

Raisin Administrative Committee

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OMB No. 0581-0178

ADMINISTERING THE FEDERAL MARKETING
AGREEMENT AND ORDER REGULATING THE
HANDLING OF CALIFORNIA RAISINS

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AGREEMENT FOR VOLUNTARY PARTICIPATION IN THE RAC EXPORT PROGRAMS FOR 20XX-20XX ("cash back" and/or "raisins back")

The Raisin Administrative Committee, with the approval of the SECRETARY, periodically establishes Export Programs a handler can utilize to augment California raisin sales in the international marketplace. The domestic free-tonnage price for California raisins may be valued higher than that of other raisin producing countries. The program is designed to effectively blend the price a handler pays for raisins shipped into the export market. The industry supports funding for the export program through the sale of its reserve raisins. The program provides for either a cash adjustment payment to the handler ("cash back") from proceeds from the sale of reserve raisins, makes reserve raisins available for sale to handlers at a blended sales price ("raisins back") should cash be exhausted, or can be a combination of both. Terms and conditions of the programs are communicated to handlers by Circular. The programs are authorized under Sections 989.53 (a) and 989.67 (b) of the Federal Marketing Order.

To participate in the Export Program the handler will:

1. Submit the signed RAC-100C application (or RAC-100, if applicable) and provide complete documentation (original or certified true copy) within the parameters outlined in the current circular. Complete documentation generally will include documentation of the shipment from origin to final destination: truck bill of lading, ocean bill of lading, duty paid documents (if required), transfer documents from port of entry to final country destination when to a country other than that of the port of entry.
2. Apply only for shipments exported to countries eligible for reserve pool sales and exports pursuant to Sections 989.67(c) and 989.221 of the Federal Marketing Order.
3. Apply only for shipments exported that consist of raisins produced from grapes grown, processed, and packaged solely in the State of California and of the varietal type(s) specified by the current Circular.
4. Allow verification of reports and records pursuant to Section 989.77 of the Federal Marketing Order.
5. Allow the Committee, through its duly authorized representatives, and USDA Inspection Service access to any container for export shipments for the purpose of verifying its contents. USDA certification of container contents may be requested by RAC. Samples also may be required.
6. Provide USDA Inspection Service with a daily production schedule for exports and truck bills of lading indicating shipping date, pack code, varietal type, number and size of cases, country of destination, and shipment container number. USDA Inspection Service will use this information to verify container contents at their discretion.

AGREEMENT FOR VOLUNTARY PARTICIPATION IN THE RAC EXPORT PROGRAM
PAGE 2

7. Uniquely mark export cases with export case codes or other designations limiting use for export only.
8. Report to the RAC any export shipments returned or transshipped within 15 days so that the export cash back or raisins back adjustment due or previously distributed may be adjusted or credited accordingly.

The RAC will:

1. Provide cash or raisins back adjustment within 30 calendar days of submission of all required documentation for each export shipment or by agreed to policy if amended.
2. Inform handlers, per instruction of the Secretary, of any ineligible importers or foreign buyers for which cash or raisin back adjustments will be denied.

Non - Compliance

A handler found to be in non-compliance with program parameters (applying for export shipments containing non-California raisins, submitting false or altered documentation, etc.) by the RAC will not only be denied payment for the specific shipment, but will also be denied participation in the program (length of suspension will be determined by the RAC). Such violation will be reported to USDA for further action or remedy.

Whenever the RAC General Manager denies cash or raisins back adjustment due to non-compliance with this agreement and current Circular program parameters the handler will have the right to appeal. The appeal process will consist of review by the RAC Executive Committee. If the denial were upheld, there would be recourse to appeal to the full Committee and the Secretary.

Handler Acknowledgement

I have read and understand the foregoing terms and conditions and agree to participate in the export program. I certify that all raisins exported for which an application is made under the export program ("cash back," or "raisins back," or some percentage thereof due to the lack of cash available) are 100% in origin from grapes grown, processed, and packaged solely in the State of California. I further certify that only raisins produced in California, with Committee approval, to be eligible for export program incentives, will be identified to the RAC for cash or raisin back. I agree to comply with the terms and conditions specified herein and in the applicable RAC circular.

Handler Name: _____

Officer Signature: _____

Officer Name: _____

Date: _____

Officer Title: _____

RAC Verification: _____

Date: _____

Date: _____

The making of any false statement or representations in any matter within the jurisdiction of any agency of the United States, knowing it to be false, is a violation of Title 18, Section 1001, United States Code, which provides for a penalty of a fine of \$10,000 or imprisonment of not more than five years, or both.

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 0581-0178. 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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