

AGREEMENT BETWEEN  
FEDERAL EXPRESS AND CALIFORNIA DEPARTMENT OF FOOD AND  
AGRICULTURE REGARDING THE HOLDING OF PARCELS CONTAINING PLANT  
MATERIALS AND THE INSPECTION OF THEIR CONTENTS

The following stipulations are agreed to involving transporting plant material into and within California by Federal Express, and the holding for inspection of such material at point of destination:

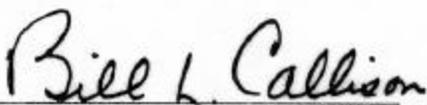
1. Federal Express will include the following language in the Service Guides available to their regular customers: 'Plant and plant materials can be shipped only in accordance with applicable state and federal law. Packages containing these items may be inspected by appropriate agencies and may be delayed.'
  2. All Federal Express operating locations in California will advise the appropriate county agricultural commissioner's office of the arrival of packages marked or labeled to indicate that they contain plant materials that do not bear evidence of previous inspection by the California Department of Agriculture or its designee. Except by prior arrangement, agricultural inspections shall be performed during normal business hours for the Agricultural Commissioner.
  3. Inspectors from the county agricultural commissioner's offices may enter the locations listed above for the purposes of inspecting plant materials. However, it is also understood that Federal Express is a carrier engaged in the express overnight transportation of documents and goods. The parties agree that any county agricultural commissioner's inspection shall be conducted during normal business hours and in a manner that is consistent with the operational needs of Federal Express. The parties agree that if an inspection of packages containing plants or plant materials has not been completed prior to vehicle or aircraft departure, the packages awaiting inspection may be retained by the county agriculture office. However, package retention will not interfere with vehicle or aircraft movements.
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4. Federal Express will furnish a suitable space with adequate lighting for conducting the inspections of the packages. Inspections will be conducted as soon as possible upon notification of receipt.
5. This agreement is subject to review when necessary and may be cancelled for failure to comply with its provisions or at the instance of the California Department of Food and Agriculture upon 30 days advance notice.

FEDERAL EXPRESS CORPORATION

  
By: A. Doyle Cloud, Jr.  
Vice President of Regulatory  
and Government Affairs

11/20/88  
Date

Signed:   
Bill L. Callison, Chief  
Pest Exclusion Branch  
Division of Plant Industry

12/15/88  
Date

2339B