

UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:)	Docket Nos.: 22-J-0001
)	22-J-0002
Dean Oswald, an individual,)	22-J-0003
Jewel Oswald, an individual,)	
and Oswald's Bear Ranch, LLC,)	
)	
Respondents.)	CONSENT DECISION AND
)	ORDER

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.)(AWA or Act), by a complaint filed by the Administrator of the Animal and Plant Health Inspection Service, alleging that the Respondents Dean Oswald, Jewel Oswald, and Oswald's Bear Ranch, LLC, (hereinafter "Respondents") violated the AWA and the regulations promulgated thereunder (9 C.F.R. § 1.1 et seq.)(Regulations). The Complainant and the Respondents have agreed that this proceeding should be terminated by entry of this Consent Decision, and have agreed to the following stipulations:

The Respondents, Dean Oswald, Jewel Oswald, and Oswald's Bear Ranch, LLC, admit the findings of fact, as set forth herein, and specifically admit that the Secretary of the United States Department of Agriculture has jurisdiction in this matter, neither admit nor deny the remaining allegations in the Complaint, waive oral hearing and all further procedure, waive all rights to seek judicial review and otherwise challenge or contest the validity of this decision, including waiving challenges to the Administrative Law Judge's authority to enter this Consent Decision and Order under the Administrative Procedure Act and the Constitution of the United States, and waive any action against the United States Department of Agriculture under the Equal Access to Justice Act of 1908 (5 U.S.C. §§ 504 *et seq.*) for fee and other expenses incurred by Respondent in connection with this proceeding or any action against any USDA employee in

their individual capacity.

The parties consent and agree for the purpose of settling this proceeding, to the entry of this decision. 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). Complainant agrees to the entry of this decision.

Findings of Fact

1. Respondent Dean Oswald is an individual whose business mailing address is 13814 County Road, 407, Newberry, Michigan 49868. At all times material herein, Respondent Dean Oswald was a principal in or agent of Respondent Oswald's Bear Ranch, LLC ("OBR"), was an exhibitor as that term is defined in the Act and the Regulations, and held AWA license 34-C-0123 as an "individual."

2. Respondent Jewel Oswald is an individual whose business mailing address is 13814 County Road, 407, Newberry, Michigan 49868. At all times material herein, Respondent Jewel Oswald was a principal in or agent of Respondent OBR, was an exhibitor as that term is defined in the Act and the Regulations, and held AWA license 34-C-0123 as an "individual."

3. Respondent OBR is a Michigan limited liability company (No. 801762564), whose registered address is 13184 Country Road, 407, Newberry, Michigan 49868, and whose registered agent is Dean Oswald, 13184 Country Road, 407, Newberry, Michigan 49868. At all times mentioned herein, Respondent OBR was an exhibitor, as that term is defined in the Act and the Regulations.

Conclusions of Law

The Respondents have admitted to the jurisdictional facts and Findings of Fact and have agreed to the following Order in disposition of this proceeding; therefore, this Consent Decision

will be issued.

Order

Respondents, Dean Oswald, Jewel Oswald, and Oswald's Bear Ranch, LLC, are assessed a civil penalty of two thousand four hundred dollars (\$2,400.00). Respondents shall send a bank/certified check or money order, payable to the Treasurer of the United States, for two thousand four hundred dollars (\$2,400.00) to USDA APHIS, P.O. Box 979043, St. Louis, MO 63197-9000, payable within thirty (30) days from the effective date of this Order. The bank/certified check or money order should include the docket number of this proceeding. Respondent should make and keep a copy of this payment for his records.

The provisions of this Order shall become effective on the day this Consent Decision and Order is issued.

Copies of this Decision and Order shall be served upon the parties.



Michael H. Perry
Attorney for Respondent



Michael H. Perry, attorney
with authority to sign

Dean Oswald



Michael H. Perry, attorney
with authority to sign

Jewel Oswald



Michael H. Perry, attorney
with authority to sign

Oswald's Bear Ranch, LLC

DANIELLE
PARK

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Date: 2021.12.02 15:58:58 -05'00'

Danielle Park
Attorney for Complainant

Done at Washington, D.C.
this 6th of December 2021


Jill S. Clifton

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JILL CLIFTON
Date: 2021.12.06
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Jill S Clifton
Admin Law
Judge