



STATE OF NEW YORK
DEPARTMENT OF AGRICULTURE AND MARKETS
I WINNERS CIRCLE
ALBANY, NEW YORK 12235

DIVISION OF MILK CONTROL AND DAIRY SERVICES
518-457-5731

TO: Retailers of Milk
DATE: September 20, 2002
SUBJECT: Announcement of threshold price relative to milk price gouging law,
effective OCTOBER 2002

THRESHOLD PRICE

Effective **OCTOBER 2002**, threshold prices for milk, lowfat milk, or skim milk offered for retail sale in the state are:

	<u>Gallon</u>	<u>Half Gallon</u>	<u>Quart</u>
Metro Region: (NYC and Counties of Nassau, Suffolk, Rockland, Westchester, Orange, Putnam and Dutchess)	\$2.49	\$1.30	\$.68
Upstate Region: (Remaining Counties)	\$2.33	\$1.22	\$.64

A retailer who sells above the threshold price may be in violation of the law unless such selling price is justified as not being unconscionably excessive. Such justification includes net invoice price paid for the milk item plus actual costs incurred in handling and selling that milk item.

Compared to the previous threshold price, which was in effect from July through September, prices decreased \$0.08 a gallon, \$0.04 a half gallon and \$0.02 a quart in both regions of the state. These changes are calculated from the base month that the previous threshold was calculated on, July 2002 (federal order Class 1 (fluid) price at 3.5% butterfat: \$13.77 per cwt. at NYC and \$13.12 at Syracuse).