

UNITED STATES DEPARTMENT OF AGRICULTURE  
BEFORE THE SECRETARY OF AGRICULTURE

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In re: ) P.Q. Docket No. 08-0019  
Wall Street Systems, Inc., )  
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Respondent ) Consent Decision and Order

This proceeding was instituted under the Plant Protection Act (7 U.S.C. § 7701 et seq.)(the Act), by a complaint filed by the Administrator of the Animal and Plant Health Inspection Service alleging that respondent Wall Street Systems, Inc. (hereinafter, respondent), violated the Act. The complainant and respondent have agreed that this proceeding should be terminated by entry of this Consent Decision.

For the purposes of this Consent Decision only, respondent specifically admits that the Secretary of the United States Department of Agriculture has jurisdiction in this matter, neither admits nor denies the remaining allegations in the complaint, and admits to the Findings of Fact set forth below.

Respondent waives:

- (a) Any further procedure;
- (b) Any requirement that the final decision in this proceeding contain findings and conclusions with respect to all material issues of fact, law, or discretion, as well as the reasons or bases thereof;
- (c) All rights to seek judicial review and otherwise challenge or contest the validity of this decision; and
- (d) Any action against the United States Department of Agriculture under the Equal Access to Justice Act of 1980 (5 U.S.C. § 504 et seq.) for fees and other expenses incurred by the respondent in connection with this proceeding.

### Findings of Fact

1. Wall Street Systems, Inc., is a transportation company that has a business address of 1006 Trident Street, Hanahan, South Carolina 29406.

2. On or about March 22, 2007, shipping container ECMU2056310 was moved from the Port of Charleston before it had been inspected and released from agricultural hold by Federal agriculture inspectors.

### Conclusions

Respondent has admitted the jurisdictional facts and has agreed to the following Order in disposition of this proceeding; therefore, this Consent Decision will be issued.

### Order

Respondent Wall Street Systems, Inc., is assessed a civil penalty of one thousand two hundred fifty dollars (\$1,250.00). The respondent shall send a certified check or money order for two hundred fifty dollars (\$250.00), payable to the Treasurer of the United States, to United States Department of Agriculture, APHIS, Accounts Receivable, P.O. Box 3334, Minneapolis, Minnesota 55403, within thirty (30) days from the effective date of this Order. The certified check or money order should include the docket number of this proceeding. Respondent shall pay the remaining one thousand dollars (\$1,000.00) in five installments of two hundred dollars (\$200.00) each. The first installment shall be due not later May 1, 2008; the second installment shall be due not later than June 1, 2008; the third installment shall be due not later than July 1, 2008; the fourth installment shall be due not later than August 1, 2008; and the fifth and final installment shall be due not later than September 1, 2008. Each installment shall be paid by a certified check or money order made payable to the Treasurer of the United States at the mailing address listed above. Each certified check or money order should include the docket number of this proceeding.

This Order shall become effective when served on respondent.

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WALLS STREET SYSTEMS, INC.  
Respondent

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THOMAS N. BOLICK  
Attorney for Complainant

Issued this 12 day of Feb, 2008  
at Washington, D.C.

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Administrative Law Judge  
Jill S. Clifton