



**REVISED SETTLEMENT AGREEMENT**

THIS AGREEMENT is entered into by the United States Department of Agriculture, Animal and Plant Health Inspection Service (“APHIS”), and Aaron Esh, with reference to the following facts:

1. At all times mentioned herein, Aaron Esh operated as an Dealer under the Animal Welfare Act (7 U.S.C. § 2131 *et seq.*) (the “AWA”) at the facility located at 110 Esh Lane, Loganton, PA 17747.

2. APHIS has documented evidence of the non-compliance of Aaron Esh with the AWA and the regulations promulgated thereunder (9 C.F.R. § 1.1 *et seq.*), and specifically, has documented evidence that Aaron Esh failed to provide adequate veterinary care for animals housed at the facility; keep ambient temperatures in indoor housing facilities above 60°F; properly ventilate the guinea pig housing facility; clean and sanitize water containers; clean and sanitize animal enclosures at a minimum of once every two weeks to prevent a build-up of debris and fecal material; construct and maintain primary enclosures that were structurally sound and maintained in good repair; and provide access to pelleted feed in numerous feeders that contained large amounts of powder, caked feed and little to no pelleted feed available as required by the AWA regulations and AWA standards for the humane handling and treatment of animals (9 C.F.R. §§ 2.40(b)(2), 3.26(a), 3.26(b), 3.28(a)(1), 3.29(d), 3.30, 3.31(a)(1), and 3.31(b).

3. APHIS has not instituted an administrative enforcement action based on the findings described above in paragraph 2.

4. APHIS and Aaron Esh have determined to settle the issues related to the potential violations of the AWA and the regulations and standards issued thereunder, as described above.



NOW, THEREFORE, it is agreed:

5. Aaron Esh admits that the Secretary has jurisdiction in this matter, and waives oral hearing and further procedure.

6. Aaron Esh consents and agrees to the following:

a. Aaron Esh agrees to revocation of his AWA license, and permanent disqualification from obtaining an AWA license in the future.

b. Aaron Esh will refrain from acquiring guinea pigs and other animals for the purpose of conducting AWA regulated activity.

c. Aaron Esh will pay a monetary settlement in the amount of \$3,000 by **November 21, 2022**.

7. Aaron Esh consents and agrees that his failure to comply with the terms of this Settlement Agreement shall automatically void paragraph 8 below, and that APHIS shall have the right to immediately institute enforcement proceedings against Aaron Esh based upon the non-compliant items documented at 110 Esh Lane, Loganton, PA 17747, in connection with animal welfare investigation PA210021-AC, and any future violations, and to pursue any and all remedies available to APHIS under the AWA.

8. For and in consideration of Aaron Esh's agreements and actions described in paragraph 6 above, and the promises and admissions of Aaron Esh set forth herein, APHIS agrees not to institute an administrative or civil enforcement action against Aaron Esh in connection with the alleged AWA violations documented in animal welfare investigation PA210021-AC.

APHIS and Aaron Esh warrant and represent that their respective representatives, whose signatures appear below, have the authority to execute this

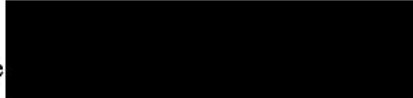


United States Department of Agriculture

Settlement Agreement and to bind each of the parties, respectively, to this Settlement Agreement.

Aaron Esh

Signature



Date: 11-5-22

U.S. DEPARTMENT OF AGRICULTURE  
ANIMAL AND PLANT HEALTH INSPECTION SERVICE

Signature:



Date: \_\_\_\_\_

Eileen F. Sullivan, Director  
Investigative and Enforcement Services  
Animal and Plant Health Inspection Service  
United States Department of Agriculture