



ADMINISTRATIVE RULES OF MONTANA



4.12.3203 SELLER'S RESPONSE TO BUYER AND DEPARTMENT

- (1) The seller's response filed with the department shall contain, but is not limited to the following:
 - (a) seller name and address;
 - (b) grower name filing for alternative dispute resolution;
 - (c) date seller was first notified of request for alternative dispute resolution;
 - (d) responses made to the complaint, whether they agree or disagree and why;
 - (e) seed lot identification including:
 - (i) name of seed labeler;
 - (ii) lot number;
 - (iii) certification number;
 - (iv) seed kind;
 - (v) seed variety;
 - (vi) seed treatment, (if treated) ;
 - (vii) any tests conducted on the lot in question (purity, germination, barley streak mosaic virus, other) ; and
 - (viii) production year of seed lot;
 - (f) list of any additional sales of this lot;
 - (g) list of any other complaints that may have been received; and
 - (h) seller name, date and signature.
- (2) The filing fee of \$250 must accompany the copy sent to the department and is non-refundable upon receipt by the department.
- (3) The department may request additional information.
- (4) If the seller fails to respond within the time given, the council may place the seller in default and advise the buyer of their right to proceed with a civil complaint in state district court.

Implementing statute(s): 80-5-506, MCA

History: NEW, 2004 MAR p. 2102, Eff. 9/3/04.