

UNITED STATES DEPARTMENT OF AGRICULTURE
Agricultural Marketing Service
Fruit and Vegetable Programs
xx Marketing Field Office
Address
City, State, Zip

NATIONAL LEAFY GREEN
ADMINISTRATIVE
COMMITTEE

Producers

OFFICIAL BALLOT MATERIAL – ZONE [#]

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
FRUIT AND VEGETABLE PROGRAMS

BALLOT FOR ELECTION OF COMMITTEE

TO LEAFY GREEN PRODUCERS:

All Leafy Green producers that sell or deliver to a signatory handler had the opportunity to nominate eligible candidates for membership on the National Leafy Green Administrative Committee for the staggered one or two-year term of office ending on June 30, 20xx and June 30, 20xx. Producers are now being requested to vote for the candidates of their choice. Attached are voting instructions, eligibility requirements, and a ballot with the nominees listed. Please read the attached directions carefully and submit your completed ballot in the envelope provided, postmarked by or hand deliver to the xx Marketing Field Office in City, State no later than xx/xx/xxxx.

**NATIONAL LEAFY GREEN ADMINISTRATIVE COMMITTEE
PRODUCER MEMBERS
INSTRUCTIONS FOR COMPLETING THE ATTACHED BALLOT**

1. Voting Period: xx/xx/xxxx through xx/xx/xxxx.
2. Vote for the candidate(s) of your choice in the appropriate space. If you would like to vote for a producer that has not been nominated, write in the candidate(s) name(s) of your choice in the appropriate space(s). The persons receiving the highest number of votes shall be elected to fill the available producer and alternate positions for Zone [#]. In case of a tie vote, the nominee shall be selected by a drawing.
3. Certify that you are eligible to cast this ballot by signing and dating the ballot and completing the required information. §970.28(b)(1) Only persons eligible to serve on the Committee shall be eligible to nominate and vote for committee members and alternate members. §970.28(b)(3) Each producer or handler shall have but one vote, and may vote in only one zone in which he or she is a producer or handler.
4. The completed ballot must be postmarked no later than xx/xx/xxxx to be valid. Submission of the ballot must be by mail delivery or hand delivery only.

RETURN BALLOT TO:
UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
FRUIT AND VEGETABLE PROGRAMS
xx Marketing Field Office
Address
City, State, Zip
TELEPHONE #(xxx) xxx-xxxx

DEFINITIONS

§970.26 ELIGIBILITY. Each producer or handler member of the Committee and alternate member shall be, at the time of his or her selection and throughout his or her term of office, a producer or a handler, or an officer or employee of a producer or handler in the zone for which selected. The retail, foodservice, importer, and public members and alternate members may not be engaged in a proprietary capacity in the production or handling of leafy green vegetables. The retail, foodservice and importer members and alternates shall be, at the time of their selection and throughout their term of office, an owner, officer, or employee for the seat selected.

§970.17 PRODUCER is synonymous with grower and means any person engaged in a proprietary capacity in the production of leafy green vegetables for sale or delivery to a signatory of this agreement.

§970.11 HANDLER means any person who handles; *Provided*, that, this definition does not include a retailer, a foodservice distributor or outlet, or a fresh produce broker, except to the extent that such a person is otherwise engaged in handling.

§970.10 HANDLE means to receive, acquire, sell, process, ship, distribute, or import leafy green vegetables in their natural form, including both raw agricultural commodities and fresh cut, packaged products; *Provided*, that handle does not include the act of brokering the purchase or sale of leafy green vegetables whether for the purpose of manufacturing fresh-cut leafy green packaged products or not. This definition does not include retail sales or the act of selling by a retailer or foodservice distributor or outlet.

§970.14 MANUFACTURE is synonymous with process and means to change fresh leafy green vegetables from their natural form into fresh-cut, packaged products; *Provided*, that manufacture does not apply to retailer or foodservice distributor or operator except to the extent that such a person is otherwise engaged in manufacturing for non-retail purposes.

UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
FRUIT AND VEGETABLE PROGRAMS

**NATIONAL LEAFY GREEN ADMINISTRATIVE COMMITTEE
MARKETING AGREEMENT NO. 970**

ZONE [#] PRODUCER MEMBER BALLOT

(See attached instructions)

NOTE: YOU MUST BE A PRODUCER IN ZONE [#] TO VOTE ON THIS BALLOT. IF YOU ARE A PRODUCER IN MORE THAN ONE ZONE, YOU MAY ONLY VOTE FOR CANDIDATES IN ONLY ONE ZONE. PLEASE DISCARD THE OTHER BALLOTS.

PRODUCER NOMINEE LIST

ZONE [#] (List states) Zone [#] has X producer member positions and X alternate producer member positions to be filled. Cast your vote by checking the box next to the nominee of your choice or submit a write in candidate. Each producer is entitled to cast only one vote for each position to be filled. You may vote for X members for a total of x candidates (one for each position including alternates). The X candidates receiving the highest number of votes will be elected Producer Member(s). After the Producer positions have been filled the next highest vote recipients respectively will be designated Alternate Producer Members.

Position	Nominees	Vote by Checking Box
Producer Member	Producer Nominee Name	<input type="checkbox"/>
Producer Member	Write-In	<input type="checkbox"/>

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). We also ask that you be mindful of the USDA's policy regarding Civil Rights and consider eligible women, minorities, and the physically challenged for membership on the Committee

SIGNATURE AND CERTIFICATION IS REQUIRED ON REVERSE OF BALLOT

Please indicate the following:

- Individual Trust Partnership Corporation

Tax ID #	
If Partnership, list general partners:	

I certify that I or my employer is a signatory to Marketing Agreement 970 and currently produce Leafy Green Vegetables in X for a signatory handler and that I have only voted in the current election process in only one zone. Additionally, I hereby certify that I have the authority to take such action and will submit supplementary evidence of such authority at the request of an agent of the Secretary.

Signature		Date	
First Name		Last Name	
Title		Firm Name	
Mailing Address			

To be valid, the completed ballot must be postmarked or hand delivered no later than xx/xx/xxxx.

USDA-AMS-FV PROGRAMS
xx Marketing Field Office
Address
City, State, Zip
TEL: (xxx) xxx-xxxx

Note: The following statements are made in accordance with the Privacy Act of 1974 (U.S.C. 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the information to be supplied on this form is the Agricultural Marketing Agreement Act of 1937, Secs. 1-19, 48 Stat. 31, as amended, (7 U.S.C. 601-674). Furnishing the requested information is necessary for the administration of the marketing Agreement program. Submission of the Tax Identification Number (TIN) is mandatory, and will be used to validate ballots and determine affiliation or entity identity. Please note that ballots will not become invalid if a TIN is not disclosed. 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 xxxx-xxxx. The time required to complete this information collection is estimated to average 10 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. The U.S. Department of Agriculture (USDA) prohibits discrimination in all its programs and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of discrimination, write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, S.W., Washington, D.C. 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.