

PROCESSED PEAR BALLOT  
UNITED STATES DEPARTMENT OF AGRICULTURE  
Agricultural Marketing Service  
Specialty Crops Program  
Northwest Marketing Field Office  
1220 SW 3<sup>rd</sup> Avenue, Suite 305  
Portland, Oregon 97204

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**TO PROCESSED PEAR PRODUCERS:**

Marketing Order No. 927, regulating the handling of pears for processing grown in Oregon and Washington, requires the Secretary of Agriculture to conduct a referendum within every six-year period to ascertain whether producers favor continuance of the Marketing Order. 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 \_\_\_\_\_, 20\_\_.

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

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Referendum Agent  
Phone: (503) 326-2724

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.

**SC-128 (Exp. X/XXXX) Destroy previous editions.**

**PRODUCER REFERENDUM BALLOT**

Marketing Order No. 927: Pears Grown in Oregon and Washington

***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. 927, regulating the handling of pears for processing grown in Oregon and Washington. The Secretary of Agriculture (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. 927, regulating the handling of pears for processing grown in Oregon and Washington?

YES

NO

**PRODUCER ELIGIBILITY STATEMENT**

B. I hereby certify that I am currently a producer of pears for processing within the production area and that during the representative period \_\_\_\_\_, 20\_\_\_\_, through \_\_\_\_\_, 20\_\_\_\_, I produced for the Canning or Freezing (Processing) market:

\_\_\_\_\_ standard boxes or equivalent, on \_\_\_\_\_ acres, in \_\_\_\_\_ County(ies).

C.

Name of Packing House(s) that Handled your Pears for the Canning or Freezing (Processing) Market	Tons or Equivalent	Affiliation (co-op or independent)

D. Producer's Name \_\_\_\_\_ Phone Number \_\_\_\_\_

Name of Business \_\_\_\_\_

Mailing Address \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ Zip Code \_\_\_\_\_

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 a 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. The information provided in this Ballot is required to determine the voter eligibility and vote of processed pear producers. Falsification of information on this government document may result in a fine or imprisonment, or both (18 U.S.C. 1001).

In accordance with Federal civil rights law and U.S. Department of Agriculture (USDA) civil rights regulations and policies, the USDA, its Agencies, offices, and employees, and institutions participating in or administering USDA programs are prohibited from discriminating based on race, color, national origin, religion, sex, gender identity (including gender expression), sexual orientation, disability, age, marital status, family/parental status, income derived from a public assistance program, political beliefs, or reprisal or retaliation for prior civil rights activity, in any program or activity conducted or funded by USDA (not all bases apply to all programs). Remedies and complaint filing deadlines vary by program or incident.

Persons with disabilities who require alternative means of communication for program information (e.g., Braille, large print, audiotape, American Sign Language, etc.) should contact the responsible Agency or USDA's TARGET Center at (202) 720-2600 (voice and TTY) or contact USDA through the Federal Relay Service at (800) 877-8339. Additionally, program information may be made available in languages other than English. To file a program discrimination complaint, complete the USDA Program Discrimination Complaint Form, AD-3027, found online at [http://www.ascr.usda.gov/complaint\\_filing\\_cust.html](http://www.ascr.usda.gov/complaint_filing_cust.html) and at any USDA office or write a letter addressed to USDA and provide in the letter all of the information requested in the form. To request a copy of the complaint form, call (866) 632-9992. Submit your completed form or letter to USDA by: (1) mail: U.S. Department of Agriculture Office of the Assistant Secretary for Civil Rights 1400 Independence Avenue, SW Washington, D.C. 20250-9410; (2) fax: (202) 690-7442; or (3) email: [program.intake@usda.gov](mailto:program.intake@usda.gov). USDA is an equal opportunity provider, employer, and lender.

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Referendum Agent  
USDA-AMS-Specialty Crops Program  
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◆ FOLD HERE, TAPE AT THE TOP, AND MAIL PROMPTLY ◆

# PROCESSED PEAR 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:** States of Oregon and Washington
- IV. **PERSONS ELIGIBLE TO VOTE:** Any person who is currently a producer of pears for processing grown in the production area, and produced such pears 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 pears for processing produced thereon;
- Rents and farms land resulting in ownership of all or a portion of the pears for processing produced thereon; or
- Owns land from which, as rental for such land, ownership is obtained of a portion of the pears for processing produced thereon. (A lienholder, cash landlord, or person having only a financial interest in the processed pear 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 processed pear production by listing the volume in tons or equivalent that you produced, the number of acres in production, and the county(ies) in which such pears 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 processed pears, the number of tons or equivalent handled, 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 the Ballot is cast by an officer or employee of a partnership, LLC, corporation, association or other business unit, check box to indicate your business designation, and sign to indicate authority to vote. If by a partnership or joint venture, list the 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:

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**Ballots must be postmarked by \_\_\_\_\_, 20\_\_.** For further information, please call (503) 326-2724.