

# Investigative and Enforcement Services

# Settlement Agreement

USDA, APHIS, IES  
4700 River Road, Unit 85  
Riverdale, MD 20737  
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**RESPONDENT:**

Tulane National Primate Research Center  
18703 Three Rivers Road  
Covington, LA 70433-8915

CASE NUMBER LA05016-AC  
DUE ON OR BEFORE September 16, 2005  
CONTACT Ms. Roxanne Falk  
PHONE (301) 734-5578

DATE	CITATION	DESCRIPTION
9-MAY-2005	9 CFR 3.80(a)(2)(iii)	Primate enclosures. General requirements. Failed to contain 50 pig-tail macaques in an enclosure which could not be accidentally opened by the primates enclosed. Primate enclosure opened by primates, causing the escape of 50 macaques and death and/or loss of four primates.

**PENALTY** \$685.**TERMS**

Titles 7, 15, 19, and 21 of the United States Code authorize the Secretary of Agriculture to impose civil penalties and other sanctions to resolve violations after providing notice and opportunity for a hearing.

You may waive your right to a hearing and agree to pay the specified civil penalty in settlement of this matter. If you do not agree to the specified penalty, a complaint shall be issued charging you with the violation(s) and seeking higher penalties. You will have the opportunity for a hearing before an Administrative Law Judge to present your case.

I acknowledge that I have been given an opportunity for a hearing and waive such hearing. I neither admit nor deny the violations cited above and agree to pay the civil penalty in full settlement of this matter.

Signature of Respondent:

Date:

**PAYMENT RECORD - FOR IES USE ONLY**

Payment Type	Date	Amount	Signature of IES Representative