



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:** December 20, 2002  
**SUBJECT:** Announcement of threshold price relative to milk price gouging law,  
**effective JANUARY 2003**

**THRESHOLD PRICE**

Threshold prices are unchanged from the previous month. **JANUARY 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)	\$2.57	\$1.34	\$.70
Upstate Region: (Remaining Counties)	\$2.41	\$1.25	\$.66

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 at least a \$0.02 per gallon (\$0.23/cwt) change in the underlying price for Class 1 (fluid) milk at 3.5% butterfat from the previous month the threshold was calculated on, November (federal order Class 1 price: \$13.75 per cwt. at NYC and \$13.10 at Syracuse).