

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

CONFIDENTIAL BACKGROUND STATEMENT (Avocados)
(To be completed by grower and handler member and alternate nominees)

The Secretary of Agriculture needs the following information to determine whether you are qualified under Federal Marketing Order No. 915 to serve on the committee. Statutory authority to collect the information is provided in 7 U.S.C. 601-674. Failure to provide this information may hinder your selection by the Secretary.

POSITION (Please mark "X" in appropriate box):

GROWER MEMBER

GROWER ALTERNATE MEMBER

HANDLER MEMBER

HANDLER ALTERNATE MEMBER

DISTRICT NUMBER (Please mark "X" in appropriate box):

1

2

1. NAME: _____ E-MAIL ADDRESS: _____

2. BUSINESS ADDRESS (City, County, State, and ZIP) **NOTE:** If a handler, also show firm name and in what capacity you serve in such firm.

3. TELEPHONE NUMBER (Include area code): _____ FAX NUMBER (Include area code) _____

4. HAVE SERVED PREVIOUSLY AS (Mark "X" in appropriate box):
 AVACADO COMMITTEE MEMBER AVACADO ALTERNATE COMMITTEE MEMBER

5. YEARS GROWING OR HANDLING AVOCADOS
(Mark "X" in appropriate box for grower or handler):
 GROWER HANDLER

6a. AVOCADO PRODUCTION LAST SEASON (if grower): _____

6b. APPROXIMATE NUMBER OF 55-LB EQUIVALENT HANDLED LAST SEASON (if handler): _____

7. LIST OF MEMBERSHIP IN INDUSTRY ORGANIZATIONS: _____

8. OFFICE(S) HELD OR ANY OTHER PARTICULAR ACTIVITY IN PAST FEW YEARS CONNECTED WITH INDUSTRY PROGRAMS: _____

9. 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 U.S. Department of Agriculture employees during the pendency of informal rulemaking actions.

10. If marketing order 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 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 a comprehensive legal defense policy for all committee members and employees acting within the scope of their authorized committee duties and responsibilities.

COMMENTS

CERTIFICATION STATEMENT: I certify I meet the eligibility requirements of the Marketing Order and I am willing to serve on the committee.

(Signature)

(Date)

Note: The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a) and the Paperwork Reduction Act of 1995. The authority for requesting this 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 order program.

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 0581-0189. 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.

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.

