

UNITED STATES DEPARTMENT OF AGRICULTURE  
AGRICULTURAL MARKETING SERVICE  
SPECIALTY CROPS PROGRAM

**MARKETING AGREEMENT, AS FURTHER AMENDED,  
REGULATING THE HANDLING OF AVOCADOS GROWN IN SOUTH FLORIDA**

The parties hereto, in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. §§ 601-674; Act), and in accordance with the rules of practice and procedure effective thereunder (7 CFR Part 900), desire to enter into this Agreement further amending Marketing Agreement No. 143, regulating the handling of avocados grown in South Florida; and each party hereto agrees that such handling of avocados shall be in conformity to, and in compliance with, the terms and conditions of said Marketing Agreement, as hereby amended. Such terms and conditions are as follows:

1. The provisions of sections 915.1 to 915.71, inclusive, of Marketing Order No. 915, as amended (7 CFR Part 915), and as further amended by the order annexed to, and made a part of, the decision of the Secretary of Agriculture (Secretary) with respect to a proposed marketing agreement, as amended, and the aforesaid order, as amended, regulating the handling of avocados grown in South Florida, plus the additional provisions shall be, and hereby are, the terms and conditions hereof; and the specified provisions are hereby incorporated into this Agreement as if set forth in full herein.
2. The additional provisions are as follows:

**Section 915.72 Counterparts.**

This Agreement may be executed in multiple counterparts and when one counterpart is signed by the Secretary, all such counterparts shall constitute, when taken together, one and the same instrument as if all signatures were contained in one original.

**Section 915.73 Additional Parties.**

After the effective date hereof, any handler who has not previously executed this Agreement may become a party to this Agreement if a counterpart hereof is executed by such handler and delivered to the Secretary. This Agreement shall take effect as to such new contracting party at the time such counterpart is delivered to the Secretary, and the benefits, privileges, and immunities conferred by his Agreement shall then be effective as to such new contracting party.

**Section 915.74 Order with Marketing Agreement.**

Each signatory handler favors and approves the issuance of a marketing order by the Secretary regulating the handling of avocados in the same manner as provided for in this Agreement; and each signatory handler hereby requests the Secretary to issue, pursuant to the Act, such an order.

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 collection is OMB 0581-0189. The time required to complete this information collection is estimated to average 5 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.

Authorization to correct typographical errors

The undersigned hereby authorizes the Deputy Administrator or Associate Deputy Administrator, Specialty Crop Program, Agricultural Marketing Service, United States Department of Agriculture, to correct any typographical errors which may have been made in this Agreement amending the Marketing Agreement.

**IN WITNESS WHEREOF**, the contracting parties, acting under the provisions of the Act, for the purpose and subject to the limitations therein contained, and not otherwise, have hereto set their respective signatures and seals.

|                                      |     |                        |
|--------------------------------------|-----|------------------------|
|                                      | By: |                        |
| Firm name                            |     | Signature <sup>1</sup> |
|                                      |     |                        |
| Mailing address                      |     | Title                  |
| Corporate seal:<br>if none, so state |     |                        |
|                                      |     | Date of Execution      |

<sup>1</sup> If one of the contracting parties to this Agreement is a corporation, my signature constitutes certification that I have the power granted to me by the Board of Directors to bind this corporation to the Marketing Agreement.

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.