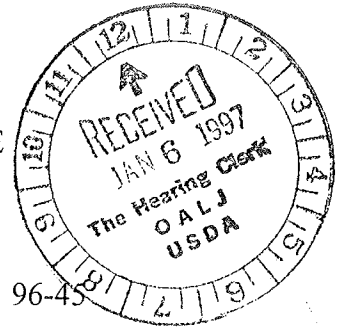


UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE



In re:) AWA Docket No. 96-45
)
TRANS WORLD AIRLINES, INC.,)
a Delaware corporation,)
)
Respondent.) CONSENT DECISION
AND ORDER

This proceeding was instituted under the Animal Welfare Act, as amended (7 U.S.C. § 2131 et seq.)(the "Act"), by a complaint filed by the Administrator, Animal and Plant Health Inspection Service, United States Department of Agriculture, alleging that the respondent willfully violated the regulations and standards issued pursuant to the Act (9 C.F.R. § 1.1 et seq.). 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).

Respondent admits the jurisdictional allegations set forth in the complaint, as modified by the findings of fact below, and specifically admits that the Secretary has jurisdiction in this matter. Respondent neither admits nor denies the remaining allegations in the complaint. Respondent waives oral hearing and further procedure, and consents and agrees, for the purpose of settling this proceeding and for such purpose only, to the entry of this decision. The complainant agrees to the entry of this decision.

Findings of Fact

1. Respondent Trans World Airlines, Inc., is a Delaware corporation whose business address is 515 North Sixth Street, St. Louis, Missouri 63101.
2. At all times mentioned in the complaint, said respondent was registered as a carrier, as that term is defined in the Act and the Regulations.

Date Distributed: 1-7-97
Legal Technician: [Signature]

Conclusions of Law

The respondent has admitted the jurisdictional facts set forth above, the parties have agreed to the entry of this decision, and this decision will therefore be entered.

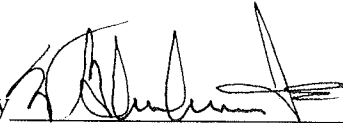
Order


1. Respondent Trans World Airlines, Inc., is assessed a civil penalty of \$4,000, which shall be paid by a certified check or money order made payable to the Treasurer of the United States.

2. Respondent Trans World Airlines, Inc., its agents and employees, successors and assigns, directly or through any corporate or other device, shall cease and desist from violating the Act and the regulations and standards issued thereunder, and in particular, shall cease and desist from failing to handle animals in transportation so as not to cause overheating, physical harm, or unnecessary discomfort, to maintain animal cargo areas so as to protect the health and well-being of animals transported therein and ensure their safety and comfort, and to maintain an ambient temperature in animal cargo areas that ensures the health and well-being of animals.

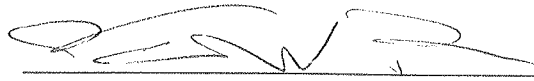
The provisions of this order shall become effective immediately. Copies of this decision shall be served upon the parties.

TRANS WORLD AIRLINES, INC.

By 
William G. Anderson, Jr.
Its ATTORNEY OF RECORD


Colleen A. Carroll
Attorney for Complainant

Done at Washington, D.C.
this 6th day of January, 1997



Administrative Law Judge