



**Sworn Statement  
Certifying Food NOT Produced with Genetic Engineering**

NAME OF MANUFACTURER OR PRODUCER: Earthbound Farm

ADDRESS: 1721 San Juan Bautista Highway

CITY: San Juan Bautista STATE: CA ZIP CODE: 95045

AGENT SIGNING ON BEHALF OF MANUFACTURER: Ann Marie Hourigan

AGENT CONTACT PHONE NUMBER: 831-207-0746

AGENT EMAIL: [annmarie.hourigan@whitewave.com](mailto:annmarie.hourigan@whitewave.com)

NAME OF PRODUCT (S): All certified organic products

Please refer to current Organic Certificate and Client Profile, which includes our certified product listing.

UPC CODE, LOT NUMBER OR OTHER IDENTIFICATION NUMBER: All certified organic products - Please refer to current Organic Certificate and Client Profile, which includes our certified product listing.

I, Ann Marie Hourigan, as the authorized agent of the Manufacturer/ Producer listed above, hereby depose and state as follows:

The above named product(s) were made or grown from food or seed that has not been knowingly or intentionally produced with genetic engineering and has been segregated from and has not been knowingly or intentionally commingled with food that may have been produced with genetic engineering.

I declare or affirm, under penalty of perjury, that the above statement is true and correct to the best of my knowledge. \*Please see the attached statement regarding certified organic products for further clarification.\*

Agent Signature:  Date: 03/09/16

Agent Printed Name: Ann Marie Hourigan



March 9, 2016

Earthbound Farm is a certified organic operation. The use of genetic engineering, or genetically modified organisms (GMOs), is prohibited in organic products, which must meet the requirements of the National Organic Program, as specified in 7 CFR 205. In addition, certified organic operations must implement preventive practices based on site-specific risk factors to prevent contamination from GM materials.

According to the FDA's 2015 *Guidance for Industry Voluntary Labeling Indicating Whether Foods Have or Have Not Been Derived from Genetically Engineered Plants*, organic certification to the National Organic Program standard is sufficient to substantiate a claim that a food product was produced without the use of bioengineering or GMOs:

The Department of Agriculture's (USDA) Agricultural Marketing Service administers the National Organic Program, which enforces laws and regulations regarding certified organic foods. Foods that comply with 7 CFR part 205 (USDA organic regulations) would meet criteria to be labeled as not produced or handled using bioengineering. USDA regulations on organic food production and handling provide in relevant part that in order for a food to be sold or labeled as "100% organic," "organic" or "made with organic (specified ingredients or food group(s))", the food must be produced and handled without the use of such "excluded methods" as these methods are defined in 7 CFR 205.2. Compliance with USDA's requirements at 7 CFR 205.105 can therefore be used to support food labeling claims about the production of food without the use of bioengineering. Documentation of compliance with the USDA organic certification requirements and recordkeeping requirements for certified operations (7 CFR 205.100, 7 CFR 205.103 and 205.400 et seq.) would be sufficient to substantiate a food labeling claim that a food was not produced using bioengineering.

As certified organic operation, Earthbound's products are exempt from to the *Vermont Act 120* and *Consumer Rule 12*:

CP 121.03 Exemptions and Exceptions

Section 121.02 of this rule does not apply to the following:

...

(f) Foods Verified by a Qualifying Organization

(i) Food that has been certified as "organic" under 7 C.F.R. § 205.301 by an organization accredited to make such certifications under the USDA National Organic Program.

If you have any questions about the organic requirements or policies, please don't hesitate to contact me.

Sincerely,

Ann Marie Hourigan

Organic Program Manager, Earthbound Farm  
The WhiteWave Foods Company  
1721 San Juan Highway | San Juan Bautista, CA 95045  
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