

CALIFORNIA WALNUT BALLOT
UNITED STATES DEPARTMENT OF AGRICULTURE
Agricultural Marketing Service
Fruit and Vegetable Programs
Marketing Field Office
2202 Monterey Street, Suite 102-B
Fresno, CA 93721

CALIFORNIA WALNUT BALLOT

TO CALIFORNIA WALNUT PRODUCERS:

The U.S. Department of Agriculture is submitting for producer consideration proposed amendments to Marketing Order No. 984 (Order), regulating the handling of walnuts grown in California. The proposed amendments will not be made effective unless they are favored by at least two-thirds of the eligible producers voting in this Referendum or by producers representing at least two-thirds of the volume of English walnuts voted in the Referendum. If approved, the proposed amendments would:

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. The news release announcing the Referendum; and
3. A copy of the Referendum Order dated _____, 20__.

The voting period for the referendum is _____, 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: (559) 487-5901

PRODUCER REFERENDUM BALLOT

Marketing Order No. 984: Walnuts Grown in California

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

A. This referendum is for amendment of the Order. Indicate your vote by placing an 'X' in the appropriate box.

| | | |
|------------------------------|-----------------------------|--|
| YES <input type="checkbox"/> | NO <input type="checkbox"/> | 1) Do you favor (list proposed amendment) _____? |
| YES <input type="checkbox"/> | NO <input type="checkbox"/> | 2) Do you favor (list proposed amendment) _____? |
| YES <input type="checkbox"/> | NO <input type="checkbox"/> | |
| YES <input type="checkbox"/> | NO <input type="checkbox"/> | |
| YES <input type="checkbox"/> | NO <input type="checkbox"/> | |
| YES <input type="checkbox"/> | NO <input type="checkbox"/> | |
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| YES <input type="checkbox"/> | NO <input type="checkbox"/> | |
| YES <input type="checkbox"/> | NO <input type="checkbox"/> | |

VOTER CERTIFICATION ELIGIBILITY STATEMENT

B. I hereby certify that I am eligible producer of walnuts within the production area and that during the representative period from _____, 20__ to _____, 20__, I produced: _____ pounds (kernelweight) on _____ acres, in _____ County(ies).

SIGNATURE REQUIRED BELOW – SECTION D

C. Producer’s Name _____ Phone Number _____

Name of Business _____

Mailing Address _____

City _____ State _____ Zip _____

D. If this Ballot is cast by an officer or employee of a partnership, 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).

E. 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 California walnut producers. Falsification of information on this government document may result in a fine, or imprisonment of not more than five (5) years, or both (18 U.S.C. 1001).

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 0581-0178. 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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Referendum Agent
USDA-AMS-F&V-MFO
2202 MONTEREY STREET, SUITE 102-B
FRESNO, CA 93721

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

CALIFORNIA WALNUT BALLOT

VOTING INSTRUCTIONS AND RULES GOVERNING PRODUCER ELIGIBILITY TO VOTE

I. VOTING PERIOD: _____, 20__ through _____, 20__

II. REPRESENTATIVE PERIOD: _____, 20__ through _____, 20__

III. PRODUCTION AREA: The State of California.

IV. PERSONS ELIGIBLE TO VOTE: Any person who is currently a walnut producer in the State of California and produced such walnuts during the representative period _____, 20__ through _____, 20__, is entitled to cast one Ballot. Each separate business unit, partnership, family enterprise, corporation, association, estate, or firm is entitled to one vote.

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

1. Owns and farms land producing English walnuts for market;
2. Is a renter or tenant of a farm producing English walnuts for market; or
3. Is a landlord who received from a renter or tenant a portion of the production as rent for the land on which English walnuts were produced for market. (A landlord who rents for cash, a lien-holder or a person having only a financial interest in the crop is NOT eligible to vote.)

V. HOW TO VOTE:

Indicate your vote by placing an ‘X’ in the appropriate box.

Certify your walnut production by listing the pounds of English walnuts produced for market by you (or by the producer for whom this Ballot is cast) during the period _____, 20__, through _____, 20__.

Print or type your name, phone number, business name, and address.

Proxy voting is not authorized. If Ballot is cast by an officer or employee of a partnership, corporation, or other business unit, check box to indicate your business designation, and sign to indicate authority to vote. If partnership or joint venture, list names of partners.

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-FV-NWMFO
2202 MONTEREY ST, SUITE 102-B
FRESNO, CA 93721.

For further information, please call _____ at (559) 487-5901.

Ballots must be postmarked by _____, 20__ to be valid.