

Cattle Recipient Agreement Questionnaire

This Questionnaire is to assist Rincker Law, PLLC draft a Recipient Agreement for a cattle operation that is selling a bred embryo transfer (“ET”) recipient cow and/or ET calf to another cattle producer. These questions do not apply to a cattle breeder purchasing the bred cow and/or ET calf that may wish to have a Breeder Agreement.

1. Client Name and Contact Information.

Individual Name & Title	
Farm/Ranch Name	
Mailing Address	
Phone Number	
Email Address	
Tax ID Number	

What is your business entity? (e.g., sole proprietorship, general partnership, limited partnership, limited liability company, corporation) What state were you formed?

Do you do business as a D/B/A (“doing business as”)? If so, have you filed a Certificate of Assumed Name with proper government authority (e.g., county clerk)?

2. Are you a licensed embryologist? Y or N

If yes, please state the institution and date of certification.

If no, please state the embryologist that you plan on utilizing along with his/her contact information and certification information (if known)

3. Information on the embryos.

Will the embryos used be frozen or fresh? Frozen or Fresh

If frozen, are they Grade 1 embryos? Yes or No

4. How will the embryologist obtain either the fresh or frozen embryos to be transferred? When will he/she obtain the embryos?

5. What are the anticipated expenses for embryo transfer with the embryologist? Who will be paying for these expenses? \$ _____

6. Breeder/Customer Name and Information.

Do you plan on selling recipient cows to one or more cattle breeders? Yes or No

Do you wish to have a standard Recipient Agreement that can be utilized with more than one breeder?

Please provide Rincker Law, PLLC with the information on each of the known breeders/customers:

Individual Name & Title	
Farm/Ranch Name	
Mailing Address	
Phone Number	
Email Address	
Tax ID Number	

What is your customer's business entity? (e.g., sole proprietorship, general partnership, limited partnership, limited liability company, corporation) What state were they formed?

Do you they do business as a D/B/A ("doing business as")? Yes or No

Do they breed beef or dairy cows? Beef or Dairy

7. Information on Recipient Cows.

Do you have dairy or beef cows? Dairy or Beef

When will the recipient cows go through estrus synchronization and who will be bearing this expense?

What breed of cows will you be using? (including percentages of crossbred cows)

How are the cows colored? (e.g., black hided, black baldies, red-spotted)

Are the cows horned or polled? Horned or Polled

How old are the recipient cows that will be used? (range)

Have all the cows had a natural calf? Yes or No

Have all of the cows been vaccinated? Yes or No

Will the cows be health checked by a veterinarian? Yes or No

Have any of the recipient cows had any known calving problems? Yes or No

Will the customer/breeder purchasing the (1) bred ET cows, (2) the weaned ET calf, the (3) recipient cow with ET calf at side?

Are the recipient cows registered with a cattle breed association? Yes or No

If the breeder/customer is buying the recipient cow, will you be making any warranties on the following:

Characteristic	Yes or No	Notes/Explanation
Breed/Registration		
Color of Hide/ Markings		
Horned/Polled		
Expected Progeny Differences (“EPD’s”)		
Genetic DNA Markers		
Structural Correctness		
Body Condition Score		
Age		
Number of Natural Calves born to Recip		

Are there other warranties that will be made?

Are there any special concerns/issues regarding the management of the recipient cows?

8. Information on Transaction.

When will the recipient cows be pregnancy checked and by what methods? What is the cost of the pregnancy checks per head?

When/how will the breeder/customer be informed of confirmed pregnancies?

When will the recipient cow and or ET calf be picked up or delivered to breeder/customer?

When/How will the breeder/customer be notified that the recipient cow and/or ET calf are ready to be picked-up?

9. Payment Info.

How much will the breeder/customer be paying per head/ cow-calf pair? \$_____

When will the breeder/customer be paying you?

How will payment be accepted? (cash, check, credit card, PayPal)

Will there be penalty for late payment? If yes, describe:

Will there be security for payment? (e.g., credit card on file, registration/ownership of ET calf)

What is the penalty for late pick-up? (e.g., price per day for boarding and feed)

10. Miscellaneous Info.

What choice of law would you prefer (state/country)?

Would you prefer to resolve disputes by mediation or arbitration?

If you would prefer to resolve a dispute in court, which court would you prefer to use (state/county)?

Should the terms of the transaction be confidential? If yes, how long should the terms be kept confidential (1-3 years suggested)?
