

UNITED STATES DEPARTMENT OF AGRICULTURE  
BEFORE THE SECRETARY OF AGRICULTURE

In re: )  
 )  
 JAMES A. BOLLER, ) FCIA Docket No. 08-0102  
 )  
 Respondent )

**DECISION AND ORDER**

Pursuant to section 1.136(c) of the Rules of Practice Governing Formal Adjudicatory Administrative Proceedings Instituted by the Secretary, failure of Respondent, James A. Boller, to file an answer within the time provided is deemed an admission of the allegations contained in the Complaint. Since the allegations in paragraphs I and II of the Complaint are deemed admitted, it is found that the Respondent has willfully and intentionally provided false or inaccurate information to the Federal Crop Insurance Corporation or to the insurer with respect to an insurance plan or policy under the Federal Crop Insurance Act (Act) (7 U.S.C. § 1515(h)).

After considering the gravity of the violation, it is further found that, pursuant to sections 515(h)(3)(A) and (h)(4) of the Act (7 U.S.C. §1515(h)(3)(A)) and (4), a civil fine of \$2,000 is imposed upon the Respondent. This civil fine shall be paid by cashier's check or money order or certified check, made payable to the order of the "**Federal Crop Insurance Corporation**" and sent to:

Federal Crop Insurance Corporation  
Attn: Kathy Santora, Collection Examiner  
Fiscal Operations Branch  
6501 Beacon Road, Room 271  
Kansas City, Missouri 64133

This order shall be effective 35 days after this decision is served upon the Respondent unless there is an appeal to the Judicial Officer pursuant to 7 C.F.R. §1.145.

Done at Washington, D.C.

this 18<sup>th</sup> day of December, 2008

Marc R. Hillson  
Administrative Law Judge