

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

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OCT 17 2010
04-0008-1
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In re:) AWA Docket No. 04-0008
)
THE JOHNS HOPKINS UNIVERSITY,)
a private educational institution,)
)
Respondent.) CONSENT DECISION AND
ORDER

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.) (the “Act”), by an amended complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondent violated the Act and the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.) (the “Regulations” and “Standards”). This decision is entered pursuant to the consent decision provisions of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

The respondent admits the jurisdictional allegations in the amended 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, to the entry of this decision. The complainant agrees to the entry of this decision.

FINDINGS OF FACT

1. The Johns Hopkins University is a private educational institution whose president is William R. Brody, Office of the President, 242 Garland Hall, 3400 North Charles Street, Baltimore, Maryland 21218-2692. At all times mentioned herein, said respondent was registered and operating as a research facility under the Act.

2. APHIS personnel conducted inspections of respondent’s facilities, records and

animals on or about the following dates:

<u>Date</u>	<u>Animals Inspected</u>
January 25-29, 1999	988
October 18-21, 1999 (partial inspection)	350
August 14-21, 2000	1154
August 21, 2001	
June 24, 2002	
July 21, 2003	

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

1. Respondent, its agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the Regulations and Standards.


2. Respondent is assessed a civil penalty of \$25,000, which shall be paid by a certified check or money order made payable to the Treasurer of United States, and sent to:

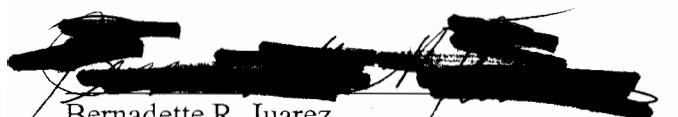
Bernadette R. Juarez
United States Department of Agriculture
Office of the General Counsel
Marketing Division
1400 Independence Avenue, SW
Room 2343-South Building
Washington, DC 20250-1417

Respondent shall state on the certified check or money order that the payment is in reference to AWA Docket No. 04-0008.

The provisions of this Order shall become effective immediately. Copies of this decision shall be served upon the parties.

THE JOHNS HOPKINS UNIVERSITY
a private educational institution
Respondent

By 
Its Acting Vice President & General Counsel


Bernadette R. Juarez
Attorney for Complainant

Done at Washington, D.C.
this 1st day of February 2007


Administrative Law Judge