

Three Angels Farms Trailing from Lebanon, TN to Presidio, TX

“Three Angels Farms” is located in Lebanon, TN and is owned and operated by Dorian Ayache. The company is in the business of buying, transporting and selling American horses to companies that slaughter horses for human consumption. Three Angels Farms operates its trucking authority under DOT# 2100311. The DOT# is listed under the name of Edwin Ayache.

In January of 2012, a driver for Three Angels Farms crashed outside of Nashville, TN with 34 horses on board. Three of the horses had to be euthanized. The accident of Three Angels Farms prompted this trailing by concerned private citizens.

<http://www.wkrn.com/story/16531100/overtuned-cattle-truck-closes-both-directions-of-i-40>

<http://www.wsmv.com/story/16550105/driver-in-horse-wreck-cited>

On May 7-8, 2012 a trailing of Three Angels Farms semi tractor trailer hauling horses from Lebanon, Tennessee to Presidio, Texas took place. Its purpose was to seek and document information that could involve violations of Federal Motor Carrier regulations, of USDA regulations regarding conveyance of animals for more than 28 hours, and of state animal cruelty laws.

Data from the Federal Motor Carrier shows that Three Angels Farms has been cited for 64 maintenance (vehicular safety) violations in a 24 month period. Law Enforcement has also cited drivers for Three Angels Farms for record of duty status not current, fatigued, expired health certificates, using a hand-held mobile telephone while operating a cmv, log violations, operating an out-of-service vehicle, 11 hour violation, 14 hour violation and improper passing. On 11/17/2010 Three Angels Farms had their DOT 1740513 revoked due to the failure of a safety audit (vehicular safety). A complete list of violations for their current DOT can be found on the FMCSA website:

<http://ai.fmcsa.dot.gov/SMS/Data/carrier.aspx?enc=4yXa9gpTgU1vkvlsi6rFhZ8d71eLznCfOmDKvFbzNs=>

We observed during the trailing two separate rigs owned and operated by Three Angels Farms. The tractor trailer that was specifically trailed to Presidio, Texas was a blue Freightliner, TN license plate J11-3688, with a matching blue and white trailer, TN license plate U278460. The other tractor trailer we observed was an orange and dark blue Freightliner, with a matching colored trailer.



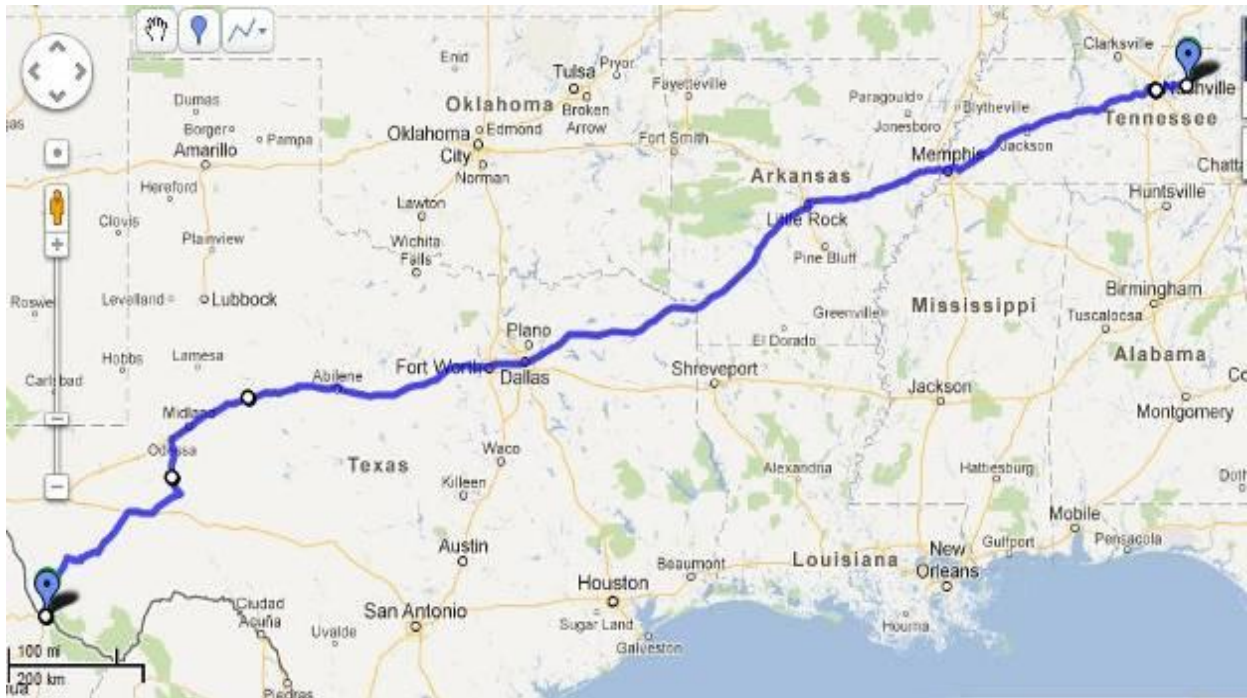
Rig that was trailed



Notes:

- Three Angels Farms address: 151 Mill Road, Lebanon TN.
- The distance from Three Angels Farms, 151 Mill Road, Lebanon, TN where the horses were loaded, to Ruben Brito's slaughter horse holding pen located in Presidio, Texas where the horses are unloaded: approximately 1,299 miles, 21 hours and 25 min. (per Google Maps)
- Current Department of Transportation number Three Angels Farms is running under: DOT 2100311

Map of route taken by driver of Three Angels Farms from Lebanon, TN to Presidio, TX



The Trailing

May 7th, 2012

12:02 pm - Three Angels Farms, blue Freightliner with blue and white open top trailer hauling horses was seen on Highway 70 merging onto I-40 at exit 239. Driver proceeded on I-40 West heading towards Nashville, TN. Our trailing began at this time.

12:38pm - Blue Freightliner merged onto the 440 West bypass around Nashville, TN.



Three Angels Farms
headed towards 440 West

1:24pm – Blue Freightliner stopped at Johnny Cash rest area west of Dixon TN, approximately mile marker 170.



Horses loaded on packed, open top trailer
with faces inches from exhaust

1:39pm - Blue Freightliner left the Johnny Cash rest area.

4:34pm- Blue Freightliner pulled into truck parking area at old weigh station in Arkansas at mile post 271 on I-40; driver got out of truck. We proceed ahead and waited for him.



5:13pm - Blue Freightliner stopped in Forest City, Arkansas at exit 241. Driver went into gas station/Popeye's Chicken.



6:30pm - At Little Rock, Arkansas blue Freightliner merged onto I-30 going towards Texarkana.

7:16pm - 80 degrees outside and it started to rain as we headed westbound on I-30 at mile marker 95 (trailer had no top to shelter animals from the elements).

7:35pm -7:59pm - Blue Freightliner stopped at Social Hill rest area in Arkansas.



8:10pm - Started pouring rain hard with thunder and lightning.

9:13pm - Blue Freightliner pulled into the Texas Welcome Center on I-30. It appeared the driver was starting his required 10 hour rest period. At this time the driver still had approximately an hour and a half to drive legally per Federal Motor Carrier regulations.

11:49pm - After 2 hours and 36 minutes the driver pulled out of the rest area and headed west on I-30. At this time he was in violation of 11 hour Federal Motor Carrier Safety rule.

May 8th, 2012

12:36am - We noticed another Three Angels Farms rig on I-30 heading west (tractor was an orange and dark blue Freightliner with the orange and blue open top trailer loaded with horses).

1:30am - At mile post 111 on I-30, the blue Freightliner pulled off into a truck parking area. We proceeded ahead and waited for the truck.

2:50am - Blue Freightliner drove by us at exit 87 on I-30.

4:25am - Blue Freightliner pulled into a Petro gas station on Santa Fe Drive on I-20 West, exit 409 in Weatherford, TX.

4:30am - We noticed the other Three Angels Farms rig (orange and dark blue Freightliner was parked at the Petro gas station on Santa Fe Drive in Weatherford, Texas).



6:04am - Blue Freightliner left Petro gas station. A few minutes before driver left the gas station we did a drive through and noticed the orange and dark blue Freightliner was no longer parked and appeared to have left the fuel station. Also during this time, the blue Freightliner's driver had his door open with a light on in his cab. It appeared he was doing paperwork.

6:40am - Still storming and 59 degrees outside.

6:50am - 6:55am - Blue Freightliner pulled into picnic area on I-20 at approximately mile post 361 near Mingus, TX.

8:04am - At exit 285 on I-20 in Abilene, Texas the blue Freightliner pulled into a Fina fuel stop and appeared to be fueling his truck. The orange and dark blue Freightliner was already there parked.





8:15am - The orange and dark blue freightliner left the Fina fuel stop and headed west on I-20.



8:42am - The blue Freightliner left the Fina fuel stop and headed west on 1-20.

9:32am - Driver of the blue Freightliner stopped at a picnic area near mile post 229. We proceed ahead and waited for him.



9:51am - We followed the driver of the blue Freightliner headed west on I-20 at approximately exit 220.

11:18am - The blue Freightliner turned south on highway 385 in Odessa, Texas.



11:48am-11:55 - Driver of the blue Freightliner stopped at a Stripes fuel stop in Crane, Texas. He went into the station. After the driver came out of the store, he appeared to check the horses.



12:16pm-12:22pm - Blue Freightliner pulled into a Stripes fuel stop in McCamey, Texas.



2:00pm - Driver stopped and pulled over on the side of Hwy 67 towards Alpine. We continued on to Alpine, Texas and waited for him to arrive.

2:15pm - Driver of the blue Freightliner drove through Alpine, Texas towards Marfa, Texas and we proceeded to follow him.

3:14pm - On Hwy 67 between Marfa, Texas and Presidio, Texas we observed that the Texas Department of Public Safety had pulled driver over.



4:22pm - Driver pulled into Ruben Brito's horse slaughter holding pen in Presidio, Texas and waited to unload horses. At this time at the pen we observed horses being loaded for slaughter onto a Mexican trailer. Three Angels Farms driver was pulled off to the side on the property. We stayed for several minutes and the rig remained in the same location. It is unknown how long the horses stayed on the trailer before being unloaded. At this time we decided to leave Presidio.

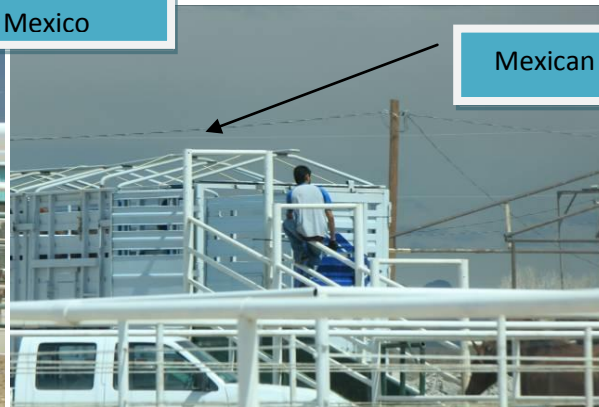
Three Angels Farms
rig parked at Ruben
Brito's pen



Horses being loaded for slaughter in Mexico



Mexican trailer

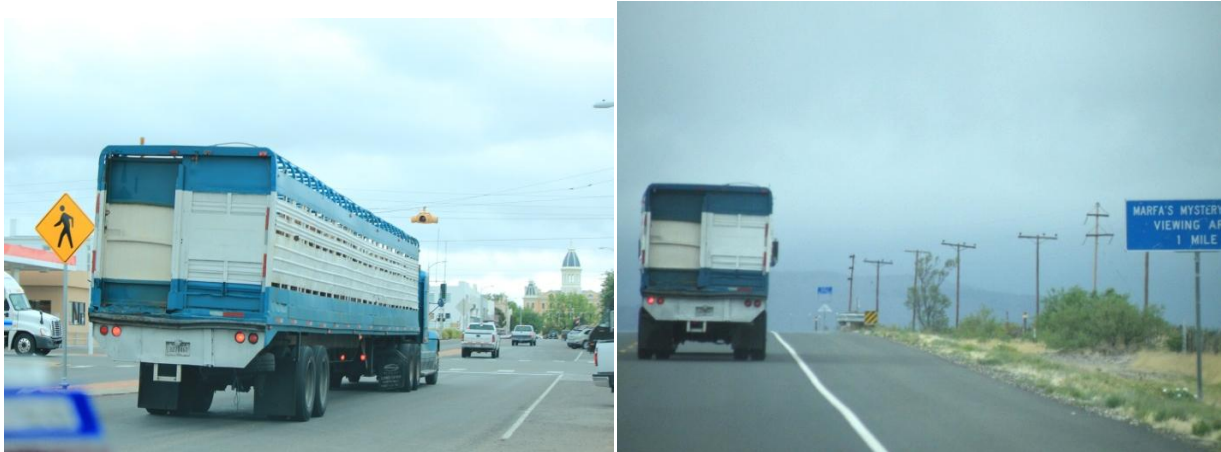


Leaving Presidio, Texas we again spotted the other Three Angels Farms orange and dark blue rig heading towards the horse slaughter pen.



May 9th, 2012

11:55am – We observed the blue Freightliner with the blue and white trailer in Marfa, Texas coming from Presidio, Texas with 10-12 horses loaded on the trailer. The driver headed on 90 E towards Alpine, Texas.



12:23am – Blue Freightliner driver stopped and parked in Alpine, Texas near the Best Western and goes into a diner. The horses loaded on the trailer did not appear to be in good condition. Some had runny noses and were thin. It appeared these horses were likely “reject” horses that were not acceptable for shipment to Mexico for slaughter.





Nasal discharge



Horses with ribs and backbones showing



After the Trailing

The Three Angels Farms driver of the blue Freightliner violated the **11 hour and 14 hour FMSCA regulations**. He also violated the **USDA regulation** by holding horses onboard a conveyance for more than **28 hours**. Soon after the driver was over his 11 hours, we began calling the Texas Department of Public Safety and other law enforcement in several counties, requesting that the driver be pulled over and inspected. While trailing the blue Freightliner, we noted erratic movement of the truck and trailer, the driver seeming to have difficulty staying in his lane. This occurred especially around Weatherford, Texas where he was having a hard time staying in his lane and it appeared that he was very tired. **A complaint has been filed with the Federal Motor Carrier Safety Administration (FMCSA). A complaint is also in process of being filed with the USDA for violation of the 28 hour rule.**

Due to the conditions of the rejected animals on the trailer, local authorities in TN were called. Law enforcement went to the Three Angels Farms location but could not confirm that TN animal cruelty statues were violated.

A rough draft timeline of the trailing has been given to Tennessee authorities per their request. A copy of this completed report will be given to these authorities as well.

Additional information:

Recent paperwork shows that it is not uncommon for Three Angels Farms to have horses rejected for slaughter in Mexico. Reasons for rejection include injuries, nasal discharge, abscesses and unacceptable documentation.

In an August 2011 letter, Texas Animal Health Commission warned Dorian Ayache (Three Angels Farms) that TAHC would pursue legal action against him if he failed to comply with requirements such as negative test for equine infectious anemia. www.kaufmanzoning.net/DAYache CVI Letter.pdf

Federal Motor Carrier Regulations

HOURS-OF-SERVICE RULES	
Property-Carrying CMV Drivers	Passenger-Carrying CMV Drivers
<p>11-Hour Driving Limit May drive a maximum of 11 hours after 10 consecutive hours off duty.</p>	<p>10-Hour Driving Limit May drive a maximum of 10 hours after 8 consecutive hours off duty.</p>
<p>14-Hour Limit May not drive beyond the 14th consecutive hour after coming on duty, following 10 consecutive hours off duty. Off-duty time does not extend the 14-hour period.</p>	<p>15-Hour On-Duty Limit May not drive after having been on duty for 15 hours, following 8 consecutive hours off duty. Off-duty time is not included in the 15-hour period.</p>
<p>60/70-Hour On-Duty Limit May not drive after 60/70 hours on duty in 7/8 consecutive days. A driver may restart a 7/8 consecutive day period after taking 34 or more consecutive hours off duty.</p>	<p>60/70-Hour On-Duty Limit May not drive after 60/70 hours on duty in 7/8 consecutive days.</p>
<p>Sleeper Berth Provision Drivers using the <u>sleeper berth provision</u> must take at least 8 consecutive hours in the sleeper berth, plus a separate 2 consecutive hours either in the sleeper berth, off duty, or any combination of the two.</p>	<p>Sleeper Berth Provision Drivers using a <u>sleeper berth</u> must take at least 8 hours in the sleeper berth, and may split the sleeper-berth time into two periods provided neither is less than 2 hours.</p>

COMMERCIAL TRANSPORTATION OF EQUINES FOR SLAUGHTER
Code of Federal Regulations
9 CFR PART 88

Standards for conveyances hauling horses to slaughter.

Designed, constructed, and maintained in a manner that at all times protects the health and well-being of the equines being transported (e.g., provides adequate ventilation, contains no sharp protrusions, etc.).

Requirements for transport.

A description of the conveyance, including the license plate number.

The **date, time, and place** the equine was loaded on the conveyance.

U.S. DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE	
OWNER/SHIPPER CERTIFICATE FITNESS TO TRAVEL TO A SLAUGHTER FACILITY <i>(Please type or print in ink)</i>	
TIME HORSES LOADED ON CONVEYANCE	DATE
	01-09-12
VEHICLE LICENSE NO. AND DRIVER'S NAME	
CONSIGNOR (OWNER/SHIPPER) NAME	
DORIAN AYACHE	
STREET ADDRESS	
151 MILL RD	
CITY, STATE, ZIP CODE	
LEBANON, TN. 37090	
AREA CODE & TELEPHONE NO.	

Improperly filled out
Owner/Shipper Certificate

Any equine that has been on the conveyance for more than **28 consecutive hours** must be offloaded from the conveyance and the equine provided with the appropriate food, potable water and the opportunity to rest for at least 6 consecutive hours.

Violations and penalties.

The Secretary is authorized to assess civil penalties of up to \$5,000 per violation of any of the regulations in this part. (Each equine transported in violation of the regulations of this part will be considered a separate violation.)

Link to complete CFR regulations: <http://www.gpo.gov/fdsys/pkg/CFR-2011-title9-vol1/xml/CFR-2011-title9-vol1-part88.xml>

For any questions or information regarding this trailing, please email:
investigationinformation@gmail.com

