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| U.S. Department of Agriculture Agricultural Marketing Service Packers and Stockyards Division | | CONTRACT SUBMISSION COVER SHEET | |
| Submit this form with each example contract. Initial submission: Submit existing swine marketing contracts. Subsequent submission: For offered, revised, expired, or withdrawn contracts, submit by the business day following offer, revision, expiration, or withdrawal. | | | |
| Identification Information | | | |
| 1. Date of Submission (MM/DD/YYYY) | | 2. Packer Name | |
| 3. Federal Inspection Number | 4. Plant Name | 5. Plant Location: City, State | |
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| | | | |
| 6. Contract Category (Choose 1) | Swine or Pork Market Formula Purchase with a Ledger | | |
| | Swine or Pork Market Formula Purchase without a Ledger | | |
| | Other Market Formula Purchase with a Ledger | | |
| | Other Market Formula Purchase without a Ledger | | |
| | Other Purchase Arrangement with a Ledger | | |
| Other Purchase Arrangement without a Ledger | | | |
| Contract Information | | | |
| | | 9. Contract Name | 10. Previously Existing |
| 7. Submission Type (Choose 1) | New | | |
| | Replacement | | |
| | Expiration | | |
| | Withdrawal of | | |
| 8. Is this a Verbal Contract? | Yes No | If Yes, attach P&SP-343 or supporting documentation | |
| Certification: I certify that this report has been prepared by me or under my direction and that to the best of my knowledge and belief this report is true and correct. | | | |
| 11. Name: First | | Last | |
| 12. Title | | 13. Phone Number | |
| 14. Signature | | | |
| Response is required to identify and obtain examples of swine packer marketing contracts that are currently available (7 U.S.C. 198a and 9 CFR 206). Submitted information held confidential (9 CFR 201.96). | | | |
| 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 is 0581-0311. The time required to complete this information collection is estimated to average 5.5 hours for initial filing including time to review instructions, search existing data resources, gather the data needed, and complete and review the information collection, and 15 minutes for subsequent filing. | | | |

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Instructions for Completing PSD-342

Packers as defined in 9 CFR 206.1 use form PSD-342 to submit example contracts, replacement example contracts, expirations of example contracts, or withdrawal of offers.

Submit an example of each contract packer currently has with producers or that is currently available and is unique with respect to all of the following four example-contract criteria:

- 1) Base price or determination of base price.
- 2) Application of a ledger or accrual account (including the terms and conditions of the ledger or accrual account provision).
- 3) Carcass merit premium and discount schedules (including the determination of the lean percent or other merits of the carcass that are used to determine the amount of the premiums and discounts and how those premiums and discounts are applied).
- 4) Use and amount of noncarcass merit premiums and discounts.

Packers must provide written descriptions for all terms of a verbal contract. PSD-343 may be used to capture a basic set of contract terms. A verbal contract includes purchases of swine by a packer from a producer under which:

- 1) The purchase is not a negotiated purchase. That is, the transaction
 - a) Results in a price to be determined at a later date, or
 - b) Establishes delivery dates more than 14 days after the date on which the swine are committed to the packer.
- 2) The terms of the purchase are not formally documented.

Send example contracts and notification of expired or withdrawn contracts to:

| Hardcopy | Electronic | FAX |
|---|---|--------------|
| USDA AMS FTTP PSD 210 Walnut Street, Suite 317 Des Moines, Iowa 50309 | Contact Swine Contract Library Staff for current electronic submission format | 515-323-2590 |

If you have any questions about the form or completing the form, please contact the Swine Contract Library staff using one of the following methods.

| Phone | Email | Fax |
|--------------|--|--------------|
| 515-323-2579 | PSDSwineContractLibrary@usda.gov | 515-323-2590 |

| Line Number | Subject | Instruction |
|-------------|------------------------------|---|
| 1 | Date of Submission | The date that the contract is being submitted to PSD. |
| 2 | Packer Name | The name of the reporting packer. |
| 3 | Federal Inspection Number | The inspection or establishment number assigned to the plant by USDA's Food Safety and Inspection Service. |
| 4 | Plant Name | The name you use to identify the specific plant for which the contract is being submitted. |
| 5 | Plant Location | The city and state where the plant is located. |
| 6 | Contract Category (Choose 1) | <p>This will be the same category purchases under the example contract are categorized for Livestock Mandatory Price Reporting with the Agricultural Marketing Service.</p> <p>Swine or Pork Market Formula Purchase with a Ledger. Purchases based on the markets for swine, pork, or pork products and reference an account which tracks differences from minimum or maximum levels.</p> <p>Swine or Pork Market Formula Purchase without a Ledger. Purchases based on the markets for swine, pork, or pork products and do not reference an account which tracks differences from minimum or maximum levels.</p> <p>Other Market Formula Purchase with a Ledger. Purchases based on the markets other than those for swine, pork, or pork products and reference an account which tracks differences from minimum or maximum levels.</p> <p>Other Market Formula Purchase without a Ledger. Purchases based on the markets other than those for swine, pork, or pork products and do not reference an account which tracks differences from minimum or maximum levels.</p> <p>Other Purchase Arrangement with a Ledger. Purchases that are not negotiated purchases, swine or pork market formula purchases, or other market formula purchases, do not involve packer-owned swine and do reference an account which tracks differences from minimum or maximum levels.</p> <p>Other Purchase Arrangement without a Ledger. Purchases that are not negotiated purchases, swine or pork market formula purchases, or other market formula purchases, do not involve packer-owned swine and do not reference an account which tracks differences from minimum or maximum levels.</p> <p>See definitions in 9 CFR 206.1</p> |

| Line Number | Subject | Instruction |
|-------------|-------------------------------|--|
| 7 | Submission Type (Choose 1) | <p>New indicates the example contract was not previously available. You can enter the contract name in line 9.</p> <p>Replacement indicates the example contract was previously submitted but one of the four example-contract criteria has been modified and the previously submitted example contract is no longer offered. Enter the name of the new contract in line 9 and the name of the contract being replaced in line 10.</p> <p>Expired notifies PSD that a previously submitted contract no longer exists. Enter the name of the expired contract in line 10.</p> <p>Withdrawal of Offer notifies PSD that a previously submitted example contract is no longer being offered. Enter the name of the withdrawn contract in line 10.</p> |
| 8 | Verbal Contract | <p>Yes indicates this example contract represents a verbal agreement. Packers must provide written descriptions for all terms of a verbal agreement. Form PSD-343 may be used as that written documentation.</p> <p>NO indicates this example contract represents an executed document.</p> |
| 9 | Contract Name | A name (unique identifier) to use to refer to the example contract. This is used to ease of communications between the plant and PSD personnel. |
| 10 | Existing Contract Name | The Contract Name of the previously submitted contract for Replacements, Expirations, or Withdrawals of Offer. Line 9, Contract Name is used for names of contracts currently being submitted. |
| 11 | Name | The name of person to contact to obtain clarification or correction of information submitted |
| 12 | Title | The title of the person identified in line 11. |
| 13 | Phone | The phone number at which the person identified in line 11 can be reached. |
| 14 | Signature | Signature of person identified in line 11. |