

Commission Meeting Held February 17, 2010

Minutes of the meeting of the Commission, held at the Virginia Department of Agriculture and Consumer Services, Oliver Hill Building, in room 220, Richmond, Virginia.

**THE COMMISSION:**

PRESENT: Carol Jones, Commissioner; Laura Wood Habr, Commissioner; Yolanda Macklin Crewe, Commissioner; Kenneth Smith, Commissioner, Fred Calvert, Chairperson; Rodney L. Phillips, Administrator; Shella Tillery, Administrative Assistant; Allen O'Hara, Maryland & VA M.P.A. ; Michael Myatt, Cooperative M.P.A. and Dirk Holcomb; Dairy Auditor II.

Absent:

Judy Barnard  
Susan Stanley

Fred Calvert called the meeting to order at 10:00 a.m.

Fred Calvert asked if there were additions or corrections to the previously distributed December minutes Kenneth Smith so moved and Carol Jones seconded the motion. The minutes were accepted as written.

The Administrator presented and discussed the 2010 base allotments. Having considered all factors relative to the establishment of the 2010 base allotments, upon a motion by Carol Jones and seconded by Kenneth Smith, the Commission approved all established bases for 2010 would be 75,797,388 pounds (in accordance with 2 VAC 15-20-40. A1-5), in that the 2010 bases do not exceed 1.08% of the average monthly pounds of Class I sales, with the exception of those producers who lost base or recovered base during the base-adjusting period of September, October and November 2009. The bases of existing producers will be adjusted on March 1, 2010, to include base loss and base recovered. The total base recovered from the 2008 base adjusting period was 137,790 and the total base loss due to failure to produce sufficient production during 2009 base-adjusting period was 125,687 pounds. The base recovered and base loss will bring the total established 2010 base to 104.908523% of the preceding year's average 9 month Class I sales, in the amount of 72,250,934 pounds. The amount of base for the months of June, July and August shall be equal to 94% of the established base for the remaining months of the year. The 2010 base allotments, in total by cooperatives, as listed below, are therefore established for the existing baseholding producers, effective March 1, 2010:

	<u>2010 Base</u>
	<u>9 Month</u>
Cooperative Milk Producers Association	16,780,574
Cumberland Valley M.P.A.	180,900
Dairy Farmers of America, Inc., Southeast	33,403,640
Dairy Farmers of America, Inc., Northeast	296,728
Land O'Lakes, Inc.	911,400
Maryland & Virginia Milk Producers Association	24,105,977
Mount Joy Farmers Cooperative	<u>118,169</u>
	75,797,388

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

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. Kenneth Smith made a motion to accept all the following changes, seconded by Yolanda Macklin Crewe effective March 1, 2010. Motion carried.

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

**Issue:**

**Issue:**

<b><u>License No.</u></b>	<b><u>Type of License</u></b>	<b><u>Distributor</u></b>	<b><u>Contact</u></b>	<b><u>Markets</u></b>
330.000.4	PPGD	Duchess Farm Products LLC T/A Duchess Dairy Products 439 Gienow Road Rural Retreat, VA 24368	James Huffard, III	All

<b><u>License No.</u></b>	<b><u>Type of License</u></b>	<b><u>Distributor</u></b>	<b><u>Contact</u></b>	<b><u>Markets</u></b>
331.000.1	PGD	Clover Farms Dairy Co. 3300 Pottsville Pike P.O. Box 14627 Reading, PA 19612-4627	Cheryl Caruso	All

**Issue:**

<b><u>License No.</u></b>	<b><u>Type of License</u></b>	<b><u>Distributor</u></b>	<b><u>Contact</u></b>	<b><u>Markets</u></b>
331.001.2	SD	Core-Mark Midcontinent Inc. 100 West End Road Hanover Township, PA 18706 (Under Clover Farms Dairy Co., Reading, PA	Barbara A. Simeminski	All

**Cancel:**

**Re-issue:**

**Amend:**

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 220, May 19, 2010, starting at 10:00 a.m.

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Chairperson

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Administrator