

**GIPSA
Press
Release**

United States
Department of
Agriculture

Grain Inspection,
Packers and
Stockyards
Administration

STOP 3601
1400 Independence Ave., SW
Washington, D.C.
20250-3601

GIPSA Release 41-12

Catherine M. Grasso 202-720-7201
Catherine.M.Grasso@usda.gov

**GIPSA Orders Jeffrey H. Auerbach to Pay a Civil Penalty
in the Amount of \$75,000**

WASHINGTON, Feb. 9, 2012 – The U.S. Department of Agriculture’s Grain Inspection, Packers and Stockyards Administration (GIPSA) entered into a consent decision with Jeffrey H. Auerbach (Auerbach), on January 26, 2012. Auerbach has been ordered to cease and desist from:

- failing to pay and failing to pay, when due, the full purchase price of livestock; and
- engaging in business in any capacity for which a bond is required without filing and maintaining an adequate bond.

Auerbach has also been assessed a civil penalty in the amount of \$75,000. The entire amount of the civil penalty will be held in abeyance and will terminate after a period of five years beginning on the date that this Order becomes final and effective, provided Auerbach complies with the terms of this Order.

The consent decision resolves charges that were filed on January 6, 2012, in which GIPSA alleged that, Auerbach:

- purchased livestock and failed to pay within the time period required by the Packers and Stockyards (P&S) Act, the full purchase price for the livestock;
- engaged in the business of a packer purchasing livestock in commerce without maintaining a bond or bond equivalent;
- extended payment terms without obtaining written credit agreements with formal trust waivers from livestock sellers; and
- as of the date of this complaint, respondent owed \$114,589.23 to livestock sellers.

The P&S Act is a fair trade practice and payment protection law that promotes fair and competitive marketing environments for the livestock, meat, and poultry industries.

USDA is an equal opportunity provider, employer, and lender. To file a complaint of discrimination, write: USDA, Director, Office of Civil Rights, 1400 Independence Ave., S.W., Washington, D.C. 20250-9410 or call (800) 795-3272(voice), or (202) 720-6382 (TDD).