



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

DIVISION OF DAIRY INDUSTRY SERVICES
AND PRODUCER SECURITY
518-457-5731

TO: Retailers of Milk

DATE: December 21, 2001

SUBJECT: Announcement of threshold price relative to milk price gouging law,
effective JANUARY 2002

THRESHOLD PRICE

Threshold prices are unchanged from the previous month. **JANUARY 2002** threshold prices for milk, lowfat milk, or skim milk offered for retail sale in the state are:

	<u>Gallon</u>	Half <u>Gallon</u>	<u>Quart</u>
Metro Region: (NYC and Counties of Nassau, Suffolk, Rockland, Westchester, Orange, Putnam and Dutchess)	\$2.81	\$1.45	\$.76
Upstate Region: (Remaining Counties)	\$2.64	\$1.37	\$.72

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.

Please be advised that the threshold price is only changed if there is a least a \$.02 per gallon (\$0.23/cwt) change in the underlying price for Class I (fluid) milk at 3.5% butterfat from the previous month that the threshold was calculated on.