



KC-1230 (1-08-07)

AGENT AGREEMENT

See reverse for Privacy Act, Public Burden, and Nondiscrimination Statements.

This agreement made by and entered into between Commodity Credit Corporation, a corporate agency of the United States (hereinafter referred to as CCC) and

United States Department of Agriculture

Farm and Foreign Agricultural Services

Commodity Credit Corporation

Kansas City Commodity Office P.O. Box 419205 Kansas City, Missouri 64141-6205



1. AGENT NAME (hereinafter referred to as the AGENT) and

2. WAREHOUSE NAME 3. STORAGE AGREEMENT NUMBER 4. WAREHOUSE CODE NUMBER (hereinafter referred to as the WAREHOUSE) (If multiple codes, attach a list.)

- 1. This agreement shall apply to requests by the AGENT to CCC to amend or terminate the Storage Agreement or for a Successor's Agreement. The AGENT is authorized to request additions or changes to the Schedule of Rates and to negotiate rates with CCC. Upon request, contract documents may be sent to the AGENT or the WAREHOUSE for completion; however, all contract documents must be signed by a representative of the WAREHOUSE.
2. This agreement shall apply to offers by the AGENT to CCC to buy or exchange (exchange certificates) for CCC-owned commodities and to make contracts to buy or exchange CCC-owned commodities in the name of the WAREHOUSE.
3. This agreement shall apply to CCC loading orders (including shipping instructions for the shipment of farm storage CCC-owned commodity). The AGENT and the WAREHOUSE shall make arrangements necessary for these shipments according to the terms of this agreement.
4. A copy of the CCC loading order will be sent to the WAREHOUSE. The original loading order and warehouse receipts will be sent to the AGENT. Handling-Only loading orders will be sent to the WAREHOUSE and a copy to the AGENT. The WAREHOUSE is not authorized to ship CCC-interest commodity without written shipping instructions from CCC. All such commodity shall be shipped as prescribed in the loading order instructions.
5. The WAREHOUSE or AGENT shall deliver to CCC, promptly after each car has been shipped, the original and one copy of each bill of lading and the original and one copy of the origin inspection certificate when applicable. Agents serving country warehouses receiving CCC-owned commodities must promptly submit to CCC appropriate documentation according to the loading order instructions and the Storage Agreement. CCC will make final settlement with the WAREHOUSE, in accordance with the terms of the Storage Agreement.
6. No substitution of cars of CCC-owned commodity, shipped by the WAREHOUSE against loading orders issued by CCC, shall be made by WAREHOUSE or AGENT while in route to or after arrival at destination unless authorized by CCC. Rejection/notification of shipments will be made, per the Storage Agreement, to the AGENT.
7. All commissions, fees, or other charges made by the AGENT for services performed under this agreement shall be paid by the WAREHOUSE and no charges of any kind shall be made against CCC.
8. This agreement in no way limits the responsibilities of the WAREHOUSE under the Storage Agreement, any contract to buy CCC-owned commodity, or any agreement to exchange CCC-owned commodity for certificates. Obligations of the before-mentioned agreements shall continue in full force and effect. The WAREHOUSE and AGENT shall be jointly and severally liable for any claim that may arise against the AGENT in favor of CCC because of transactions under this agreement.
9. This agreement may be canceled by any party hereto upon the giving of written or faxed notice to the other parties: provided that all transactions with respect to any loading order issued before such receipt of cancellation shall be completed under the terms hereof.

Table with 2 columns: WAREHOUSE and AGENT. Rows include fields for Name (5A, 6A), City/State/ZIP (5B, 6B), Signatory (5C, 6C), Title (5D, 6D), CCC (7A), and Effective Date (7B). Includes a note for Contracting Officer.

## **PRIVACY ACT AND PUBLIC BURDEN STATEMENTS**

The following statements are made in accordance with the Privacy Act of 1974 (5 U.S.C. 552a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting the following information is 15 U.S.C. 714 and regulations promulgated thereunder (7 CFR Parts 1421 and 1403). Furnishing the information is optional and it will be used to complete the terms of a contract between the warehouse operator and CCC. This information may be provided to other agencies, Internal Revenue Service, Department of Justice, or other State and Federal law enforcement agencies, and in response to a court magistrate or administrative tribunal. The provisions of criminal and civil fraud statutes, including 18 U.S.C. 286, 287, 371, 641, 1001, 1014; 15 U.S.C. 714m; and 31 U.S.C. 3729, may be applicable to the information provided.

The authority for collecting the following information is Public Law 107-171. This authority allows for the collection of information without prior OMB approval mandated by the Paperwork Reduction Act of 1995. 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.

## **NONDISCRIMINATION STATEMENT**

The U.S. Department of Agriculture (USDA) prohibits discrimination in all its program and activities on the basis of race, color, national origin, age, disability, and where applicable, sex, marital status, familial status, parental status, religion, sexual orientation, genetic information, political beliefs, reprisal, or because all or part of an individual's income is derived from any public assistance program. (Not all prohibited bases apply to all programs.) Persons with disabilities who require alternative means for communication of program information (Braille, large print, audiotape, etc.) should contact USDA's TARGET Center at (202) 720-2600 (voice and TDD). To file a complaint of Discrimination, write to USDA, Director, Office of Civil Rights, 1400 Independence Avenue, SW., Washington, DC 20250-9410, or call (800) 795-3272 (voice) or (202) 720-6382 (TDD). USDA is an equal opportunity provider and employer.