

APPLICATION FOR USE OF A STAMP TO CERTIFY NON-PRODUCER STATUS



I. APPLICANT INFORMATION

A. Identification of Applicant

Name _____
 Company _____
 Address _____
 City, State, Zip _____
 Physical Location _____
 Federal Tax ID/SS # _____

B. Type of Business

Applicant will use stamp as:
 _____ Order Buyer
 _____ Dealer/Trader
 _____ Market
 _____ Feedlot
 _____ Other (explain)

OFFICE USE ONLY STAMP NO. ASSIGNED _____ _____ _____
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C. Other Names

Applicant also conducts business under the following names: _____
 (Name, entity relation to applicant, type of business) _____

II. CONDITIONS

A. In making this application for a stamp to certify non-producer status, Applicant certifies that during any one month of the preceding twelve-month period, **Applicant has resold cattle in at least (20) twenty individual transactions** and agrees to the following conditions for use:

1. **Applicant will** be permitted by the Cattlemen's Beef Promotion and Research Board to use this stamp to certify non-producer status for cattle which Applicant sells **in lieu of providing a certification of non-producer form** to the buyer or person paying Applicant in such sales transactions;
2. **Applicant will** use this stamp only on a document which provides the following information:
 - a. Seller's name;
 - b. Buyer's (or market agency's) name;
 - c. Number of cattle sold;
 - d. Date of transaction.
3. **Applicant certifies** that the **name** under which it has submitted this application (Section 1, Paragraph A. above) is the **only name** in which it will conduct business in connection with the use of this stamp to certify non-producer status.
4. **Applicant certifies** that prior to using this stamp in any transaction, all conditions for claiming non-producer status with regard to cattle sold in the transaction shall be met, those conditions are:
 - a. **Applicant has collected \$1.00 per head** of cattle upon the purchase of the cattle; or
 - b. **Applicant has received a certification of non-producer form** from the seller of the cattle when Applicant purchased them; or
 - c. **Applicant purchased the cattle in a transaction** in which **Applicant was not responsible for collecting \$1.00-per-head** assessment; and (collected by brand inspector or by the market)
 - d. **Applicant acknowledges** that upon selling these cattle in any transaction in which the Applicant uses the stamp that Applicant is certifying that Applicant has purchased these cattle to facilitate the transfer of ownership of these cattle to a third-party and (1) Applicant **is reselling these cattle no later than 10 days** from the date Applicant purchased them, or (2) that upon transfer of these cattle Applicant shall receive only a sales commission or a service fee which was established **prior** to Applicant's purchase of the cattle.

B. **Applicant acknowledges** and understands that should Applicant use the stamp to certify non-producer status on any document in which Applicant knowingly or willfully make false statements, that Applicant may be fined up to \$10,000, imprisoned up to 5 years, or both, for the action pursuant to 18 USC §1001.

C. **Applicant certifies** that it will not allow any other person or business entity to utilize this stamp in any transaction in which Applicant is not the seller of the cattle, and that only those authorized to do so by Applicant shall certify non-producer status on a sales document.

D. **Applicant certifies** that **only** the following signature is authorized for use in connection with this stamp to certify non-producer status.

Signature _____

Print or Type Name _____

E. **Applicant understands** and acknowledges that the _____ may revoke the right to utilize the stamp at any time upon notification to Applicant of the revocation.

F. **Applicant certifies** that Applicant fully understands the conditions for claiming non-producer status, and that any and all documents relating to transactions in which Applicant has sold cattle which contain this stamp fully meet the conditions for non-producer status, and that all such documents or copies thereof be maintained in a permanent file by the Applicant.

Signature of Applicant _____
Position _____
Date _____

Notary Seal

Subscribed and sworn to before me this _____ day of _____, 20__.

The following statements are made in accordance with the Privacy Act of 1974 (U.S.C. 522a) and the Paperwork Reduction Act of 1995, as amended. The authority for requesting this information to be supplied on this form is the Commodity Promotion, Research, and Information Act of 1996, Pub. L. 104-127, 110 Stat.1032 (7 U.S.C. 7411-7425). Furnishing the requested information is necessary for the administration of this program. Submission of Tax Identification Number (TIN) or Employer Identification Number (EIN) is mandatory, and will be used to determine affiliation or entity identification.

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 0581-0093. 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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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 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. USDA is an equal opportunity provider, employer, and lender.

SAMPLE of the Non Producer Stamp:

CERTIFICATION OF NON-PRODUCER STATUS
FOR THE RESELLER

Claimed on # _____ cattle pursuant to
7CFR 1260.116 and 1260.314

DO NOT DEDUCT the
\$1.00 per head Beef Promotion Assessment
Cattlemen's Beef Promotion & Research Board
SC#0001

_____/_____
Signature Date