



## MEXICAN TOMATO SUSPENSION AGREEMENT

On March 4, 2013, the Department of Commerce and Mexican producers/exporters of fresh tomatoes signed the latest agreement suspending the antidumping investigation on fresh tomatoes from Mexico. The investigation was a result of domestic complaints that Mexican tomatoes were being sold in the United States at below fair market prices. The basis of the agreement was a commitment by each signatory producer/exporter to sell Mexican tomatoes at or above an established reference price. All types of fresh tomatoes (including common round, cherry, grape, plum, pear and greenhouse tomatoes), **except tomatoes that are for processing**, are covered by this Agreement. Signatories of the agreement are required to label the tomatoes they export to the U.S. with the following:

1. **Signatory name;**
2. **Signatory ID Number;**
3. **The statement “These Tomatoes Were Grown/Exported By a Signatory of the 2013 Suspension Agreement;”**
4. **Type of Tomato; and**
5. **The growing/production method of the product being shipped (i.e., open field, adapted environment, or controlled environment).**

For domestic only sales in Mexico, the signatories must label their boxes with **“Prohibida Su Exportacion a los EUA/Not for Export to the United States”** to make their customers aware that the tomatoes are intended to remain in Mexico.

USDA, SCI Division has agreed to cooperate in the transfer of information from inspectors at the various ports of entry and terminal markets to assist Commerce in enforcing the agreement. **If during the course of your normal duties**, you notice a shipment of Mexican tomatoes missing any of the labeling requirements listed above, or containing the statement **“Prohibida Su Exportacion a los EUA/Not for Export to the United States”**, please complete the enclosed form with all pertinent information and fax it to the Commerce Department officials at the number listed at the bottom of the form, or scan and e-mail the form to the contacts listed on the form. Also fax the form to the Washington D.C. Operations Section at 202-720-0393, as we will need to keep officials at USDA informed as to the amount of lots in violation. You may encounter them on the lot you are inspecting, see them on your way to perform an inspection or see them on display. Commerce has told us they appreciate any assistance you can give as you pursue your normal duties.

Effective Date: August 2017

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Sally Gannon and David Cordell with the Commerce Department are resources if questions arise. Their contact information is:

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**MEXICAN TOMATO CROSSINGS**

**(Revised July 2017)**

Date: \_\_\_\_\_ Location/Port: \_\_\_\_\_

Brand/Markings: \_\_\_\_\_

Tomato Type (circle one): Round Roma Cherry Grape Other \_\_\_\_\_

Growing method (circle one):

Open Field Adapted Environment Controlled Environment Not Indicated

Box type: Cardboard box Plastic crate Wooden crate Other \_\_\_\_\_

Box Markings: Is the box labeled greenhouse? Yes No

Is the box labeled "prohibited for export"? Yes No

Signatory number: A-201-820- \_\_\_\_\_ or no signatory number \_\_\_\_

Pallet tag number(s), if available \_\_\_\_\_

Mexican Grower Name \_\_\_\_\_

Address/fax/e-mail \_\_\_\_\_

Mexican Exporter Name (if different than grower) \_\_\_\_\_

Address/fax/e-mail \_\_\_\_\_

U.S. Importer/Distributor \_\_\_\_\_

Address/fax/e-mail \_\_\_\_\_

Inspector Name/contact information: \_\_\_\_\_

Please send to the Suspension Agreement Tomato Team, U.S. Department of Commerce

Fax: 202-482-2409; or

E-mail: [Sally.Gannon@trade.gov](mailto:Sally.Gannon@trade.gov) and [David.Cordell@trade.gov](mailto:David.Cordell@trade.gov)

Questions? Please contact **Sally Gannon** at (202) 482-0162 or

**David Cordell** at (202) 482-0408

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