

COMMISSION MEETING HELD December 12, 2007

Minutes of the meeting of the Commission, held at the Virginia Department of Agriculture and Consumer Services, Oliver Hill Building, in room 232, Richmond, Virginia.

**THE COMMISSION:**

PRESENT: John Gillam, Commissioner; Carol Jones, Commissioner; Edward Titmus, Chairperson; Rodney L. Phillips, Administrator; Vanessa Jeffries, Administrative & Office Specialist III; Dirk Holcomb, Dairy Accountant Auditor II; Sharon Seymore, Dairy Accountant Auditor II; Michael Myatt, Cooperative Milk Producers Association; Allen O'Hara, Maryland & Virginia Milk Producers Association; Glenn Horst, Richfood Dairy and Paula Martin, Richfood Dairy.  
Absent: Judy Barnard, John Cutler, Yolanda Macklin and Susan Stanley.

Edward Titmus called the meeting to order at 10:00 a.m.

Edward Titmus asked if there were additions or corrections to the previously distributed September minutes. There were no changes. The minutes were accepted as written.

The Administrator gave a review of Class I sales summary and adjacent market prices. (See pages

Commission staff held technical hearings and/or tele-conference interviews with various firms applying for distributor licenses on all Virginia markets. The applicants all agreed to comply with the Rules and Regulations of the Commission and there being no other evidence to the contrary the Administrator recommended the granting, canceling &/or issuing of licenses as indicated below. John Gillam made a motion to accept all the following changes, seconded by Carol Jones effective January 1, 2008. Motion carried.

The Administrator provided information concerning the regulatory requirements to adjust the presumed delivery percentages each year to be effective January 1 each year. John Gillam made a motion to accept the revised delivery percentages, which was seconded by Carol Jones. The motion carried. (See pages

Mr. John Gillam producer member made and signed a transactional disclosure statement under the provisions of the Conflict of Interest Act that he was a member of a business group affected by this action and could nevertheless participate fairly, objectively and in the public interest. A copy of this declaration is attached. (See page

The Commission took under consideration the June 2007 hearing regarding Regulation § 2VAC-15-20-81. Upon a motion by John Gillam to amend the proposed language changes to Regulation § 2VAC-15-20-81 seconded by Carol Jones, the Commission approved the following language effective once published in the Virginia Registry.

4. No milk shall be sold or offered for sale by producers or their agents at prices other than those established, except milk which is certified by USDA as organic. Milk certified as organic by USDA may have premiums negotiated at a higher price than that announced by the Commission.

**Licenses Issue/Cancel/Re-issue:**

**Issue:**

<u>License No.</u>	<u>Type of License</u>	<u>Distributor</u>	<u>Company Rep.</u>	<u>Markets</u>
321.000.1	SD	Jackson Dairy P.O. Box 429 Hutchinson, KS 67504-0429	Rabecca L. Harris	All

**Cancel:**

<u>License No.</u>	<u>Type of License</u>	<u>Distributor</u>	<u>Company Rep.</u>	<u>Markets</u>
302.001.2	SD	Bravo Foods Intl. Corp. 11300 US Highway 1, Ste. 202 North Palm Beach, Florida 33408 (Under Jasper Products LLC Joplin, MO)	Bill Fowler	All

**Amend:**

287.000.1	PGD	From: Helios Nutrition Ltd 214 Main Street Sauk Centre, MN 56378	Marv Hinnekamp	All
		To: Pride of Main Street LLC 214 Main Street Sauk Centre, MN 56378		

Edward Titmus asked if there was any comment from the Commissioner's present. There was no comment.

Edward Titmus asked if there was any comment from the public present. There was no public comment.

The next Commission meeting will be held at the Virginia Department of Agriculture and Consumer Services, Oliver Hill Building, 102 Governor Street Richmond, Virginia in room 232 on February 13, 2008 starting at 10:00 a.m.

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Chairperson

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Administrator