



DISCLOSURE AND REQUEST FOR WRITTEN ASSURANCE

To Whom It May Concern:

Harrison Gypsum, LLC d/b/a ACG Materials (“**ACG**”) sells calcium sulfate under the brands Terra Alba, Valu-Fil® 650, and Valu-Fil® Coarse Grind (collectively, the “**Product**”) that may be utilized to manufacture human or animal food.

This Disclosure and Request for Written Assurance (this “**Disclosure**”) provides certain disclosures regarding the Product and seeks certain written assurances from the undersigned customer (“**you**”), pursuant to 21 CFR §§ 117.136 and 117.335, and/or 21 CFR §§ 507.36 and 507.215 (the “**Regulations**”), as applicable to the Product(s) you purchase from ACG.

Disclosure

The Product is not processed to control microbial pathogens, including *Salmonella*.

Your Assurance to ACG

Since ACG does not process the Product to control microbial pathogens, including *Salmonella* (the “**Hazard**”), as a condition of ACG’s sale of the Product to you, by returning a signed copy of this Disclosure, you are assuring ACG that you will minimize or prevent the Hazard in connection with your further manufacturing of the Product into human or animal food products that you produce. When you return a signed copy of this Disclosure, please include a written description of the steps that you take to minimize or prevent the Hazard in connection with your further manufacturing of the Product into human or animal food products that you produce.

Please return a signed copy of this Disclosure and such documentation to customerassurancereturn@acgmaterials.com. ACG must receive a signed copy of this Disclosure and such documentation before ACG will ship any Product to you.

By signing below, you are providing ACG the following written assurance(s):

A. If you are subject to the requirements for hazard analysis and risk-based preventative controls under the Regulations, you will control the Hazard by establishing and following procedures that will significantly minimize or prevent the Hazard.

B. If you are not subject to the requirements for hazard analysis and risk-based preventative controls under the Regulations, you have and will manufacture, process, or prepare the food in accordance with applicable food safety requirements.

C. If you are a distributor or other similar party intending to sell the Product to another entity in the distribution chain that will manufacture, process, or prepare the food, you will disclose in documents accompanying the food that the Product is “not processed to control microbial pathogens, including *Salmonella*.”

You acknowledge and understand that ACG will rely on the accuracy and truth of your written assurance and that such reliance is material to ACG’s decision to sell the Product to you. You consent



to such reliance. You assume legal responsibility to act consistently with the written assurance provided to ACG by your signature to this Disclosure and the documentation you provide to ACG. You will document the actions taken to satisfy the written assurance provided to ACG.

If the written assurance provided by this Disclosure is terminated in writing by either party, you acknowledge and agree that responsibility for compliance with the Regulations will revert to the manufacturer or processor of the Product as of the date of such termination.

For further information regarding FDA and/or FSMA requirements, please refer to the FDA website: www.fda.gov.

Sincerely,

James W. Hill
Vice President, Sales & Marketing
Harrison Gypsum, LLC d/b/a ACG Materials

ACKNOWLEDGED AND AGREED TO:

Customer Name: _____
By: _____
Name: _____
Title: _____
Date: _____