

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)
)
Daniel J. Moulton, an individual, also) AWA Docket No. **19-0004**
known as Dan Moulton, doing business)
as Moulton Chinchilla Ranch,)
)
Respondent.)

REC'D - USDA/OALJ/HCO
2021 OCT 12 8:30 AM

**Ruling DENYING All Pending Motion(s)
and OVERRULING All Pending Objections**

Appearances:

Rupa Chilukuri, Esq., and John V. Rodriguez, Esq., each with the Office of the General Counsel, United States Department of Agriculture, 1400 Independence Ave SW, Washington, DC 20250, for the Complainant. The Complainant is the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture (“APHIS” or Complainant); and

the Respondent Daniel J. Moulton, also known as Dan Moulton, representing himself.

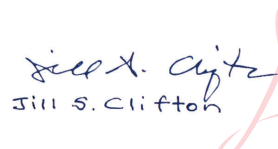
1. All Pending Motions not otherwise addressed are DENIED.
2. All Pending Objections not otherwise addressed are OVERRULED.
3. My work to hear and decide is completed: the initial Decision and Order was issued orally on October 8 (Friday) 2021.
4. I considered carefully the non-party Motion filed on August 26, 2021 by the Animal Welfare Institute in Docket No. **19-0004**, the above-captioned matter. The time for response elapsed September 15, 2021.¹ Neither party filed a response to this non-party Motion.
5. A non-party in no way resembles a party in this government-initiated disciplinary proceeding. To the extent non-party Objections and Motions were not addressed by my September 14, 2021 “Conditions Order UPDATES, to Monitor the Hearing”, non-party Objections are OVERRULED and non-party Motions are DENIED, consistent with the goals of protecting the integrity of the Hearing and preventing witness harassment.

¹ See 7 C.F.R. § 1.143(d) (“Within 20 days after service of any written motion or request . . . an opposing party may file a response to the motion or request.”). The parties were sent a copy of the non-party Motion on August 26, 2021.

Copies of this “Ruling DENYING All Pending Motion(s) and OVERRULING All Pending Objections” shall be sent by the Hearing Clerk to each of the parties.

The Hearing Clerk is requested to send a copy also to Nadia Adawi, Executive Director/General Counsel, Animal Welfare Institute, and to William N. Lawton, Esq. and William S. Eubanks II, Esq., counsel for the Animal Welfare Institute.

Issued at Washington, D.C. this 11th day of October 2021


Jill S. Clifton

Digitally signed by
JILL CLIFTON
Date: 2021.10.11
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Jill S. Clifton
Administrative Law Judge

Hearing Clerk’s Office
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CERTIFICATE OF SERVICE

Daniel J. Moulton, a/k/a Dan Moulton, d/b/a Moulton Chinchilla Ranch, Respondent
Docket: 19-0004

Having personal knowledge of the foregoing, I declare under penalty of perjury that the information herein is true and correct, and this is to certify that a copy of the RULING DENYING ALL PENDING MOTION(S) AND OVERRULING ALL PENDING OBJECTIONS has been furnished and was served upon the following parties on October 13, 2021 by the following:

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Respectfully Submitted,

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