanied by a certificate issued in accordance with § 81.4 of this part that identified its herd of origin and its herd's CWD Herd Certification Program status, and states that it is not a CWD-positive, CWD-exposed, or CWD-suspect animal." "A certificate must show any official animal identification numbers of each animal to be moved. . . The certificate must also include a statement by the issuing veterinarian . . . that the animals were not exhibiting clinical signs associated with CWD . . . and that the animals are from a herd participating in the CWD Herd Certification Program and must provide the herd's program status . . ."</i>

PENALTY \$3,750

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

T04 – Settlement Agreement
Revised 11/15/05

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:
 Terry Norris Mosley
 21883 Highway 17
 Gilbertown, AL 36908

CASE NUMBER MO09075-VS
DUE ON OR BEFORE June 25, 2010
CONTACT Sarah King
PHONE (301) 734-0012

DATE	CITATION	DESCRIPTION
On or about June 20, 2009	9 CFR § 77.27(c)	<p>Interstate movement from modified accredited States and zones. Tuberculosis The respondent caused the interstate movement of five whitetail deer fawns from Milan, Missouri to Alabama for breeding purposes without (1) official identification and (2) a valid certificate stating that that the herd from which the animals originated was negative to a whole her test conducted within 1 year prior to the date of movement. <i>"... captive cervids that originate in a modified accredited State . . . may be moved interstate only under . . . the following conditions . . . (c) The captive cervids are sexually intact animals; are not from an accredited herd; are officially identified; and are accompanied by a certificate stating that the herd from which they originated was negative to a whole herd test conducted within 1 year prior to the date of movement and that the individual animals to be moved were negative to an additional official tuberculin test conducted within 90 days prior to the date of movement, except that the additional test is not required if the animals are moved interstate within 6 months following the whole herd test."</i></p>
On or about June 20, 2009	9 CFR § 81.3(a)(2)	<p>General Restrictions. Chronic Wasting Disease (CWD) The respondent caused the interstate movement of five whitetail deer fawns from Milan, Missouri to Alabama, which were accompanied by a certificate that did not contain the following information: (1) the herd's CWD Program Status; (2) a statement that the animals were not CWD-positive, CWD-exposed, or CWD-suspect; (3) the official identification numbers of each animal being moved; and (4) a statement that the animals were not exhibiting any clinical signs of CWD. <i>"No farmed or captive deer, elk, or moose may be moved interstate unless it meets the requirements of this section. (a) Animals in the CWD herd Certification Program. . . (2) The farmed or captive deer, elk or moose is accompanied by a certificate issued in accordance with § 81.4 of this part that identified its herd of origin and its herd's CWD Herd Certification Program status, and states that it is not a CWD-positive, CWD-exposed, or CWD-suspect animal." "A certificate must show any official animal identification numbers of each animal to be moved. . . The certificate must also include a statement by the issuing veterinarian . . . that the animals were not exhibiting clinical signs associated with CWD . . . and that the animals are from a herd participating in the CWD Herd Certification Program and must provide the herd's program status . . ."</i></p>

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