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UNITED STATES DEPARTMENT OF AGRICULTURE

BEFORE THE SECRETARY OF AGRICULTURE

In re:	
Intermountain Packing, LLC,	P&S Docket No. 25-J-0026
Respondent	Consent Decision and Order

This proceeding was instituted under the Packers and Stockyards Act, 1921, as amended and supplemented (7 U.S.C. § 181 *et seq.*) (Act), by a Complaint filed by the Deputy Administrator, Fair Trade Practices Program, Agricultural Marketing Service (AMS), United States Department of Agriculture, alleging that the Respondent violated the Act and the regulations promulgated thereunder (9 C.F.R. § 201.1 *et seq.*). This decision is entered pursuant to the consent decision provision of the Rules of Practice applicable to this proceeding (7 C.F.R. § 1.138).

Respondent admits the jurisdictional allegations in the complaint and specifically admits that the Secretary has jurisdiction in this matter, neither admits nor denies the remaining allegations as set forth herein as findings of fact and conclusions of law, waives any and all rights or defenses the Respondent has or might have for the matter to be adjudicated in a federal district court in the first instance, including any associated right to a jury trial, waives oral hearing and further procedure, waives 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 Decision and Order under the Administrative Procedure Act and the Constitution of the United States, and waives any action against the United States Department of Agriculture under the Equal Access to Justice Act of 1980 (5 U.S.C. § 504 *et*

seq.) for fees and other expenses incurred by Respondent in connection with this proceeding or any action against any USDA employee in their individual capacity.

Respondent consents and agrees, for the purpose of settling this proceeding, to the entry of this decision. Nothing contained herein shall act or be construed as a determination, finding or Order regarding personal liability pertaining to or against any of Respondent's owners or officers, other than that Respondent Intermountain Packing, LLC must abide by the terms of the Order stated below as required by the Act. Complainant agrees to the entry of this decision.

FINDINGS OF FACT

1. Respondent is or was a Limited Liability Company formed and operating in the state of Idaho. Its business mailing address is 1096 East Iona Road, Idaho Falls, ID 83401.
2. Respondent was at all times material to the Complaint in this matter:

   (a) Engaged in the business of buying livestock in commerce for the purpose of slaughter, and of manufacturing or preparing meats or meat food products for sale or shipment in commerce;

   (b) A packer within the meaning of and subject to the provisions of the Act.

3. Respondent has paid the valid trust claims stated as owed in the Complaint in this matter, *except* for one claimant, which amounts owed are in dispute in the United States District Court for the District of Idaho, case 1:24-cv-00501-DKG.

CONCLUSIONS OF LAW

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 owners, officers and assigns, directly or through any corporate or other

device, in connection with any operations subject to the Act, will cease and desist from:

(a) operating as a packer subject to the Act without adequate bond as defined and required under the Act;

(b) operating without being financially solvent as defined and required by the Act;

(c) failing to pay, or pay when due, the full purchase price of livestock; and

(d) using trust funds as defined by the Act in any way except for the proper preservation and administration of the trust, and payment of any trust claims adjudicated as owed under 7 U.S.C. § 196.

2. Respondent will pay a civil penalty in the amount of $2,120,973.41 that is currently owed to the livestock seller referenced in the Complaint in the instant matter.[1] However, this civil penalty order will be reducible, dollar for dollar, in the amount that Respondent makes any payments to the sellers toward the amount owed.

Respondent will provide evidence and proof to Complainant, the Administrative Law Judge, or both that the above stated amount, if any is applicable according to the terms herein, has been paid. If Respondent fails to pay the amount within 6 months or a time period directly according to the terms of any adjudication or settlement in 1:24-cv-00501-DKG, or alternatively to pay any unpaid remainder as a civil penalty in the instant matter, that will be deemed a breach

1 This amount, *inter alia*, is the subject of litigation in case 1:24-cv-00501-DKG in the United States District Court, District of Idaho. Respondent Intermountain Packing, LLC agrees that it will, pursuant to that decision or settlement and the amount ordered/agreed to be paid in the matter 1:24-cv-00501-DKG (and subject to any determinations by that court or any appointed Receiver), pay a civil penalty (within no more than 6 months, or a time period directly pursuant to any District Court order/agreement in the matter 1:24-cv-00501-DKG) in the *instant* matter (D-26-J-0026).

of this Order (this determination of breach will be subject to change upon good cause shown either to Complainant or to the Administrative Law Judge in the instant matter[2]).

This Order will have the same force and effect as if entered after a full hearing, and its provisions will become effective upon issuance. Copies of this decision and Order will be served upon the parties.

[redacted]
Representative of Respondent

CHRISTOPHER YOUNG Digitally signed by CHRISTOPHER YOUNG Date: 2026.09.22 15:59:01 -04'00'

Christopher Young
Attorney for Complainant

Issued at Washington, D.C.
October 6, 2026

Tierney Carlos

Tierney Carlos
Administrative Law Judge

2 Or subject to change pursuant to any determinations or limitations that arise from the Court or any appointed Receiver described in footnote 1 of this document.