

MPC

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October 3, 2006

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The Honorable A. G. Kawamura  
Secretary  
California Department of Food and Agriculture  
1220 N Street, Room A-400  
Sacramento, CA 95814

**RE: Petition for Hearing**

Dear Secretary Kawamura:

We respectfully request that you call a hearing to consider changes to Article III Section 300.0 (E) (1) (c) of the Stabilization and Marketing Plan for Market Milk, as Amended, for the Southern California Marketing Area and for the Northern California Marketing Area.

New and meaningful data has been released about the costs of drying whey that was not available at the time of the June 1, 2006 California hearing on this issue. On September 14<sup>th</sup> a Federal Order hearing was conducted in which this new data was entered into the record. This new data is of sufficient importance that it is appropriate to call a new hearing to consider changes to the above referenced section of the Stabilization Plans.

Proposed change:

Article III Section 300.0 (E) (1) (c) The price per hundredweight computed by the formula using the dry whey price, less a manufacturing cost allowance of ~~twenty six and seven tenth cents (\$ .267)~~ *twenty cents (\$ .20)*, all multiplied by a yield factor of 5.8.

Sincerely,

Sybrand Vander Dussen  
President

William C. Van Dam  
Executive Director