

Joseph E. Sandler
Sandler, Reiff & Young, P.C.
50 E Street, S.E. # 300
Washington, D.C. 20003

Feb 23, 2004

Re: *"Bayliss Ranch and/or Avalon have retained at various times as consultants both CA SOP advisor Gay Timmons and NOSB board member Kim Burton, to help coordinate and lobby the leadership of relevant government and trade organizations to count added water in hydrosol as "organic.""*

Dear Mr. Sandler;

The above is a quote copied and pasted from the complaint you prepared and filed with the USDA - National Organic Program. This quote, with reference to my activities and positions, is both in error and misleading. This letter is a request that you correct the errors and post that correction in an equally public manner.

California's Organic Program became an accredited SOP on Feb. 5th of this year. It is a wholly separate enforcement program accredited by the USDA and distinct from the California Organic Program created, first in the California Organic Foods Act of 1990 and amended in the California Organic Products Act of 2003. I am not now and have never been an advisor of the SOP.

I am an appointed industry representative to the California Organic Products Advisory Committee. This committee represents the broad concerns of duly registered California organic producers to the California Secretary of Agriculture. Minutes from all these meetings are available. The advisory committee is defined in COPA 2003 and does not include direction to advise the SOP.

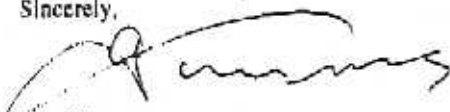
Bayliss Ranch employed me for a short period of time. I was employed for a number of things - none of which included lobbying for "organic hydrosol" to any agency, business or person.

The activities that are described as: *"to help coordinate and lobby the leadership of relevant government and trade organizations to count added water in hydrosol as "organic."* were, in fact, the organization and proposal for the State of California to wholly adopt the National Organic Regulations as also those of the State of California and to additionally adopt the broad requirement that all **non-food products**, (cosmetics, pet, food and supplements) be required to contain a minimum of 70% organic content as defined (cut and pasted from) by the NOP regulations. There are public and official minutes of every meeting I ever attended. These minutes recorded the efforts made to pass the COPA 2003. At no time did I focus on any individual organic ingredient. I understand the NOP Regulations to be a **production standard** - a set of criteria for the uniform management of products striving to meet the production criteria defined in the regulations. I believe that verification of "processes" as "organic" may result in a product being "approved" to use an organic label claim.

I do not make any money from the sale of soap or hydrosol.

I hope to receive confirmation of a correction by the end of this week.

Sincerely,



Gay Timmons
Oh, Oh Organic
408.356.6632 phone

Cc: R. Green - CDFA