

**Memorandum of Agreement
Between Handlers
Regarding Responsibilities for Tart Cherry Production under
The Marketing Order for Red Tart Cherries
Crop Year July _____ through June _____**

There are circumstances when a handler might process cherries under agreement to and for the benefit of another handler. This causes some confusion regarding treatment of products processed under this arrangement.

This agreement delineates the responsibilities between handlers with respect to red tart cherries handled by the respective parties. The parties to this transaction are:

_____, the Selling Handler, and
_____, the Buying Handler,
who shall be referred to as “Seller” and “Buyer”, respectively.

The default position of the order is that the originating handler, the handler that first receives tart cherries, is responsible for all aspects, duties and responsibilities relating to the requirements of the marketing order for tart cherries. This default position will control unless there is written agreement between the seller and buyer by which the responsibilities are acknowledged and accepted.

The handlers hereby assign the duties and responsibilities relating to the requirements of the marketing order for tart cherries in the manner and by the entity as indicated below:

Responsibility:	Seller	Buyer
Form 1 reporting		
Form 2 reporting		
Form 4 reporting and restriction		
Assessment obligation		

The parties hereby acknowledge and agree to the allocation of responsibilities as outlined above.

Selling Handler: _____ **Buying Handler:** _____

By: _____ By: _____
Signature Signature

Print Name Print Name

Date: _____ Date: _____
___ / ___ / ___ ___ / ___ / ___

Please make sure a copy of this form with **both** signatures is received by the Selling Handler, Buying Handler and CIAB. You may send this form to the CIAB via e-mail to _____.

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 0581-0177. The time required to complete this information collection is estimated to average 2 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.

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