

**Memorandum of Agreement
Between Handlers
Regarding Responsibilities for Tart Cherry Production under
The Marketing Order for Red Tart Cherries**

Crop Year June _____ through July _____

There are circumstances when a handler might process cherries under agreement to and for the benefit of another handler. This causes some confusion regarding treatment of products processed under this arrangement.

This agreement delineates the responsibilities between handlers with respect to red tart cherries handled by the respective parties.

The parties to this transaction are:

_____, the **Selling** Handler, and
_____, the **Buying** Handler

who shall be referred to as “Seller” and “Buyer”, respectively.

The default position of the order is that the originating handler, the handler that first receives tart cherries, is responsible for all aspects, duties and responsibilities relating to the requirements of the marketing order for tart cherries. This default position will control unless there is **written** agreement between the seller and buyer by which the responsibilities are acknowledged and accepted.

The handlers hereby assign the duties and responsibilities relating to the requirements of the marketing order for tart cherries in the manner and by the entity as indicated below:

Responsibility:	Seller	Buyer
Form 1 reporting	<input type="checkbox"/>	<input type="checkbox"/>
Form 2 reporting	<input type="checkbox"/>	<input type="checkbox"/>
Form 4 reporting and restriction	<input type="checkbox"/>	<input type="checkbox"/>
Assessment obligation	<input type="checkbox"/>	<input type="checkbox"/>

The parties hereby acknowledge and agree to the allocation of responsibilities as outlined above.

Selling Handler: _____ **Buying Handler:** _____

By: _____ By: _____
Signature Signature

Print Name Print Name

Date: ___ / ___ / ___ Date: ___ / ___ / ___

ORIGINAL, signed by both parties, and sent to the CIAB. **BLUE**, with Selling Party’s signature, sent to CIAB at time of agreement. **YELLOW**, retained by Selling Party. **PINK**, with both signatures, returned to Selling Party. **GOLD**, retained by Buying Party for records

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