



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:** June 20, 2003  
**SUBJECT:** Announcement of threshold price relative to milk price gouging law,  
**effective JULY 2003**

**THRESHOLD PRICE**

For **JULY 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)	\$2.48	\$1.29	\$.68
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, the threshold prices increased \$0.04 a gallon, \$0.02 a half gallon and \$0.01 a quart in Metro NY and were unchanged in Upstate NY. The increase in Metro NY is the result of a change in the premium paid for Class 1 (fluid) milk. The threshold price is based on the total of two components, the minimum federal order price and the premium paid for Class 1 milk.

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 base price for Class 1 (fluid) milk at 3.5% butterfat from the previous month that the threshold was calculated on.