

SETTLEMENT AGREEMENT

THIS SETTLEMENT AGREEMENT is entered into by The United States Department of Agriculture (USDA) Agricultural Marketing Service (AMS), and Aaron E. Stoltzfus d/b/a Friendly Farm and any person responsibly connected with Friendly Farm.

USDA, AMS and Friendly Farm have decided to settle the issues among them related to alleged violations of the Organic Foods Production Act of 1990 (7 U.S.C. §§ 6501 et seq.) (OFPA), and regulations promulgated thereunder (7 CFR §§ 205 et seq.).

Accordingly, the parties agree to the following:

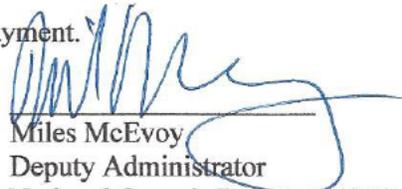
1. The Secretary of Agriculture has jurisdiction in this matter.
2. USDA, AMS agrees to the following:
 - A. USDA, AMS agrees not to file a formal administrative complaint charging Friendly Farm with alleged violations of the OFPA and the regulations for any actions disclosed by the investigation which gave rise to this agreement.
 - B. USDA, AMS to consider a new request for reinstatement of organic certification once the terms under 3(C) and 3(D) below are met.
3. Friendly Farm agrees to the following:
 - A. Friendly Farm has been given the opportunity for a hearing and waives such hearing and further procedure for the purpose of settling this proceeding and for such purposes only.
 - B. Friendly Farm agrees that failure to comply with the settlement agreement shall automatically void number 2 above, and that USDA, AMS may thereafter institute a formal administrative proceeding against Friendly Farm, and pursue any and all remedies available under the OFPA and the regulations.
 - C. Friendly Farm agrees to comply immediately with the USDA organic regulations and to cease and desist selling, labeling, or representing its agricultural products as having been produced or handled organically.
 - D. Friendly Farm agrees to pay a reduced penalty of \$5,500 in full settlement of this matter.

This agreement will become effective upon receipt of payment.

(b) (6)

Mr. Aaron E. Stoltzfus
Owner
Friendly Farm

Date: 12/23/15


Miles McEvoy
Deputy Administrator
National Organic Program, AMS, USDA

Date: 6 Jan. 2016