

UNITED STATES DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service
Fruit and Vegetable Programs
14th and Independence Ave., SW
Washington, D.C. 20250

CERTIFICATE OF)
OFFICIALS NOTIFIED)

_____)

Docket No. [AO-FV-09-0138; AMS-FV-09-0029; FV09-970-1]

Leafy Green Vegetables Handled in the United States;
Hearing on Proposed Marketing Agreement No. 970

I, Anne M. Dec, hereby certify that on the third day of September, 2009, by authority vested in me, and in accordance with the applicable rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders, as amended (7 CFR Part 900), I mailed a true copy of the notice of "Leafy Green Vegetables Handled in the United States; Hearing on Proposed Marketing Agreement No. 970" (74 FR 45565) to the Governors and the Secretaries of the Department of Food and Agriculture of each state in the nation and the District of Columbia.

Dated: 9-10-09



Anne M. Dec
Assistant Branch Chief
Marketing Order Administration Branch
Fruit and Vegetable Programs

Exhibit 3



United States
Department of
Agriculture

Agricultural
Marketing
Service

1400 Independence Ave., SW
Room 1406-S, Stop 0237
Washington, DC 20250

The Honorable Bill Ritter
Governor of Colorado
136 State Capitol
Denver, CO 80203

SEP 08 2009

Dear Governor Ritter:

A public hearing will be held to give persons an opportunity to comment on a proposed national marketing agreement covering the handling of leafy green vegetables. Notice of this hearing was published in the Federal Register on September 3, 2009 (copy enclosed). This is a formal rulemaking proceeding.

Hearings will be held in seven locations between September 22 and October 22, 2009. Details are provided in the notice of hearing.

USDA will produce an on-demand video recording of the September 22-24, 2009, hearing sessions. The on-demand-video recordings will be available for viewing by interested parties beginning September 23, 2009, at www.ams.usda.gov/moab.

The proposal was submitted by a cross-section of producer and handler representatives from the fresh produce industry, collectively referred to as the "proponent group." The proposed agreement would authorize the development and implementation of production and handling regulations (metrics) designed to support the United States Food and Drug Administration's Good Agricultural Practices, and Good Handling Practices and Good Manufacturing Practices in the fresh leafy green vegetable industry. As a voluntary program, only signatory handlers to the proposed agreement would be regulated.

Sincerely,

Anne M. Dec
Assistant Chief
Marketing Order Administration Branch
Fruit and Vegetable Programs

Enclosure

A Similar letter was sent to:

The Honorable Mike Rounds
Governor of South Dakota
500 East Capitol Avenue
Pierre, South Dakota 57501

The Honorable Rick Perry
Governor of Texas
P.O. Box 12428
Austin, Texas 78711

The Honorable Jim Douglas
Governor of Vermont
109 State Street
Montpelier, Vermont 05609

The Honorable Tim Kaine
Governor of Virginia
Patrick Henry Building
1111 East Broad Street, 3rd Floor
Richmond, Virginia 23219

The Honorable Chris Gregoire
Governor of Washington
P.O. Box 40002
Olympia, Washington 98504-0002

The Honorable Jan Brewer
Governor of Arizona
1700 West Washington
Phoenix, Arizona 85007

The Honorable Jack Markell
Governor of Delaware
Tatnall Building
William Penn Street
Dover, Delaware 19901

The Honorable Felix Camacho
Governor of Guam
Executive Chamber
P.O. Box 2950
Hagatna, Guam 96932

The Honorable Jennifer Granholm
Governor of Michigan
P.O. Box 30013
Lansing, Michigan 48909

The Honorable Bill Richardson
Governor of New Mexico
State Capitol
Fourth Floor
Santa Fe, New Mexico 87501