



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: January 17, 2003
SUBJECT: Announcement of threshold price relative to milk price gouging law,
effective FEBRUARY 2003

THRESHOLD PRICE

Effective **FEBRUARY 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)	\$2.51	\$1.30	\$.69
Upstate Region: (Remaining Counties)	\$2.34	\$1.22	\$.65

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 November 2002 through January 2003, prices decreased \$0.06 a gallon, \$0.04 a half gallon and \$0.01 a quart in Metro NY and decreased \$0.07 a gallon, \$0.03 a half gallon and \$0.01 a quart in Upstate NY. These changes are calculated from the base month that the previous threshold was calculated on, November 2002 (federal order class I price was \$13.75 per cwt. at NYC and \$13.10 at Syracuse).