



Wallaby Yogurt Company
110 B Mezzetta Court
American Canyon, CA 94503
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January 14, 2013

Karen Ross, Secretary
California Department of Food and Agriculture
1220 N Street
Sacramento, CA 95814

Dear Secretary Ross:

Wallaby Yogurt Company (plant ID # 06-11568 M) is located in American Canyon (Napa County), California. We are a producer of organic yogurt and sour cream. The reason for this letter is to request that you call a hearing, based on the authorities granted to you in the California Food and Agricultural Code, Division 21, Part 3, Chapters 3 and 3.5, commencing with Section 62700, in order to amend the pooling plan so that Napa County is included among the counties in the North Bay Receiving Area eligible for transportation allowances.

Our company has been located in Napa County since 1999. Our eight dairy producers are located throughout Sonoma and Marin Counties. We have been transporting milk directly from our producers to our plant since 2006. As such, we compete for a milk supply with other plants in contiguous counties which are currently included in one of the designated receiving areas for transportation allowances. It is our view that Napa County, which is geographically positioned between Sonoma and Solano Counties, should be included in the North Bay receiving area as we distribute products in the same market as other plants in the area and compete for the same milk supplies. Our proposed pooling plan amendment is attached.

Thank you for your consideration,

Claudia Suh
VP of Operations
Wallaby Yogurt Company

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JAN 15 2013
CALIFORNIA DEPARTMENT OF FOOD AND AGRICULTURE
SACRAMENTO, CALIFORNIA

Attachment

Proposed Amendment to the Pooling Plan for Market Milk

Article 9.2, Section 921.2

(d) For plants located in the North Bay receiving area, which shall consist of the counties of Marin, *Napa*, Solano, and Sonoma:

- (1) From zero through 44 miles \$0.19 per CWT
- Over 44 miles through 99 miles \$0.29 per CWT
- Over 99 miles \$0.34 per CWT

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MAY 19 1994
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