



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: February 21, 2003
SUBJECT: Announcement of threshold price relative to milk price gouging law,
effective MARCH 2003

THRESHOLD PRICE

Effective **MARCH 2003**, 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)	\$2.44	\$1.27	\$.67
Upstate Region: (Remaining Counties)	\$2.27	\$1.19	\$.63

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 month, threshold prices decreased \$0.07 a gallon, \$0.03 a half gallon and \$0.02 a quart in both the Metro NY and Upstate regions. These changes reflect the change in the underlying price for Class I (fluid) milk at 3.5% butterfat from the previous month.