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Milk Commission Meeting Held September 20, 2012

Minutes of the meeting of the Milk Commission, held at the Virginia Department of Agriculture and Consumer Services, Oliver Hill Building, 102 Governor Street Richmond, Virginia in room 232

THE COMMISSION:

PRESENT: Kenneth Smith, Chairperson; Rodney L. Phillips, Administrator; Jessica Jones, Commissioner; Gerald Heatwole, Commissioner; Sharon Seymore, Dairy Auditor II; Dirk Holcomb, Dairy Auditor II; Kendra Shifflett; Financial Services Manager II; Theresa Klebert, contractor, Shella Tillery, Administrative Assistant; Paula Martin and Carl Privett, Maryland & Virginia M.P.A.; Michael Myatt, Cooperative Milk Producers, and Matt Thomas, Dairy Farmers of America

Absent:

John Beasley, Commissioner

Laura Habr, Commissioner

The Administrator, Rodney Phillips called the meeting to order at 10:30 a.m., and introduced the new Milk Commission members Patrick Crawford and Zachary Hatcher. The Administrator, Rodney Phillips also, informed the members it was time to elect a new chairperson for the committee. Commissioner, Gerald Heatwole made a motion to accept Kenneth Smith as the new chairperson and Commissioner, Jessica Jones second the motion. Motion carried.

Kenneth Smith asked for a motion to accept the minutes from the previous meeting. Gerald Heatwole so moved and Jessica Jones seconded the motion. The minutes were accepted as written.

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. Zachary Hatcher made a motion to accept all the following changes the motion was seconded by Gerald Heatwole, effective October 1, 2012. Motion carried. Kenneth Smith abstained from voting.

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

| <u>License No.</u> | <u>Type of License</u> | <u>Distributor</u> | <u>Company Rep.</u> | <u>Markets</u> |
|--------------------|------------------------|--------------------|---------------------|----------------|
| Monitor | N/A | Radlo Foods LLC | Joan LeRoy | All |

313 Pleasant Street
Watertown, MA 02472

Issue:

| <u>License No.</u> | <u>Type of License</u> | <u>Distributor</u> | <u>Company Rep.</u> | <u>Markets</u> |
|--------------------|------------------------|--|---------------------|----------------|
| 273.002.3 | NPGD | Organic Farm Marketing, LLC 503 N. Adams Street Thorp, WI 54771 (Under) | Chad Pawlak | All |

| <u>License No.</u> | <u>Type of License</u> | <u>Distributor</u> | <u>Company Rep.</u> | <u>Markets</u> |
|--------------------|------------------------|--|----------------------------|----------------|
| 337.000.4 | PPGD | Moo Thru 11402 James Madison Highway Remington, VA 22734 | Ken Smith Kenneth Smith | All |

Amend:

| <u>License No.</u> | <u>Type of License</u> | <u>Distributor</u> | <u>Company Rep.</u> | <u>Markets</u> |
|--------------------|------------------------|--|---------------------|----------------|
| 334.000.1 | PGD | From: Velda Farms Dairy T/A Velda Farms Dairy 308 Avenue G SW Winter Haven, FL 33880 | Tresa Sunday | All |
| | | To: Borden Dairy Co. of Florida, LLC 8750 North Central Expressway Suite 400 Dallas, TX 75231 | | |

| <u>License No.</u> | <u>Type of License</u> | <u>Distributor</u> | <u>Company Rep.</u> | <u>Markets</u> |
|--------------------|------------------------|--|---------------------|----------------|
| 305.000.3 | NPGD | From: Carroll County Foods, LLC 1333 Avondale Road New Windsor, MD 21776 | Amy Gorsuch | All |
| | | To: Performance Food Group, Inc. 12650 East Arapahoe Road Centennial, CO 80102 | | |

| <u>License No.</u> | <u>Type of License</u> | <u>Distributor</u> | <u>Company Rep.</u> | <u>Markets</u> |
|--------------------|------------------------|--|---------------------|----------------|
| 291.007.3 | NPGD | From: Vistar Corporation 12650 E. Arapahoe Road Centennial, CO 80112 | Deborah Dansby | All |
| | | To: Performance Food Group | | |

T/A Vistar
12650 East Arapahoe Road
Centennial, CO 80112

Cancel:

| <u>License No.</u> | <u>Type of License</u> | <u>Distributor</u> | <u>Company Rep.</u> | <u>Markets</u> |
|---------------------------|-------------------------------|---|----------------------------|-----------------------|
| 266.000.1 | PGD | Land-O-Sun Dairies, LLC 1100 Church Street Florence, SC 29501 | John Akmakjian | All |
| 266.991.3 | NPGD | Nash Finch Company T/A Thomas & Howard 3051 N. Church St. Rocky Mount NC (Under Land-O-Sun Dairies LLC T/A Flav-O-Rich Dairies Florence, SC) | John Akmakjian | All |
| 258.000.1 | NPGD | Commissary Operations P.O. Box 2009 Goodlettsville, TN 37070 | Greg Mays | All |
| 324.000.1 | PGD | Boyer Milk Company 439 Gienow Rd. Rural Retreat, VA 24368 | Debra Boyer | All |
| 298.000.1 | PGD | Crowley Foods, LLC P.O. Box 1539 Bristol, VA 24201 | Gary Latta | All |
| 229.003.3 | NPGD | Valley Food Service P. O. Box 12937 Norfolk, VA 23541 | Beth Filega | All |

Cancel/Re-Issue:

Cancel:

| <u>License No.</u> | <u>Type of License</u> | <u>Distributor</u> | <u>CompanyRep.</u> | <u>Markets</u> |
|---------------------------|-------------------------------|--|---------------------------|-----------------------|
| 266.002.3 | NPGD | Meadowbrook Meat T/A MBM Corporation 2641 Meadowbrook Road | Gail D. NeSmith | All |

Rocky Mount, NC 27802
(Under Land-O-Sun Dairies LLC
T/A Flav-O-Rich Dairies Florence, SC)

Re-Issue:

| <u>License No.</u> | <u>Type of License</u> | <u>Distributor</u> | <u>Company Rep.</u> | <u>Markets</u> |
|--------------------|------------------------|---|---------------------|----------------|
| 239.002.3 | NPGD | Meadowbrook Meat T/A MBM Corporation 2641 Meadowbrook Road Rocky Mount, NC 27802 (Under Ryan Milk Co Div of Dean Murray, KY) | Gail D. NeSmith | All |

The Administrator gave a brief report of Commission activities. Kendra Shifflett gave a presentation of the Milk Commission's budget. The meeting was opened for public comment. There was no public comment.

The next Commission meeting will be held December 5, 2012, 10:30 a.m., in conference room 232 at the Oliver Hill Building, 102 Governor Street, Richmond, VA.

Chairperson

Administrator