

COMMISSION MEETING HELD February 13, 2008

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: Judy Barnard, Commissioner; Yolanda Macklin Crewe, Commissioner ; Susan Stanley, Commissioner; Edward Titmus, Chairperson; Rodney L. Phillips, Administrator; Vanessa Jeffries, Auditor Assistant; Dirk Holcomb, Dairy Accountant Auditor II; Michael Myatt, Cooperative Milk Producers Association; Glenn Horst, Richfood Dairy and Paula Martin, Richfood Dairy.
Absent: John Cutler, John Gillam and Carol Jones.

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 December 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

The Administrator presented and discussed the 2008 base allotments. Having considered all factors relative to the establishment of the 2008 base allotments, upon a motion by Susan Stanley and seconded by Yolanda Macklin Crewe the Commission approved all established bases for 2008 would be 75,850,231 pounds (in accordance with 2 VAC 15-20-40. A1-5), in that the 2008 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 2007. The bases of existing producers will be adjusted on March 1, 2008, to include base loss and base recovered. The total base recovered from the 2006 base adjusting period was 138,659 and the total base loss due to failure to produce sufficient production during 2007 base-adjusting period was 212,766 pounds. The base recovered and base loss will bring the total established 2008 base to 103.173173% of the preceding year's average 9 month Class I sales, in the amount of 73,517,397 pounds. The amount of base for the months of June, July and August shall be equal to 93.00% of the established base for the remaining months of the year. The 2008 base allotments, in total by cooperatives, as listed below, are therefore established for the existing baseholding producers, effective March 1, 2008:

	<u>2008 Base</u>
	<u>9 Month</u>
Cooperative Milk Producers Association	16,135,890
Cumberland Valley M.P.A.	180,900
Dairy Farmers of America, Inc., Southeast	33,711,717
Dairy Farmers of America, Inc., Northeast	289,181
Land O'Lakes, Inc.	836,835
Maryland & Virginia Milk Producers Association	24,577,539
Mount Joy Farmers Cooperative	<u>118,169</u>
	75,850,231

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. Susan Stanley made a motion to accept all the following changes, seconded by Yolanda Macklin Crewe effective March 1, 2008. Motion carried.

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>
259.004.3	NPGD	Gordon Food Service P.O. Box 2992 Grand Rapids, MI 49501	Lynie Huynh	All

Cancel/Reissue:

<u>License No.</u>	<u>Type of License</u>	<u>Distributor</u>	<u>Company Rep.</u>	<u>Markets</u>
297.000.3	NPGD	Saval Foods Corp. P.O. Box 8630 Elkridge, MD 21075	Patricia Holmes	All
216.001.2	SD	H & S Dairy Distributors Inc. 1050 Hwy 52 North Mt. Airy, NC 27030	Gary Hamm	All

Re-Issue:

291.004.3	NPGD	Saval Foods Corp. P.O. Box 8630 Elkridge, MD 21075 (under WhiteWave Foods Mount Crawford, VA)	Patricia Holmes	All
210.002.2	SD	H & S Dairy Distributors Inc. 1050 Hwy 52 North Mt. Airy, NC 27030 (under Dairy Fresh Winston Salem, NC)	Gary Hamm	All

The Administrator reviewed the Attorney General's Government & Regulatory Reform Task Force recommendations for changes to § 2 VAC 15-11 & 20.

Having reviewed the recommendation a motion was made by Susan Stanley to proceed with making the changes, seconded by Yolanda Macklin Crewe effective March 1, 2008. Motion carried

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 May 14, 2008 starting at 10:00 a.m.

Chairperson

Administrator