

**CHERRY INDUSTRY ADMINISTRATIVE BOARD  
MARKETING ORDER NO. 930**

**BACKGROUND/ACCEPTANCE STATEMENT  
PRODUCER/HANDLER MEMBER -or- ALTERNATE PRODUCER/HANDLER MEMBER**

POSITION \_\_\_\_\_ COMMITTEE YEAR \_\_\_\_\_

*Please provide information applicable to the position to which nominated. This information is required to determine the nominee's eligibility and willingness to serve on the committee and will be treated confidentially.*

NAME \_\_\_\_\_ TEL. NO. \_\_\_\_\_

ADDRESS \_\_\_\_\_ FAX. NO. \_\_\_\_\_

(Street or Box)

(City, State, and ZIP Code)

(Email)

FIRM NAME \_\_\_\_\_ POSITION WITH FIRM \_\_\_\_\_

YEARS HANDLING \_\_\_\_\_ APPROX. QUANTITY HANDLED PER YEAR \_\_\_\_\_

YEARS GROWING \_\_\_\_\_ ACRES GROWN LAST YEAR \_\_\_\_\_

MEMBERSHIP IN INDUSTRY ORGANIZATIONS \_\_\_\_\_

LIST OF ALL SALES CONSTITUENCIES (MARKETING OR BROKERAGE GROUPS)

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OFFICES HELD OR OTHER ACTIVITIES IN PAST YEARS CONNECTED WITH INDUSTRY PROGRAMS

\_\_\_\_\_  
\_\_\_\_\_

*If selected, I accept the appointment and agree to serve during the period for which I am appointed and until my successor has been selected and qualified. I also agree that I will carry out assigned duties in administering the terms and provisions of the marketing order to the best of my ability. When acting in my official capacity as a committee representative, I shall engage in only those activities that are authorized under the marketing order.*

\_\_\_\_\_  
(Signature)

\_\_\_\_\_  
(Date)

According to the Paperwork Reduction Act of 1995, an agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0581-0177. The

time required to complete this information collection is estimated to average 7 minutes per response, including the time for reviewing instructions, searching existing data sources, gathering and maintaining the data needed, and completing and reviewing the collection of information.

Committee members, in their official capacities, are prohibited from taking any action specifically designed to influence legislation, including any attempt to influence public opinion concerning legislation. Committee members may not communicate with any official of a State or Federal legislative body for the purpose of attempting to influence legislation. Committee members are also prohibited from attempting to influence State or Federal government actions or policies or those of foreign governments, except as specifically authorized under the marketing order or expressly approved by the Secretary. Committee members are specifically precluded from authorizing the expenditure of marketing order funds for the purpose of attempting to influence legislation or government actions. These same prohibitions apply to committee managers, staff, and contractors, except that committee managers may consult with the Department of Agriculture (USDA) employees during the pendency of informal rulemaking actions.

If committee or subcommittee members or committee employees are sued individually or jointly for errors in judgment, mistakes or other acts either of omission or commission (except for acts of dishonesty, willful misconduct, or gross negligence) in the conduct of their duties under the marketing agreement or order, they may be authorized legal defense by the Department of Justice (DOJ). Alternatively, legal defense may be provided through private counsel, if recommended by USDA and approved by DOJ. USDA and DOJ enjoy an excellent working relationship with respect to providing legal representation for committee members and employees, either by DOJ or through authorized private counsel. USDA is committed to comprehensive legal defense policy for all committee members and employees acting within the scope of their authorized committee duties and responsibilities.

The Board is prohibited by 7 C.F.R. § 930.20(g) from seating multiple members who are affiliated with the same sales constituency within each district. A “sales constituency” is defined by the marketing order (7 C.F.R. § 930.16) “as a common marketing organization or brokerage firm or individual representing a group of handlers and growers” and not “An organization which receives consignments of cherries and does not direct where the consigned cherries are sold.” The prohibition on seating multiple members affiliated with the same sales constituency applies to alternate members. The Board can seat only one member or alternate member affiliated with a single sales constituency per district, unless such a conflict is unavoidable and documented.

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA’s TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English.

To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture Office of the Assistant Secretary

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for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: [program.intake@usda.gov](mailto:program.intake@usda.gov). USDA is an equal opportunity provider, employer, and lender.