

Under the requirements of the “*Vidalia Onion Act of 1986*”, (O.C.G.A. 2-14-130) anyone desiring to use the word VIDALIA® on any product containing fresh Vidalia® onions that will be processed, marketed or sold as such, must first apply to the Georgia Department of Agriculture for a license to use the registered U.S. Certification Mark VIDALIA®. For more information or licensing forms, contact: ***Georgia Department of Agriculture, Marketing Division, Room 324, 19 Martin Luther King, Jr. Drive, SW, Atlanta, Georgia 30334-4201, 404-656-3680, 404-656-9380 (Fax), or E-mail Bob Meyer at bmeyer@agr.state.ga.us*** if preferable. Guidelines for the licensing procedure are listed below.

GUIDELINES

FOR

LICENSING PROCESSED PRODUCTS CONTAINING VIDALIA® ONIONS

(A) Application

1. Make application to the Georgia Department of Agriculture for a License to use the Certification Mark for Vidalia® onions on processed product(s).
2. Application must be filed for each individual product that will be produced, including the name and type.
3. Provide name, physical and mailing addresses, telephone number(s), fax number(s), and e-mail address (*if applicable*), of business.
4. Provide name of person(s) responsible for operation.
5. Indicate grower/packer status, if applicable.
6. Indicate license/bond status as Dealer in Agricultural Products in Georgia. Agree to secure License and Bond, if purchasing from a Georgia producer.

(B) Labeling

1. Provide samples of all labeling and graphic language used in advertising or displaying product(s), and attach to returned application.
2. Use only Vidalia® onions in product(s) where reference is made to the name on the label.
3. Comply with all Georgia and Federal law regarding labeling of food products.
4. The Mark ® and the wording “**VIDALIA® is a registered Certification Mark of the Georgia Department of Agriculture; however, use of the Mark in no way indicates**

endorsement of this product by said Department” and the percent by weight of Vidalia® onions contained in the product must be prominently displayed on all product(s), packaging, advertising, and promotional materials.

5. No change in labeling may be made without specific authorized amendment to the license issued by the Department.

(C) Contents

1. Vidalia® onions, including dehydrated and IQF types, are the only onions that may be used in the product(s).
2. Not more than one percent (1%), approved in advance by the Department, of standard generic onion flavoring, powder, juice, salt, or similar onion derivatives may be used in product(s) to enhance flavor.
3. Comply with any requirements of Georgia and Federal Food Laws.
4. No change may be made in content without appropriate change in label (*see “B” above*).

(D) Documentation

1. Furnish name(s), address(es) and telephone number(s) of grower/packer(s), other registered Vidalia® onion processor, or other person(s) or entity(s), from whom Vidalia® onions are purchased, and date(s) purchased.
2. Furnish records on total volume in pounds of Vidalia® onions purchased.
3. Indicate location(s) where Vidalia® onions are stored and processed.
4. Furnish beginning and ending inventories of Vidalia® onions and processed product(s) on hand.
5. Furnish records on total volume in pounds of processed Vidalia® onions used to make finished product(s).
6. Furnish records on total volume in pounds of product(s) produced.
7. Retain all records on purchases and processing of Vidalia® onions for a period of four (4) years.
8. Furnish all documentation to the Department annually thirty (30) days prior to expiration of license, and as otherwise requested.
9. Independent audit shall be furnished to the Department on demand.

(E) Additional Requirements

1. Applicant understands and agrees that License is non-exclusive both as to product and geographic area, non-transferable, and issued only in conjunction with using the Department’s registered U. S. Certification Mark of “*Vidalia*” on processed onion products. It in no way authorizes Applicant to pack fresh Vidalia® onions.
2. Applicant understands and agrees that any License is issued for a one-year period only.
3. Applicant acknowledges the Georgia Department of Agriculture is the sole, exclusive owner of the mark “**Vidalia®**” as applied to any onion or onion product, and agrees not to challenge such ownership at any time in the future.
4. Applicant will pay a royalty or fee as specified in the license for the privilege of the use of such Mark. Payment will be made at specified times on a quarterly basis for product produced in the previous quarter.