

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

| | | |
|---------------|---|------------------------|
| Vernon Vierra |) | P&S Docket No. R-94-13 |
| |) | |
| Complainant |) | |
| |) | |
| v. |) | |
| |) | |
| Mac McCranie |) | |
| |) | |
| Respondent |) | Order of Dismissal |

This is a reparation proceeding under the Packers and Stockyards Act, 1921, as amended and supplemented (7 U.S.C. § 181 et seq.). A complaint was filed in which complainant seeks reparation against respondent in the amount of \$1,923.00 in connection with a transaction involving livestock.

A copy of the formal complaint was served on respondent. By letter dated October 15, 1996, the parties were notified that the complaint would be dismissed because a court action had been initiated in small claims court, which dealt with the same issues as those in the above captioned matter and complainant had elected its remedy as provided in § 308 of the Packers and Stockyards Act. Complainant was given 20 days in which to show cause why the complaint should not be dismissed. No objections were filed.

Accordingly, the complaint is hereby dismissed.

Copies of this order shall be served upon the parties.

Done at Washington, D.C.
this _____ day of DEC 17 1996

WILLIAM G. JENSON

Judicial Officer
Office of the Secretary