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DEPARTMENT OF AGRICULTURE.

Grain Inspection, Packers and Stockyards Administration

Proposed Posting, Posting, and Deposting of Stockyards

AGENCY: Grain Inspection, Packers and Stockyards Administration, USDA.

ACTION: Notice and request for comments.

SUMMARY: The Grain Inspection, Packers and Stockyards Administration (GIPSA) is taking several actions to post and deposite stockyards under the Packers and Stockyards Act (P&S Act). Specifically, we are proposing that 17 stockyards now operating subject to the P&S Act be posted. We are also posting eight stockyards that were identified previously as operating subject to the P&S Act and deposite one stockyard that no longer meets the definition of a stockyard.

DATES: For the proposed posting of stockyards, we will consider comments that we receive on or before [INSERT DATE 15 DAYS AFTER DATE OF PUBLICATION IN THE FEDERAL REGISTER].

ADDRESSES: We invite you to submit comments on this notice. You may submit comments by any of the following methods:

- Internet: Go to <http://www.regulations.gov>. Follow the on-line instructions for submitting comments.
- Fax: (202) 690-2173.
- Mail, hand delivery, or courier: R. Dexter Thomas, GIPSA, USDA, 1400 Independence Avenue, SW., Room 2530-S, Washington, DC 20250-3604.

Instructions: All comments should refer to the date and page number of this issue of the Federal Register. The comments and other documents relating to this action will be available for public inspection during regular business hours.

FOR FURTHER INFORMATION CONTACT: Catherine M. Grasso, Program Analyst, Litigation and Economic Analysis Division at (202) 720-7201 or Catherine.m.grasso@usda.gov.

SUPPLEMENTARY INFORMATION: GIPSA administers and enforces the P&S Act of 1921, (7 U.S.C. 181 *et seq.*). The P&S Act prohibits unfair, deceptive, and fraudulent practices by livestock market agencies, dealers, stockyard owners, meat packers, swine contractors, and live poultry dealers in the livestock, poultry, and meatpacking industries.

Section 302 of the P&S Act (7 U.S.C. 202) defines the term “stockyard” as follows: “...any place, establishment, or facility commonly known as stockyards, conducted, operated, or managed for profit or nonprofit as a public market for livestock producers, feeders, market agencies, and buyers, consisting of pens, or other enclosures, and their appurtenances, in which live cattle, sheep, swine, horses, mules, or goats are received, held, or kept for sale or shipment in commerce.”

Section 302 (b) of the P&S Act requires the Secretary of Agriculture to determine which stockyards meet this definition, and to notify the owner of the stockyard and the public of that determination by posting a notice in each designated stockyard. Once the Secretary provides notice to the stockyard owner and the public, the stockyard is subject to the provisions of Title III of the P&S Act (7 U.S.C. 201-203 and 205-217a) until the Secretary deposits the stockyard by public notice. To post a stockyard, we assign the stockyard a facility number, notify the stockyard owner, and send an official posting notice to the stockyard owner to display in a public area of the stockyard. This process is referred to as “posting.” The date of posting is the date that the posting notices are physically displayed at the stockyard. A facility that does not meet the definition of a stockyard is not subject to the P&S Act, and therefore cannot be posted. A posted stockyard can be deposited, which occurs when the facility is no longer used as a stockyard.

We are hereby notifying stockyard owners and the public that the following 17 stockyards meet the definition of a stockyard, and that we propose to designate these stockyards as posted stockyards.

Proposed Facility Number	Stockyard Name and Location
AR-184	Mid-State Stockyards, LLC, Damascus, Arkansas
AZ-119	Arizona Livestock Auction, Buckeye, Arizona
GA-236	Trion Livestock Auction, LLC, Trion Georgia
GA-237	Deer Run Auction Co., Adel, Georgia
KY-187	Steele Hollow Stockyard, LLC, Rockholds, Kentucky
KY-188	Franklin Livestock Market, Inc., Franklin, Kentucky
MS-179	Integrity Livestock Auction, LLC, Brookhaven, Mississippi
MS-180	Ramsey Livestock Sales, Inc., Vicksburg, Mississippi
MO-289	Archangel Outreach Ministries, Inc., d/b/a CRS & Highlandville Sales, Highlandville, Missouri
NC-180	Stephens Auction Co., Lumberton, North Carolina

Proposed Facility Number	Stockyard Name and Location
NC-181	Flippin Chicken Auction & Sales, Beulaville, North Carolina
OK-218	JC Stockyards Auction, LLC, Meeker, Oklahoma
TN-212	WJ Auction Co., LLC, Telford, Tennessee
TN-213	Saddle Brook Stables, Jamestown, Tennessee
TN-214	Wiser Farms/Triple "M" Farms, Shelbyville, Tennessee
TX-358	Paris Livestock Auction, LLC, Paris, Texas
UT-119	Anderson Livestock Auction Co., Willard, Utah

We are also notifying the public that the stockyards listed in the following table meet the P&S Act's definition of a stockyard and that we have posted the stockyards. On July 15, 2014, we published a notice in the *Federal Register* (79 FR 41255-41256) of our proposal to post these eight stockyards. Since we received no comments to our proposal, we assigned the stockyards a facility number and notified the owner of the stockyard facilities. Posting notices were sent to the owner of the stockyard to display in public areas of the stockyard. The table below reflects the date of posting for each stockyard.

Facility Number	Stockyard Name and Location	Date of Posting
AL-198	Central Auction Barn, Electic, Alabama	10/22/2014
AR-183	Mollie Wright—Wright's Small Animal Auction, Benton, Arkansas	10/06/2014
AZ-118	Sonoran Livestock Marketing, LLC, Douglas, Arizona	10/17/2014
KY-186	Ricky M. Kepley, dba Franklin Livestock Market, Franklin, Kentucky	09/30/2014
TN-208	Treadway Livestock Exchange, Thorn Hill, Tennessee	10/17/2014
TN-209	Darrells Auction and Livestock, Powder Springs, Tennessee	09/30/2014
TN-210	Rising Star Ranch, LLC, Shelbyville, Tennessee	10/06/2014
TN-211	Circle R Auction, Ethridge, Tennessee	10/07/2014

Finally, we are notifying the public that the following stockyard no longer meets the definition of a stockyard and it is being deposited. We deposit stockyards when the facility can

no longer be used as a stockyard. The reasons a facility can no longer be used as a stockyard may include the following: 1) the market agency has moved and the posted facility is abandoned; 2) the facility has been torn down or otherwise destroyed, such as by fire; 3) the facility is dilapidated beyond repair; or 4) the facility has been converted and its function has changed.

	Stockyard Name and Location	Date Posted
AR-128	Searcy County Livestock Market, Marshall, Arkansas	02/18/1959

Authority: 7 U.S.C. 202.

Susan B. Keith,
Acting Administrator,
Grain Inspection, Packers and Stockyards Administration.
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