



COMMONWEALTH of VIRGINIA

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MEMORANDUM

To: Matt Lohr
Commissioner
Virginia Department of Agriculture and Consumer Services

Roy Seward
Virginia Department of Agriculture and Consumer Services

From: Steven P. Jack
Assistant Attorney General

Date: December 20, 2012

Subject: Memorandum of Authority for Proposed repeal of Regulations concerning the Virginia Quality Label, 2 VAC 5-260 *et seq.*

I reviewed the proposed repeal of regulations concerning the Virginia Quality Label, 2 VAC 5-260-10 *et seq.*, by the Director of the Division of Marketing and Development (hereinafter "Director"). In my view, as counsel to the Virginia Department of Agriculture and Consumer Services, the Director, with the approval of the Commissioner of Agriculture and Consumer Services, may adopt this repeal of the regulations concerning the Virginia Quality Label, pursuant to the authority in § 3.2-4320 of the *Code of Virginia*. The proposed regulations do not appear to conflict with the Constitution of the United States or the Constitution of the Commonwealth of Virginia, nor do they appear to conflict with any federal or state law.

This memorandum addresses legal matters only and is not intended to serve, nor should it be construed as a comment for or against the merits of the proposed regulations.