

United States Department of Agriculture
Agricultural Marketing Service
Fruit and Vegetable Programs

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

**BACKGROUND/ACCEPTANCE STATEMENT
PUBLIC MEMBER -or- ALTERNATE PUBLIC 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) (E-mail)

OCCUPATION _____

DO YOU HAVE A FINANCIAL INTEREST IN A GROWING OR HANDLING OPERATION OF THE COMMODITY
REGULATED UNDER THIS MARKETING ORDER? _____

MEMBERSHIP IN INDUSTRY ORGANIZATIONS _____

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.

Marketing order 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 employees during the pendency of informal rulemaking actions.

If marketing order committee or subcommittee members or committee employees are sued individually or jointly for errors in judgement, 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 the Department of Agriculture (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.

(Signature)

(Date)

Note: 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 5 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.

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