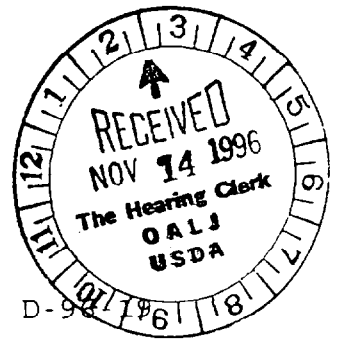


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UNITED STATES DEPARTMENT OF AGRICULTURE  
BEFORE THE SECRETARY OF AGRICULTURE

In re:	)	P. & S. Docket No. D-98
	)	
L.V. Knight,	)	
	)	Decision Without Hearing
Respondent	)	By Reason of Consent

This proceeding was instituted under the Packers and Stockyards Act (7 U.S.C. § 181 et seq.) by a Complaint filed by the Deputy Administrator, Packers and Stockyards Programs, Grain Inspection, Packers and Stockyards Administration, United States Department of Agriculture, alleging that respondent has willfully violated the Act. This Decision Without Hearing by Reason of Consent is entered pursuant to the consent decision provisions of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

Respondent admits the jurisdictional allegations in paragraph I of the Complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations, waives oral hearing and further procedure, and consents and agrees, for the purpose of settling this proceeding and for such purpose only, to the entry of this Decision.

The complainant agrees to the entry of this Decision.

Findings of Fact

(1) L.V. Knight, hereinafter referred to as the respondent, is an individual whose business mailing address is 4320 Hicken Road, Knoxville, Tennessee 37938.

(2) The respondent is, and at all times material herein was:

(a) Engaged in the business of buying and selling livestock in commerce for his own account or the accounts of others;

(b) Engaged in the business of buying livestock on a commission basis; and

(c) Registered with the Secretary of Agriculture as a dealer to buy and sell livestock for his own account or the account of others, and a market agency buying livestock on a commission basis.

#### Conclusions

The respondent having admitted the jurisdictional facts and the parties having agreed to the entry of this Decision, such Decision will be entered.

#### Order

Respondent L.V. Knight, his officers, directors, agents, employees, successors and assigns, individually or through any corporate or other device, in connection with his operations subject to the Act, shall cease and desist from:

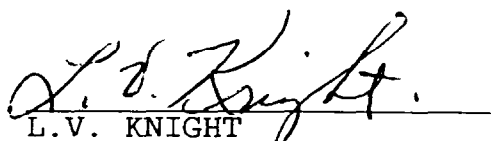
(a) Buying livestock from various sellers and selling the livestock to various buyers, while arbitrarily and fraudulently increasing the weight of such livestock; and

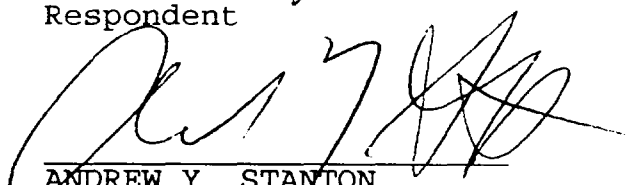
(b) Collecting payment for the livestock from the buyers based on the arbitrary and fraudulent increases in weight.

Pursuant to section 312(b) of the Act (7 U.S.C. § 213(b)), respondent is assessed a civil penalty in the amount of Seven Thousand Dollars (\$7,000.00).


The provisions of this order shall become effective on the first day after service of this order on the respondent.

Copies of this Decision shall be served upon the parties.

  
L.V. KNIGHT  
Respondent

  
ANDREW Y. STANTON  
Attorney for Complainant

Issued this 14 day of  
November, 1996.

  
Administrative Law Judge