

FRESH PRUNE BALLOT

UNITED STATES DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

Fruit and Vegetable Programs

Northwest Marketing Field Office

805 SW BROADWAY, SUITE 930

PORTLAND, OR 97205

Referendum Agent

USDA-AMS-F&V-NWMFO

805 SW BROADWAY, SUITE 930

PORTLAND, OR 97205

◆ FOLD HERE, TAPE AT THE TOP, AND MAIL PROMPTLY ◆

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BALLOT**

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TO FRESH PRUNE PRODUCERS:

The U.S. Department of Agriculture is conducting a referendum to determine whether fresh prune producers in Washington and Oregon favor continuance of Federal Marketing Order No. 924. As a consequence, an order directing that a referendum be held was published in the Federal Register on _____, 20__.

A Producer Referendum Ballot is on the reverse side of this page. Also enclosed are:

- 1) Voting Instructions and Rules Governing Producer Eligibility to Vote;
- 2) News Release issued on the Referendum; and
- 3) Copy of the Referendum Order dated _____.

The voting period for the Referendum is _____, 20__ through _____, 20__. Please vote promptly because **Ballots postmarked later than _____, 20__, cannot be opened or counted.** Each Ballot will be held in strict confidence.

Referendum Agent
Phone: (503) 326-2724

PRODUCER REFERENDUM BALLOT

Marketing Order No. 924: Fresh Prunes Grown in Designated Counties
In Washington and Umatilla County, Oregon

*Please read the enclosed VOTING INSTRUCTIONS AND RULES GOVERNING
PRODUCER ELIGIBILITY TO VOTE before completing this Ballot.*

This Referendum is being held to determine producer support for Marketing Order No. 924, regulating the handling of fresh prunes grown in designated counties in Washington, and Umatilla County, Oregon. The Secretary of Agriculture (the "Secretary") will consider termination of this Order if less than two-thirds of those voting and less than two-thirds of the volume represented in the Referendum favor continuance.

A. Do you favor continuance of Marketing Order No. 924, regulating the handling of fresh prunes grown in designated counties in Washington, and Umatilla County, Oregon?

YES

NO

PRODUCER ELIGIBILITY STATEMENT

B. I hereby certify that I am currently a producer of fresh prunes within the production area and that during the representative period _____, 20____, through _____, 20____, I produced for the fresh market:

_____ tons on _____ acres in _____
_____ County(ies).

C.

Name of Packing House(s) that Handled your Prunes	Tons	Affiliation (co-op or independent)

D. Producer's Name _____ Phone Number _____

Name of Business _____

Mailing Address _____

City _____ State _____ Zip _____

E. If this Ballot is cast by an officer or employee of a partnership, LLC, corporation, association or other business unit, my signature below further certifies that I am duly authorized to vote on behalf of the producing entity name on this Ballot and that I will submit evidence of such authority at the request of an Agent of the Secretary.

Partnership LLC Corporation Association Other

Signature*

Title

If Partnership or Joint Venture, list name(s).

F. **I hereby certify that the information I provided on this Ballot is accurate and correct to the best of my knowledge.**

Signature*

Title

*Your signature certifies that you have the authority to take such action and will submit supplementary evidence of such authority at the request of an agent of the Secretary of Agriculture. The information provided in this Ballot is required to determine voter eligibility and vote of fresh prune producers. Falsification of information on this government document may result in a fine of not more than \$10,000 or imprisonment of not more than five (5) years, or both (18 U.S.C. § 1001).

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 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 20 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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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.

VOTING INSTRUCTIONS AND RULES GOVERNING PRODUCER ELIGIBILITY TO VOTE

- I. **VOTING PERIOD:** _____, 20__ through _____, 20__.
- II. **REPRESENTATIVE PERIOD:** _____, 20__ through _____, 20__.
- III. **PRODUCTION AREA:** Counties of Okanogan, Chelan, Kittitas, Yakima, and Klickitat in the State of Washington, and all of the counties in Washington lying east thereof, and Umatilla County in the State of Oregon.
- IV. **PERSONS ELIGIBLE TO VOTE:** Any person who is currently a fresh market prune producer in the production area and produced such prunes during the representative period _____, 20__ through _____, 20__ is entitled to cast one Ballot. **Each separate business unit, partnership, LLC, family enterprise, corporation, association, estate, or firm is entitled to one vote.**

“Producer” means any individual, partnership, LLC, corporation, association, institution, estate, or other business unit who:

- Owns and farms land resulting in ownership of the fresh prunes produced thereon;
- Rents and farms land resulting in ownership of all or a portion of the fresh prunes produced thereon; or
- Owns land from which, as rental for such land, ownership is obtained of a portion of the fresh prunes produced thereon. (A lien holder, cash landlord, or person having only a financial interest in the fresh prune crop is not eligible to vote.)

V. **HOW TO VOTE:**

- A. Indicate your vote by placing an “X” in the appropriate box.
- B. Certify your fresh prune production by listing the volume in tons that you produced, the number of acres in production, and the county or counties in which such fresh prunes were produced during the representative period _____, 20__ through _____, 20__. If you are renting on a share-crop basis, you should show only that part of the crop represented by your share.
- C. List the names of packing houses that handled your fresh prunes, the tonnage, and affiliation (co-op or independent).
- D. Print or type your name, phone number, business name, and address.
- E. Proxy voting is not authorized. If a Ballot is cast by an officer or employee of a partnership, LLC, corporation, association or other business unit, check the appropriate box to indicate your business designation, and sign to indicate authority to vote. If a partnership or joint venture, list names of the partners.
- F. Sign below the certification. Incomplete or unsigned Ballots cannot be counted. Fold your Ballot so the Referendum Agent’s address is displayed, seal with tape, and mail to:

Referendum Agent
USDA-AMS-F&V-NWMFO
805 SW BROADWAY, SUITE 930
PORTLAND, OR 97205.

Ballots must be postmarked by _____. For additional information, please call (503) 326-2724.