Proposed Rules

Federal Register
Vol. 70, No. 248

Wednesday, December 28, 2005

This section of the FEDERAL REGISTER contains notices to the public of the proposed issuance of rules and regulations. The purpose of these notices is to give interested persons an opportunity to participate in the rule making prior to the adoption of the final rules.

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

7 CFR Parts 1005 and 1007

[Docket No. AO–388–A17 and AO–366–A46; DA–05–06]

Milk in the Appalachian and Southeast Marketing Areas; Notice of Hearing on Proposed Amendmenrs to Tentative Marketing Agreements and Orders

AGENCY: Agricultural Marketing Service, USDA.

ACTION: Proposed rule: notice of public hearing on proposed rulemaking.

SUMMARY: A public hearing is being held to consider proposals for the Appalachian and Southeast Federal milk orders to amend the current inter-market transportation credit provisions and to establish new intra-market transportation credit provisions. Evidence will be taken at the hearing to determine whether emergency marketing conditions exist that would warrant omission of a recommended decision under the rules of practice and procedure (7 CFR 900.12(d)).

DATES: The hearing will convene at 8:30 a.m., on Tuesday, January 10, 2006.

ADDRESSES: The hearing will be held at the Hyatt Regency Louisville, 320 West Jefferson Street, Louisville, Kentucky 40202, (502) 581–1234 or (800) 233–1234.

FOR FURTHER INFORMATION CONTACT: Antoinette M. Carter, Marketing Specialist, USDA/AMS/Dairy Programs, Order Formulation and Enforcement, 1400 Independence Avenue, SW., STOP 0231, Room 2971, Washington, DC 20250–0231, (202) 690–3465, e-mail address: Antoinette.Carter@usda.gov.

Persons requiring a sign language interpreter or other special accommodations should contact Harold Friedly, Market Administrator, at (502) 499–0040; email *friedly@malouisville.com* before the hearing begins.

SUPPLEMENTARY INFORMATION: This administrative action is governod by the provisions of sections 556 and 557 of Title 5 of the United States Code and, therefore, is excluded from the requirements of Executive Order 12866.

Notice is hereby given of a public hearing to be held at the Hyatt Kegency Louisville, 320 West Jefferson Street, Louisville, Kentucky 40202, (502) 581–1234, beginning at 8:30 a.m., on Tuesday, January 10, 2006, with respect to proposed amendments to the tentative marketing agreements and to the orders regulating the handling of milk in the Appalachian and Southeast milk marketing areas.

The hearing is called pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601–674), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR part 900).

The purpose of the hearing is to receive evidence with respect to the economic and marketing conditions that relate to the proposed amendments, hereinafter set forth, and any appropriate modifications thereof, to the tentative marketing agreements and to the orders.

Actions under the Federal milk order program are subject to the Regulatory Flexibility Act (5 U.S.C 601 *et seq.*). This Act seeks to ensure that, within the statutory authority of a program, the regulatory and informational requirements are tailored to the size and nature of small businesses. For the purpose of the Act, a dairy farm is a "small business" if it has an annual gross revenue of less than $750,000, and a dairy products manufacturer is a "small business" if it has fewer than 500 employees. Most parties subject to a milk order are considered as a small business. Accordingly, interested parties are invited to present evidence on the probable regulatory and informational impact of the hearing proposals on small businesses. Also, parties may suggest modifications of these proposals for the purpose of tailoring their applicability to small businesses.

The amendments to the rules proposed herein have been reviewed under Executive Order 12988, Civil Justice Reform. They are not intended to have a retroactive effect. If adopted, the proposed amendments would not preempt any state or local laws, regulations, or policies, unless they present an irreconcilable conflict with this rule.

The Agricultural Marketing Agreement Act provides that administrative proceedings must be exhausted beforo parties may file suit in court. Under section 8c(15)(A) of the Act, any handler subject to an order may request modification or exemption from such order by filing with the Department of Agriculture (Department) a petition stating that the order, any provision of the order, or any obligation imposed in connection with the order is not in accordance with the law, A handler is afforded the opportunity for a hearing on the petition. After a hearing, the Department would rule on the petition. The Act provides that the district court of the United States in any district in which the handler is an inhabitant, or has its principal place of business, has jurisdiction in equity to review the Department's ruling on the petition, provided a bill in equity is filed not later than 20 days after the dato of the entry of the ruling.

This public hearing is being conducted to collect evidence for the record regarding increasing the maximum assessment rate of the transportation credit balancing funds of the Appalachian and Southeast orders. Evidence will be collected regarding the proposed establishment of an intra-market transportation credit balancing fund for movements of milk within the two marketing areas as well as the proposed establishment of a mileage rate factor adjusted for fuel costs for both inter-market and intra-market movements of milk. In addition, evidence will be collected on proposals seeking to amend the producer milk and transportation credit provisions which would limit the amounts paid on movements of milk within and outside the Appalachian and Southeast marketing areas.

Evidence will be taken at the hearing to determine whether emergency marketing conditions exist that would warrant omission of a recommended decision under the rules of practice and procedure (7 CFR 900.12(d)) with respect to any proposed amendments. Also, since proponents of the proposed amendments have requested that the hearing be held on an expedited basis, under the rules of practice and

Date 1/10/06 Exhibit # 1
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

procedure (7 CFR 900.4(a)), it is determined that less than 15 days notice is roasonable in the circumstances.

Interested parties who wish to introduce exhibits should provide the Presiding Officer at the hearing with (4) copies of such exhibits for the Official Record. Also, it would be helpful if additional copies are available for the use of other participants at the hearing.

List of Subjects in 7 CFR Parts 1005 and 1007

Milk marketing orders.

PARTS 1005 AND 1007—[AMENDED]

The authority citation for 7 CFR parts 1005 and 1007 continues to read as follows:

Authority: 7 U.S.C. 601–674.

The proposed amendments, as set forth below, have not received the approval of the Department.

Proposed by Dairy Farmers of America, Inc.

Proposal No. 1

This proposal seeks to increase the Appalachian and Southeast orders' maximum assessment rate of the transportation credit balancing funds.

1. Revise § 1005.81 to read as follows:

§ 1005.81 Payments to the transportation credit balancing fund.

(a) On or before the 12th day after the end of the month [except as provided in § 1000.90), each handler operating a pool plant and each handler specified in § 1000.9(c) shall pay to the market administrator a transportation credit balancing fund assessment determined by multiplying the pounds of Class I producer milk assigned pursuant to § 1005.44 by $0.15 per hundredweight or such lesser amount as the market administrator deems necessary to maintain a balance in the fund equal to the total transportation credits disbursed during the prior June–January period, after adjusting the transportation credits disbursed during the prior June–January period to reflect any changes in the current mileage rate versus the mileage rate(s) in effect during the prior June–January period. In the event that during any month of the June–January period the fund balance is insufficient to cover the amount of credits that are due, the assessment should be based upon the amount of credits that would have been disbursed had the fund balance been sufficient.

(b) The market administrator shall announce publicly on or before the 23rd day of the month (except as provided in § 1000.90) the assessment pursuant to paragraph (a) of this section for the following month.

2. Revise § 1007.81 to read as follows:

81007.81 Payments to the transportation credit balancing fund.

(a) On or before the 12th day after the end of the month (except as provided in § 1000.90), each handler operating a pool plant and each handler specified in § 1000.9(c) shall pay to the market administrator a transportation credit balancing fund assessment determined by multiplying the pounds of Class I producer milk assigned pursuant to § 1007.44 by $0.20 per hundredweight or such lesser amount as the market administrator deems necessary to maintain a balance in the fund equal to the total transportation credits disbursed during the prior June–January period, after adjusting the transportation credits disbursed during the prior June–January period to reflect any changes in the current mileage rate versus the mileage rate(s) in effect during the prior June–January period. In the event that during any month of the June–January period the fund balance is insufficient to cover the amount of credits that are due, the assessment should be based upon the amount of credits that would have been disbursed had the fund balance been sufficient.

(b) The market administrator shall announce publicly on or before the 23rd day of the month (except as provided in § 1000.90) the assessment pursuant to paragraph (a) of this section for the following month.

Proposal No. 2

This proposal seeks to establish transportation credit balancing funds on intra-market movements of milk within the Appalachian and Southeast marketing areas.

1. In § 1005.30, the introductory text is republished, paragraph (a)(6) is revised, and paragraph (c)(4) is added to read as follows:

81005.30 Reports of receipts and utilization.

Each handler shall report monthly so that the market administrator's office receives the report on or before the 7th day after the end of the month, in detail and on prescribed forms, as follows:

(a) * * *

(6) Receipts of producer milk described in § 1005.82(c)(2) or § 1005.83(b)(3), including the identity of the individual producers whose milk is eligible for a transportation credit pursuant to the respective paragraphs and the date that such milk was received;

* * * * *

(c) * * *

(4) With respect to milk for which a cooperative association is requesting a transportation credit pursuant to § 1005.83, all of the information required in paragraph (a)(6) of this section.

* * * * *

2. In § 1007.30, the introductory text is republished, paragraph (a)(6) is revised, and paragraph (c)(4) is added to read as follows:

§ 1007.30 Reports of receipts and utilization.

Each handler shall report monthly so that the market administrator's office receives the report on or before the 7th day after the end of the month, in the detail and on prescribed forms, as follows:

(a) * * *

(6) Receipts of producer milk described in § 1007.82(c)(2) or § 1007.83(b)(3), including the identity of tho individual producers whose milk is eligible for a transportation credit pursuant to the respective paragraphs and the date that such milk was received;

* * * * *

(c) * * *

(4) With respect to milk for which a cooperative association is requesting a transportation credit pursuant to § 1007.83, all of the information required in paragraph (a)(6) of this section.

* * * * *

3. Amend § 1005.61 by redesignating paragraphs (b)(5) and (b)(6) as paragraphs (b)(6) and (b)(7), and adding a new paragraph (b)(5) to read as follows:

§ 1005.61 Computation of uniform prices.

* * * * *

(b) * * *

(5) Deduct the amount by which the amount due from the intra-market transportation credit fund pursuant to § 1005.83 exceeds the available balance in the intra-market transportation credit fund pursuant to § 1005.80(b);

* * * * *

4. Amend § 1007.61 by redesignating paragraph (b)(5) and (b)(6) as paragraphs (b)(6) and (b)(7), and adding a new paragraph (b)(5) to read as follows:

§ 1007.61 computation of uniform prices.

* * * * *

(b) * * *

(5) Deduct the amount by which the amount due from the intra-market transportation credit fund pursuant to § 1007.83 exceeds the available balance

in the intra-market transportation credit fund pursuant to § 1007.80(b);

* * * * *

5. Amend § 1005.80 by revising the section heading and designating the existing text as paragraph (a) and adding a new paragraph (b) to read as follows:

§ 1005.80 Transportation Credit Balancing Fund and Intra-market Transportation Credit Fund.

(a) * * *

(b) *Intra-market Transportation Credit Fund.* The market administrator shall maintain a separate fund known as the Intra-market Transportation Credit Fund into which shall be deposited the payments made by handlers pursuant to § 1005.81(d) and from the producer-settlement fund pursuant to § 1005.61(b)(5) and out of which shall be made the payments due handlers pursuant to § 1005.83. Payments due a handler shall be offset against payments due from the handler.

6. Amend § 1007.80 by revising the section heading, designating the existing text as paragraph (a) and adding a new paragraph (b) to read as follows:

§ 1007.80 Transportation Credit Baiancing Fund and Intra-market Transportation Credit Fund.

(a) * * *

(b) *Intra-market Transportation Credit* Fund. The market administrator shall maintain a separate fund known as the Intra-market Transportation Credit Fund into which shall be deposited the payments made by handlers pursuant to § 1007.81(d) and from the producer settlement fund pursuant to § 1007.61(b)(5) and out of which shall be made the payments due handlers pursuant to § 1007.83. Payments due a handler shall be offset against payments due from the handler.

7. Amend § 1005.81 as proposed in Proposal 1 by adding new paragraphs (c), (d), and (e) to read as follows:

§ 1005.81 Payments to the transportation credit balancing fund and the intra-market transportation credit fund.

* * * * *

(c) The market administrator shall announce publicly on or before the 23rd day of the month (except as provided in § 1000.90) the fuel cost adjustment factor as determined in § 1005.84(c) and the mileage rate factor as determined in § 1005.84(f) for the following month.

(d) On or before the 12th day after the end of the month (except as provided in § 1000.90), each handler operating a pool plant and each handler specified in § 1000.9(c) shall pay to the market administrator an intra-market transportation credit fund assessment determined by multiplying the pounds of Class I producer milk assigned pursuant to § 1005.44 by $0.10 per hundredweight or such lesser amount as the market administrator deems necessary to maintain a balance in the fund equal to the total intra-market transportation credit fund credits disbursed during the most recent two-month period. Except during the first two months that this provision is effective, the market administrator shall estimate the amount of the intra-market transportation credits that would have existed in the two months immediately preceding this provision becoming effective.

(e) The market administrator shall announce publicly on or before the 23rd day of the month (except as provided in § 1000.90) the assessment pursuant to paragraph (d) of this section for the following month.

8. Amend § 1007.81 as proposed in Proposal 1 by revising the section heading and adding new paragraphs (c), (d), and (e) to road as follows:

§ 1007.81 Payments to the transportation credit balancing fund and the intra-market transportation credit fund.

* * * * *

(c) The market administrator shall announce publicly on or before the 23rd day of the month (except as provided in § 1000.90) the fuel cost adjustment factor as determined in § 1007.84(c) and the mileage rate factor as determined in § 1007.84(f) for the following month.

(d) On or before the 12th day after the end of the month (except as provided in § 1000.90), each handler operating a pool plant and each handler specified in § 1000.9(c) shall pay to the market administrator an intra-market transportation credit fund assessment determined by multiplying the pounds of Class I producer milk assigned pursuant to § 1007.44 by $0.15 per hundredweight or such lesser amount as the market administrator deems necessary to maintain a balance in the fund equal to the total intra-market transportation credit fund credits disbursed during the most recent two month period. Except during the first two months that this provision is effective, the market administrator shall estimate the amount of the intra-market transportation credits that would have existed in the two months immediately preceding this provision becoming effective.

(e) The market administrator shall announce publicly on or before the 23rd day of the month (except as provided in § 1000.90) the assessment pursuant to paragraph (d) of this section for the following month.

9. Add a new § 1005.83 to read as follows:

§ 1005.83 Payments from the intra-market transportation credit fund.

(a) Payments from the intra-market transportation credit balancing fund to handlers and cooperative associations requesting intra-market transportation credits shall be made as follows:

(1) On or before the 13th day (except as provided in § 1000.90) after the end of each month, the market administrator shall pay to each handler that received milk directly from producers' farms as specified in paragraph (b) of this section, a preliminary amount determined pursuant to paragraph (c) of this section to the extent that funds are available in the intra-market transportation credit fund. If an insufficient balance exists to pay all of the credits computed pursuant to this section, the market administrator shall first reduce the producer-settlement fund by the lesser of the number of dollars necessary to pay the credits or an equal number of dollars that resulted from the funds collected by the assessment as described in § 1005.81(d). If an insufficient balance remains, then the market administrator shall distribute the balance available in the intra-market transportation credit fund by reducing payments pro rata using the percentage derived by dividing the balance in the fund by the total credits that are due for the month. The amount of credits resulting from this initial proration shall be subject to audit adjustment pursuant to paragraph (a)(2) of this section;

(2) Intra-market transportation credits paid pursuant to paragraph (a)(1) of this section shall be subject to final verification by the market administrator pursuant to § 1000.77. Adjusted payments to or from the intra-market transportation credit fund will remain subject to the proration established pursuant to paragraph (a)(1) of this section; and

(3) In the event that a qualified cooperative association is the responsible party for whose account such milk is received and written documentation of this fact is provided to the market administrator pursuant to § 1005.30(c)(3) prior to the date payment is due, the intra-market transportation credits for such milk computed pursuant to this section shall be made to such cooperative association rather than to the operator of the pool plant at which the milk was received.

(b) Intra-market transportation credits shall apply to receipts of producer milk received at pool distributing plants directly from the farms of producers located within the marketing area or

producers located within the marketing area of Order 1007 (7 CFR part 1007), and shall be determined as follows:

(1) Determine for each producer located within the marketing area or located within the marketing area of Federal Order 1007 (7 CFR part 1007) the pool distributing plant regulated pursuant to this Order or the pool distributing plant regulated pursuant to Federal Order 1007 (7 CFR part 1007) which is nearest to the producer's farm. For purposes of this section, if the two or more plants are determined to be equidistant in determining the plant to which the producer is nearest, the plant with the highest Class I price shall be the used as the plant to which the producer is nearest.

(2) Determine the total pounds of producer milk physically received from the farms of producers located within the marketing area of Order 1007 (7 CFR part 1007) at each pool distributing plant;

(3) Subtract from the pounds of milk described in paragraph (b)(2) of this section the pounds of bulk unpasteurized milk transferred or diverted from the pool plant receiving the milk if milk was transferred from the pool distributing plant operator on the same calendar day that the milk for which an intra-market transportation credit may be applicable was received. For this purpose, the transferred or diverted milk shall be subtracted from the most distant load of intra-market transportation credit eligible milk received, and then in sequence with the next most distant load until all of the transfers or diversions have been offset. For this purpose, transferred or diverted milk to be offset against milk for which the pool plant or the handler described in § 1005.9(c), respectively, is the responsible party for receipt of intra-market transportation credit; and,

(4) Multiply the remaining pounds determined in paragraph (b)(3) of this section by the producer milk Class I utilization percentage of all producer milk received by all pool distributing plants during the month. The resulting pounds are the pounds upon which intra-market transportation credits, as determined in paragraph (c) of this section, may be applicable.

(c) Intra-market transportation credits for pool distributing plant deliveries shall be computed as follows:

(1) Determine the distance from the farm of each producer located within the marketing area or located within the marketing area of Order 1007 (7 CFR part 1007) to each pool distributing plant regulated pursuant to this Order to which the producer's milk was actually delivered.

(2) Subtract the distance from each producer's farm to the producer's nearest distributing plant as determined in paragraph (b)(2) of this section, from the distance or distances as the case may be determined in paragraph (c)(1) of this section.

(3) Multiply the remaining miles for deliveries to each pool distributing plant as computed in paragraph (c)(2) of this section by the mileage rate for the month computed pursuant to § 1005.84.

(4) Subtract the Class I differential specified in § 1000.52 applicable at the producer's nearest distributing plant as determined in paragraph (b)(1) of this section from the Class I differential specified in § 1000.52 applicable at each distributing plant at which the producer's milk was actually received as determined in paragraph (c)(1) of this section.

(5) If the value in paragraph (c)(4) of this section is greater than or equal to zero, subtract the result computed in paragraph (c)(4) of this section from the result in paragraph (c)(3) of this section. Multiply the resulting amount by the number of hundredweights determined in paragraph (b)(4) of this section. The resulting amount shall be the intra-market transportation credits for each such plant of delivery.

(6) If the value in paragraph (c)(4) of this section is negative, multiply the amount in paragraph (c)(3) of this section by the number of hundredweights determined in paragraph (b)(4) of this section. The resulting amount shall be the intra-market transportation credits for each such plant of delivery.

(d) For purposes of this section, the distances to be computed shall be determined by the market administrator using the shortest available state and/or Federal highway mileage. Mileage determinations are subject to re-determination at all times. In the event a handler requests a re-determination of the mileage pertaining to any plant or producer, the market administrator shall notify the handler of such re-determination within 30 days after the receipt of such request. Any financial obligation resulting from a change in mileage shall not be retroactive for any periods prior to the re-determination by the market administrator.

10. Add a new § 1007.83 to read as follows:

§ 1007.83 Payments from the intra-market transportation credit fund.

(a) Payments from the intra-market transportation credit balancing fund to handlers and cooperative associations requesting intra-market transportation credits shall be made as follows:

(1) On or before the 13th day (except as provided in § 1000.90) after the end of each month, the market administrator shall pay to each handler that received milk directly from producers' farms as specified in paragraph (b) of this section, a preliminary amount determined pursuant to paragraph (c) of this section to the extent that funds are available in the intra-market transportation credit fund. If an insufficient balance exists to pay all of the credits computed pursuant to this section, the market administrator shall first reduce the producer-settlement fund by the lesser of the number of dollars necessary to pay the credits or an equal number of dollars that resulted from the funds collected by the assessment as described in § 1007.81(d). If an insufficient balance remains, then the market administrator shall distribute the balance available in tho intra-market transportation credit fund by reducing payments pro rata using the percentage derived by dividing the balance in the fund by the total credits that are due for the month. The amount of credits resulting from this initial proration shall be subject to audit adjustment pursuant to paragraph (a)(2) of this section;

(2) Intra-market transportation credits paid pursuant to paragraph (a)(1) of this section shall be subject to final verification by the market administrator pursuant to § 1000.77. Adjusted payments to or from the intra-market transportation credit fund will remain subject to the proration established pursuant to paragraph (a)(1) of this section; and

(3) In the event that a qualified cooperative association is the responsible party for whose account such milk is received and written documentation of this fact is provided to the market administrator pursuant to (3 1007.30(c)(3) prior to the date payment is due, the intra-market transportation credits for such milk computed pursuant to this section shall be made to such cooperative association rather than to the operator of the pool plant at which the milk was received.

(b) Intra-market transportation credits shall apply to receipts of producer milk received at pool distributing plants directly from the farms of producers located within the marketing area or producers located within the marketing area of Order 1005 (7 CFR part 1005), and shall be determined as follows:

(1) Determine for each producer located within the marketing area or located within the marketing area of Federal Order 1005 (7 CFR part 1005) the pool distributing plant regulated pursuant to this Order or the pool distributing plant regulated pursuant to

Federal Order 1005 (7 CFR part 1005) which is nearest to the producer's farm. For purposes of this section, if the two or more plants are determined to be equidistant in determining the plant to which the producer is nearest, the plant with the highest Class I price shall be the used as the plant to which the producer is nearest.

(2) Determine the total pounds of producer milk physically received from the farms of producers located within the marketing area of Order 1005 at each pool distributing plant;

(3) Subtract from the pounds of milk described in paragraph (b)(2) of this section the pounds of bulk unpasteurized milk transferred or diverted from the pool plant receiving the milk if milk was transferred from the pool distributing plant operator on the same calendar day that the milk for which an intra-market transportation credit may be applicable was received. For this purpose, the transferred or diverted milk shall be subtracted from the most distant load of intra-market transportation credit eligible milk received, and then in sequence with the next most distant load until all of the transfers or diversions have been offset. For this purpose, transferred or diverted milk to be offset against milk for which the pool plant or the handler described in § 1007.9(c), respectively, is the responsible party for receipt of intra-market transportation credit; and

(4) Multiply the remaining pounds determined in paragraph (b)(3) of this section by the producer milk Class I utilization percentage of all producer milk received by all pool distributing plants during the month. The resulting pounds are the pounds upon which intra-market transportation credits, as determined in paragraph (c) of this section, may be applicable.

(c) Intra-market transportation credits for pool distributing plant deliveries shall be computed as follows:

(1) Determine the distance from the farm of each producer located within the marketing area or located within the marketing area of Order 1005 (7 CFR part 1005) to each pool distributing plant regulated pursuant to this Order to which the producer's milk was actually delivered.

(2) Subtract the distance from each producer's farm to the producer's nearest distributing plant as determined in paragraph (b)(2) of this section from the distance or distances as the case may be determined in paragraph (c)(1) of this section.

(3) Multiply the remaining miles for deliveries to each pool distributing plant as computed in paragraph (c)(2) of this section by the mileage rate for the month computed pursuant to § 1007.84.

(4) Subtract the Class I differential specified in § 1000.52 applicable at the producer's nearest distributing plant as determined in paragraph (b)(1) of this section from the Class I differential specified in § 1000.52 applicable at each distributing plant at which the producer's milk was actually received as dotermined in paragraph (c)(1) of this section.

(5) If the value in paragraph (c)(4) of this section is greater than or equal to zero, subtract the result computed in paragraph (c)(4) of this section from the result in paragraph (c)(3) of this section. Multiply the resulting amount by the number of hundredweights determined in paragraph (b)(4) of this section. The resulting amount shall be the intra-market transportation credits for each such plant of delivery.

(6) If the value in paragraph (c)(4) of this section is negative, multiply the amount in paragraph (c)(3) of this section by the number of hundredweights determined in paragraph (b)(4) of this section. The resulting amount shall be the intra-market transportation credits for each such plant of delivery.

(d) For purposes of this section, the distances to be computed shall be determined by the market administrator using the shortest available state and/or Federal highway mileage. Mileage determinations are subject to re-determination at all times. In the event a handler requests a re-determination of the mileage pertaining to any plant or producer, the market administrator shall notify the handler of such re-determination within 30 days after the receipt of such request. Any financial obligation resulting from a change in mileage shall not be retroactive for any periods prior to the re-determination by the market administrator.

Proposal No. 3

This proposal seeks to calculate the mileage rate factor using a fuel cost adjustor for the current transportation credit balancing funds and the proposed intra-market transportation credit funds.

1. Amend § 1005.82 by revising paragraphs (d)(2)(ii) and (d)(3)(iv) to read as follows:

§ 1005.82 Payments from the transportation credit balancing fund.

* * * * *

(d) * * *

(2) * * *

(ii) Multiply the number of miles so determined by the mileage rate factor for the month computed pursuant to § 1005.84(a)(6);

* * * * *

(3) * * *

(iv) Multiply the remaining miles so computed by the mileage rate factor for the month computed pursuant to § 1005.84(a)(6);

* * * * *

2. Amend § 1007.82 by revising paragraphs (d)(2)(ii) and (d)(3)(iv) to read as follows:

§ 1007.82 Payments from the transportation credit balancing fund.

* * * * *

(d) * * *

(2) * * *

(ii) Multiply the number of miles so determined by the mileage rate factor for the month computed pursuant to § 1007.84(a)(6);

* * * * *

(3) * * *

(iv) Multiply the remaining miles so computed by the mileage rate factor for the month computed pursuant to § 1007.84(a)(6);

* * * * *

3. Add a new § 1005.84 to read as follows:

§ 1005.84 Mileage Rates for the Transportation Credit Balancing Fund and Intra-Market Transportation Credit Fund.

The market administrator shall compute mileage rates each month as follows:

(a) Compute the simple average for the most recent four weeks of the Diesel Price per Gallon as reported by the Energy Information Administration of the United States Department of Energy for the Lower Atlantic and Gulf Coast Districts combined.

(b) From the result in paragraph (a) in this section subtract $1.42 per gallon;

(c) Divide the result in paragraph (b) of this section by 5.5, and round down to three decimal places to compute the fuel cost ad'ustment factor;

(d) Add the result in paragraph (c) of this section to $1.91;

(e) Divide the result in paragraph (d) of this section by 4.80;

(f) Round the result in paragraph (e) of this section down to three decimal places to compute the mileage rate factor.

4. Add a new § 1007.84 to read as follows:

§ 1007.84 Mileage Rates for the Transportation Credit Balancing Fund and Intra-Market Transportation Credit Fund.

The market administrator shall compute mileage rates each month as follows:

(a) Compute the simple average for the most recent four weeks of the Diesel

Price per Gallon as reported by the Energy Information Administration of the United States Department of Energy for the Lower Atlantic and Gulf Coast Districts combined.

(b) From the result in paragraph (a) in this section subtract $1.42 per gallon;

(c) Divide the result in paragraph (b) of this section by 5.5, and round down to three decimal places to compute the fuel cost adjustment factor;

(d) Add the result in paragraph (c) of this section to $1.91;

(e) Divide the result in paragraph (d) of this section by 4.80;

(f) Round the result in paragraph (e) of this section down to three decimal places to compute the mileage rate factor.

Proposed by Dean **Foods** Company

***Proposal** No. 4*

This proposal seeks to reduce a handler's ability to utilize transportation credits to help broaden the number of producers that touch base.

1. Amend § 1005.82 by:

(a) Revising paragraph (d)(2)(v);

(b) Adding a new paragraph (d)(2)(vi);

(c) Revising paragraph (d)(3)(vii); and

(d) Adding a new paragraph (d)(3)(viii).

§ 1005.82 Payments from the transportation credit balancing fund.

* * * * *

(d) * * *

(2) * * *

(v) Divide Z% (currently believed to be close to 30%, may provide evidence for a higher or lower number) by the percent of producer milk delivered to plants other than plants qualified pursuant to § 1005.7(a) and (b) and § 1007.7(a) and (b) of this chapter; if the result is 100% or greater, then the percentage applicable in paragraph (d)(2)(vi) of this section shall be 100%.

(vi) Compute the result of multiplying the remainder computed in paragraph (d)(2)(iv) of this section by the percentage computed in paragraph (d)(2)(v) of this section and by the hundredweight of milk described in paragraph (d)(2) of this section.

(3) * * *

(vii) Divide Z% (currently believed to be close to 30%, may provide evidence for a higher or lower number) by the percent of producer milk delivered to plants other than plants qualified pursuant to § 1005.7(a) and (b) and § 1007.7(a) and (b) of this chapter; if the result is 100% or greater, then the percentage applicable in paragraph (d)(3)(viii) of this section shall be 100%.

(viii) Compute the result of multiplying the remainder computed in paragraph (d)(3)(vi) of this section by the percentage computed in paragraph (d)(3)(vii) and by the hundredweight of milk described in paragraph (d)(3) of this section.

2. Amend § 1007.82 by:

(a) Revising paragraph (d)(2)(v);

(b) Adding a new paragraph (d)(2)(vi);

(c) Revising paragraph (d)(3)(vii); and

(d) Adding a new paragraph (d)(3)(viii).

§ 1007.82 Payments from the transportation credit balancing fund.

* * * * *

(d) * * *

(2) * * *

(v) Divide Z% (currently believed to be close to 30%, may provide evidence for a higher or lower number) by the percent of producer milk delivered to plants other than plants qualified pursuant to § 1005.7(a) and (b) of this chapter; if the result is 100% or greater, then the percentage applicable in paragraph (d)(2)(vi) of this section shall be 100%.

(vi) Compute the result of multiplying the remainder computed in paragraph (d)(2)(iv) of this section by the percentage computed in paragraph (d)(2)(v) of this section and by the hundredweight of milk described in paragraph (d)(2) of this section.

(3) * * *

(vii) Divide Z% (currently believed to be close to 30%, may provide evidence for a higher or lower number) by the percent of producer milk delivered to plants other than plants qualified pursuant to § 1005.7(a) and (b) of this chapter and § 1007.7(a) and (b); if the result is 100% or greater, then the percentage applicable in paragraph (d)(3)(viii) of this section shall be 100%.

(viii) Compute the result of multiplying the remainder computed in paragraph (d)(3)(vi) of this section by the percentage computed in paragraph (d)(3)(vii) and by the hundredweight of milk described in paragraph (d)(3) of this section.

Proposal No. 5

This proposal seeks to reduce the amount paid to a producer for milk diverted to an out-of-area plant.

1. Revise § 1005.13(d)(6) to read as follows:

§ 1005.13 Producer milk.

* * * * *

(d) * * *

(6) Milk diverted to plants located in the marketing area described in 7 CFR parts 1005 and 1007, shall be priced at the location of the plant to which diverted; milk diverted to plants located outside the marketing area described in either §§ 1005.2 or 1007.2, shall be priced at the location of the closest pool distributing plant located in the marketing area less an adjustment calculated by multiplying Y (currently believe this to be close to 4.0, but may provide evidence for a higher or lower number) cents per cwt. for each 10 miles or fraction thereof [by the shortest hard surface highway as computed by the market administrator) between the plant to which the milk was diverted and the closest pool distributing plant located in the marketing area; and

* * * * *

2. Revise § 1005.75 to read as follows:

§ 1005.75 Plant location adjustments for producer milk and nonpool milk.

For purposes of making payments for producer milk and nonpool milk: Except milk diverted to plants located outside the marketing area described in either §§ 1005.2 or 1007.2 of this chapter, a plant location adjustment shall be determined by subtracting the Class I price specified in § 1005.51 from the Class I price at tho plant's location; for milk diverted to plants located outside the marketing area described in oither §§ 1005.2 or 1007.2 of this chapter, a plant location adjustment shall be determined by subtracting the Class I price specified in § 1005.51 from the result of the formula found in 5 1005.13(d)(6) for such milk. The difference, plus or minus as the case may be, shall be used to adjust the payments require pursuant to §§ 1005.73 and 1000.76.

1. Revise § 1007.13(d)(6) to read as follows:

§ 1007.13 Producer mlik.

* * * * *

(d) * * *

(6) Milk diverted to plants located in the marketing area described in 7 CFR parts 1005 and 1007, shall be priced at the location of the plant to which diverted: milk diverted to plants located outside the marketing area described in either §§ 1005.2 or 1007.2, shall be priced at the location of the closest pool distributing plant located in the marketing area less an adjustment calculated by multiplying Y (currently believe this to be close to 4.0, but may provide evidence for a higher or lower number) cents per cwt. for each 10 miles or fraction there of (by the shortest hard surface highway as computed by the market administrator) between the plant to which the milk was diverted and the closest pool distributing plant located in the marketing area; and

* * * * *

2. Revise § 1007.75 to read as follows:

§ 1007.75 Plant location adjustments for producer milk and nonpool milk

For purposes of making payments for producer milk and nonpool milk: Except for milk diverted to plants located outside the marketing area described in §§ 1005.2 and 1007.2, a plant location adjustment shall be determined by subtracting the Class I price specified in § 1007.51 from the Class I price at the plant's location; for milk diverted to plants located outside the marketing area described in either §§ 1005.2 of this chapter or 1007.2, a plant location adjustment shall be determined by subtracting the Class I price specified in § 1007.51 from the result of the formula found in § 1007.13(d)(6) for such milk. The difference, plus or minus as the case may be, shall be used to adjust the payments require pursuant to §§ 1007.73 and 1000.76.

Proposed by Dairy Programs, Agricultural Marketing Service

Proposal No. 6

For all Federal Milk Marketing Orders, make such changes as may be necessary to make the entire marketing agreements and the orders conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and the orders may be procured from the market administrator of each of the aforesaid marketing areas, or from the Hearing Clerk, Room 1031, South Building, United States Department of Agriculture, Washington, DC 20250, or may be inspected there.

Copies of the transcript of testimony taken at the hearing will not be available for distribution through the Hearing Clerk's Office. If you wish to purchase a copy, arrangements may be made with the reporter at the hearing.

From the time that a hearing notice is issued and until the issuance of a final decision in a proceeding, Department employees involved in the decision-making process are prohibited from discussing the merits of the hearing issues on an ex *parte* basis with any person having an interest in the proceeding. For this particular proceeding, the prohibition applies to employees in the following organizational units:

Office of the Secretary of Agriculture.

Office of the Administrator, Agricultural Marketing Service.

Office of the General Counsel.

Dairy Programs, Agricultural Marketing Service (Washington office) and the Offices of all Market Administrators.

Procedural matters are not subject to the above prohibition and may be discussed at any time.

Dated: December 22, 2005.

Kenneth C. Clayton,

Acting Administrator, Agricultural Marketing Service.

[FR Doc. *05–24543* Filed 12–23–05; 10:33 am]

BILLING CODE 341WZ–P

NUCLEAR REGULATORY COMMISSION

10 CFR Part 34

[Docket No. PRM–34-06]

Organization of Agreement States; Receipt of Petition for Rulemaking

AGENCY: Nuclear Regulatory Commission.

ACTION: Petition for rulemaking; notice of receipt.

SUMMARY: The Nuclear Regulatory Commission (NRC) is publishing for public comment a notice of receipt of a petition for rulemaking, dated November 3, 2005, which was filed with the Commission by Barbara Hamrick, Chair, Organization of Agreement States (OAS). The petition was docketed by the NRC on November 16, 2005, and has been assigned Docket No. PRM–34–06. The petitioner requests that the NRC amend its regulations to require that an individual receive at least 40 hours of radiation safety training before using sources of radiation for industrial radiography, by clarifying the requirements for at least two individuals to be present at a temporary job site, and by clarifying how many individuals are required to meet surveillance requirements. The petitioner also requests that NUREG–1556, Volume 2, be revised to reflect the performance-based changes in the proposed amendments.

DATES: Submit comments by March 13, 2006. Comments received after this date will be considered if it is practical to do so, but the Commission is able to assure consideration only for comments received on or before this date.

ADDRESSES: You may submit comments by any one of the following methods. Please include ***PRM–34-06*** in the subject line of your comments. Comments on petitions submitted in writing or in electronic form will be made available for public inspection. Because your comments will not be edited to remove any identifying or contact information, the NRC cautions you against including any information in your submission that you do not want to be publicly disclosed.

Mail comments to: Secretary, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, ATTN: Rulemakings and Adjudications Staff.

E-mail comments to: SECYQnrc.gov. If you do not receive a reply e-mail confirming that we have received your comments, contact us directly at (301) 415–1966. You may also submit comments via the NRC's rulemaking Web site at http://ruleforum.llnI.gov. Address questions about our rulemaking Web site to Carol Gallagher (301) 415–5905; e-mail *cog@nrc.gov.* Comments can also be submitted via the Federal eRulemaking Portal *http://www.regulations.gov.*

Hand deliver comments to: 11555 Rockville Pike, Rockville, Maryland 20852, between 7:30 a.m. and 4:15 p.m. Federal workdays. (Telephone (301) 415–1966).

Fox *comments to:* Secretary, U.S. Nuclear Kegulatory Commission at (301) 415–1101.

Publicly available documents related to this petition may be viewed electronically on the public computers located at the NRC's Public Document Room (PDR), Room O1 F21, One White Flint North, 11555 Rockville Pike, Rockville, Maryland. The PDR reproduction contractor will copy documents for a fee. Selected documents, including comments, may be viewed and downloaded electronically via the NRC rulemaking Web site at *http://ruleforum.llnl.gov.*

Publicly available documents created or received at the NRC after November 1, 1999, are available electronically at the NRC's Electronic Reading Room at http://www.nrc.gov/reading-rm/*adams.html.* From this site, the public can gain entry into the NRC's Agencywide Document Access and Management System (ADAMS), which provides text and image files of NRC's public documents. If you do not have access to ADAMS or if there are problems in accessing the documents located in ADAMS, contact the PDR Reference staff at 1–800–397–4209, 301–415-4737 or by e-mail to *pdflnrc.gov.*

FOR FURTHER INFORMATION CONTACT: Michael T. Lesar, Chief, Rules and Directives Branch, Division of Administrative Services, Office of Administration, U.S. Nuclear Regulatory Commission, Washington, DC 20555–0001, Telephone: 301-415–7163 or Toll Free: 800–368–5642.

SUPPLEMENTARY INFORMATION:

Petitioner's Interest

The OAS is a non-profit, voluntary, scientific and professional society

AMS No. 289-05

Becky Unkenholz (202) 720-8998
becky.unkenholz@usda.gov
Billy Cox (202) 720-8998
billy.cox@usda.gov

USDA SETS HEARING ON PROPOSED AMENDMENTS TO APPALACHIAN AND SOUTHEAST MILK ORDERS

WASHINGTON, Dec. 27,2005 – The U.S. Department of Agriculture today announced that it will hold an emergency public hearing to consider proposals seeking to amend the Appalachian and Southeast Federal Milk Marketing Orders. The hearing will begin at 8:30 a.m. on Jan. 10,2006, at the Hyatt Regency Louisville, 320 West Jefferson St,, Louisville, Ky. 40202.

The proposals seek to amend the orders by: 1) increasing the maximum assessment rate of the transportation credit balancing fund, 2) establishing an intra-market transportation credit, and 3) establishing a mileage rate factor that is adjusted for fuel cost. USDA will also consider proposals to amend certain producer milk provisions and other transportation credit balancing fund provisions.

The hearing notice will be published as a proposed rule in the Dec. 28,2005, Federal Register. Copies of the hearing notice may be obtained from the USDA/AMS/Dairy Programs, STOP 0231 – Rm. 2971, 1400 Independence Ave, SW, Washington, D.C. 20250-0231. The hearing notice is available on AMS' web site at: www.ams.usda.gov/dairy.

The hearing notice and additional information is available from the following market administrator offices:

Appalachian: Harold H. Friedly, Jr.
USDA/AMS/Dairy Programs
P.O. Box 18030, Louisville, KY 40261-0030
Tel. (502) 499-0040; email: fr:ledly@malouisville.com

Florida and Southeast: Sue L. Mosley
USDA/AMS/Dairy Programs
P.O. Box 491778, Lawrenceville, GA 30049
Tel. (770) 682-2501; email: smosley@fmmatlanta.com

Return to AMS News Releases

Date 1/10/06 Exhibit # 2
Case US Dept of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

United States Department of Agriculture

Agricultural Marketing Service

1400 Independence Ave., SW
Washington, DC
20250-0231

CERTIFICATE	)	
	)	Docket No.: [AO-388-A17 and AO-366-A46; DA-05-06]
OF	)	Appalachian and Southeast - Proposed Amendments
	)	
OFFICIALS NOTIFIED	)	

Pursuant to the authority delegated to me by the Deputy Administrator, Dairy Programs, I hereby certify that, on the 3rd of January 2006, in accordance with Section 900.4(b)(1)(iv) of the General Regulations (7 CFR Part 900), true copies of the Notice of Hearing in connection with the above Docket were forwarded to the following officials:

Governors of the States of Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Indiana, Kansas, Kentucky, Louisiana, Maryland, Michigan, Mississippi, Missouri, Montana, Nebraska, New Mexico, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin.

Done at Washington, D.C., this 3rd day of January, 2006.

Joyce M. McPherson
Docket Clerk

Date 1/10/06 Exhibit # 3
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File #
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

UNITED STATES DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE
DAIRY PROGRAMS
MILK MARKET ADMINISTRATOR

APPALACHIAN MARKETING AREA
Federal Order No. 5
Phone: 502-499-0040
Fax: 502-499-8749
E-Mail: fo5@malouisville.com

4511 Bardstown Road, Suite 103
Louisville, Kentucky 40218-4001
(Mail) P. O. Box 18030
Louisville, Kentucky 40261-0030
http://members.aye.net/~usda

DETERMINATION	)	
	)	
re	)	**Docket No. AO-388-A17, DA-05-06**
	)	
MAILING OF NOTICE OF HEARING	)	
	)	

Pursuant to the authority delegated to me by the Director, Dairy Division, I hereby determine that the requirements of the General Regulations in Section 900.4(b)(1)(ii), (7 CFR Part 900) were complied with and that a true copy of the notice of hearing with respect to this proceeding relating to proposed amendments to the marketing agreement(s) and to the order(s) regulating the handling of milk in the marketing area(s) specified below, was mailed to each of the persons known to be interested therein:

Part No.	**Name of Marketing Are**
1005	Appalachian Marketing Area

Date: December 28, 2005

Harold H. Friedly, Jr.
Market Administrator

Date 1/10/06
Case US Dept of Agriculture Exhibit # 4
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

United States Department of Agriculture
Agricultural Marketing Service, Dairy Programs

Market Administrator
Federal Order No. 6 – Florida Marketing Area
Federal Order No. 7 – Southeast Marketing Area

Phone: 770-682-2501
Fax: 770-822-1038
E-mail: smosley@fmmatlanta.com
Home Page: www.fmmatlanta.com

Mailing Address
P.O. Box 491778
Lawrenceville, GA 30049

DETERMINATION re MAILING OF NOTICE OF HEARING	[Docket No. AO-388-A17 and AO-366-A46; DA-05-06]

Pursuant to the authority delegated to me by the Deputy Administrator, Dairy Programs, I hereby determine that the requirements of the General Regulations in Section 900.4(b)(1)(ii), (7 CFR Part 900) were complied with and that a true copy of the notice of hearing with respect to this proceeding relating to proposed amendments to the marketing agreements and to the orders regulating the handling of milk in the marketing area(s) specified below, was mailed to each of the persons known to be interested therein:

Part No.	Name of the Marketins Area
1007	Southeast

Date: December 23, 2005

Sue L. Mosley
Market Administrator

Date 1/10/06 Exhibit # 5
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Compilation of Statistical Material

Federal Order 5

Appalachian Marketing Area

Prepared by:
Market Administrator's Office
4511 Bardstown Road, Suite 103
Louisville, Kentucky 40218

For Use in Public Hearing
Docket No. AO-388-A17 and
AO-366-A46; DA-05-06
Louisville, Kentucky
January 2006

Date 1/10/06 Exhibit # 6
Case U.S. Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

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COMPILATION OF STATISTICAL MATERIAL
APPALACHIAN MARKETING AREA
January through December 2004

Prepared by

MARKET ADMINISTRATOR OFFICE
Federal Milk Order No. 5
P.O. Box 18030
Louisville, Kentucky 40261-0030

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Appalachian Marketing Area

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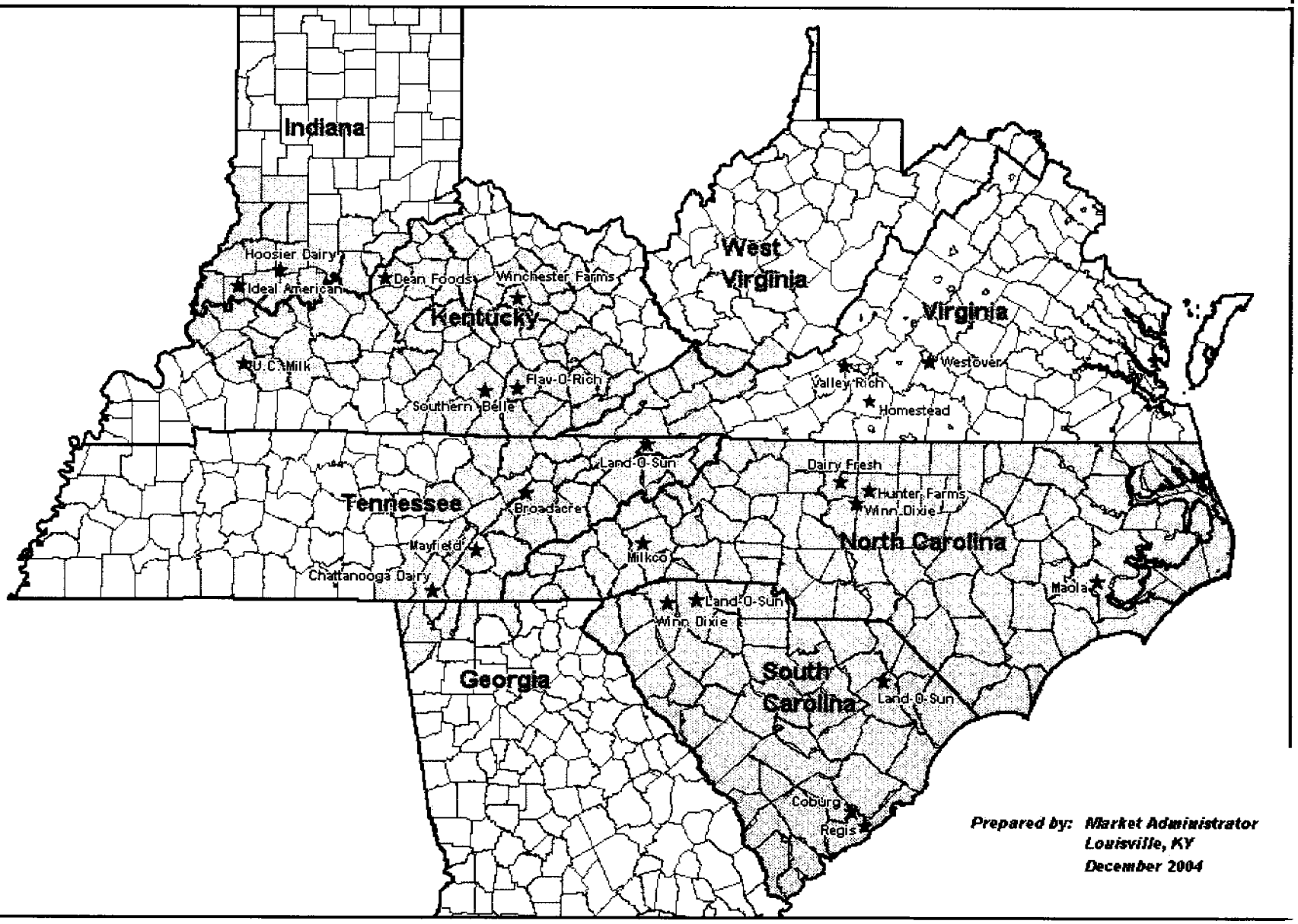
EXHIBIT NO. ____

Appalachian Marketing Area

Federal Order No. 5

Pool Distributing Plants



Prepared by: Market Administrator
Louisville, KY
December 2004

FEDERAL ORDER 5 - TABLE 1

UNITED STATES DEPARTMENT OF AGRICULTURE
Agricultural Marketing Service
Dairy Programs
R E V I S E D *
ANNUAL STATISTICAL SUMMARY

	2004	2003
PRICES *(Simple Average)*: **(Base Zone)**		
Uniform Price	$17.01	$13.55
Class I Price	18.08	14.49
Class II Price	13.86	10.76
Class III Price	15.39	11.42
Class IV Price	13.20	10.00
Uniform Skim Milk Price	10.29	9.63
Class I Skim Milk Price	11.54	10.57
Class II Skim Milk Price	6.90	6.74
Class III Skim Milk Price	8.51	7.45
Class IV Skim Milk Price	6.24	5.98
Uniform Butterfat Price	2.0230	1.2181
Class I Butterfat Price	1.9836	1.2247
Class II Butterfat Price	2.0577	1.2169
Class III Butterfat Price	2.0507	1.2099
Class IV Butterfat Price	2.0507	1.2099
PRODUCER MILK:		
Class I	4,324,520,728	4,442,873,429
Class II	933,456,616	910,021,691
Class III	344,397,935	448,973,206
Class IV	600,118,164	512,847,112
Total Producer Milk	6,202,493,443	6,314,715,438
PERCENT PRODUCER **MILK** IN:		
Class I	69.72	70.36
Class II	15.05	14.41
Class III	5.55	7.11
Class IV	9.68	8.12
PRODUCTION:		
Average Monthly Producer Milk •	**516,874,454**	526,226,287
Average Daily Producer Milk	16,946,703	17,300,590
Average Number of Producers	3,413	3,658
Average Butterfat Test	3.62	3.64
VALUE AT MINIMUM PRICE:		
Value of Producer Milk at Test	$1,068,088,571	$864,303,761
Average Value Per Farm	312,947	236,278

FEDERAL ORDER 5 - TABLE 2

ADVANCED PRICES (Released on or before the 24th)

NASS Survey Prices (Two Weeks Product Price Average Used to Compute Federal Order Prices)

Date 2004 2 Weeks Ending	NASS Quotations: Weighted Average Cheddar Cheese	AA Butter $/Lb.	NFDM $/Lb.	Dry Whey	Advance Pricing Formula 1/: Class III $/Cwt.	Class IV $/Cwt.
January 17	1.2977	1.3687	0.8051	0.1824	6.55	5.93
February 14	1.3054	1.5879	0.8085	0.1691	5.68	5.96
March 13	1.4582	1.9921	0.8090	0.1706	5.64	5.96
April 17	2.0530	2.1514	0.8179	0.2611	11.50	6.04
May 15	2.1838	2.1633	0.8372	0.2975	12.98	6.21
June 12	1.8683	1.8723	0.8500	0.2942	10.95	6.33
July 17	1.5439	1.8610	0.8552	0.2600	7.55	6.37
August 14	1.5047	1.6058	0.8596	0.2280	7.96	6.41
September 11	1.5958	4.6746	0.8622	0.2155	8.53	6.44
October 16	1.5373	1.7223	0.8626	0.2241	7.81	6.44
November 13	1.5481	1.6845	0.8553	0.2338	8.12	6.37
December 11	1.7648	1.8498	0.8698	0.2436	9.70	6.50
Average	1.6384	1.7945	0.8410	0.2317	8.58	6.25

1/ Converted to 3.5% Base Price for Class I

FEDERAL ORDER 5 -TABLE 3

FINAL PRICES (Released on or before the 5th)

NASS Survey Prices (Monthly Product Price Average Used to Compute Federal Order Prices)

Date 2004	NASS Cheddar Cheese: 40 Lb. Blocks	500 Lb. Barrels 38% Moisture 1/	Weighted Averane	NASS Quotations: AA Butter $/Lb.	NFDM $/Lb.	Dry Whey $/Lb.
January	1.3079	1.2983	1.3023	1.3632	0.8062	0.1801
February	1.3165	1.3342	1.3260	1.6582	0.8064	0.1677
March	1.5212	1.6068	1.5680	2.0994	0.8101	0.1817
April	2.0001	2.0896	2.0520	2.1994	0.8171	0.2602
May	2.1289	2.1248	2.1266	2.1385	0.8383	0.2992
June	1.8509	1.8331	1.8411	1.9290	0.8497	0.2890
July	1.5661	1.5724	1.5695	1.8269	0.8513	0.2607
August	1.4927	1.5385	1.5167	1.6101	0.8584	0.2246
September	1.5694	1.5990	1.5867	1.7278	0.8639	0.2162
October	1.5270	1.5244	1.5256	1.7000	0.8565	0.2247
November	1.5685	1.6050	1.5886	1.8224	0.8570	0.2367
December	1.7404	1.6929	1.7146	1.8122	0.8713	0.2423
Average	1.6325	1.6516	1.6431	1.8239	0.8405	0.2319

7/ Includes plus 3 cents.

FEDERAL ORDER 5 - TABLE 4

BASE ZONE PRICES 1/

Date	Prices @ 3.5% Butterfat						Skim Milk Prices				
	Advance	Uniform	Class I	Class II	Class III	Class IV	Uniform	Class I	Class II	Class III	Class IV
2004	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.
January	13.93	14.25	14.95	11.67	11.61	10.97	9.52	10.56	6.64	6.60	5.94
February	12.83	14.49	14.69	12.90	11.89	12.21	8.72	9.65	6.63	5.61	5.94
March	13.04	15.80	15.04	14.79	14.49	14.10	8.65	9.06	6.66	6.38	5.97
April	14.22	16.76	16.74	15.21	19.66	14.57	8.63	9.06	6.66	11.30	6.03
May	15.08	20.18	22.75	15.03	20.58	14.50	12.03	14.60	6.74	12.52	6.22
June	18.16	20.54	24.23	14.31	17.68	13.72	12.96	16.08	6.91	10.43	6.32
July	18.49	18.94	21.05	14.00	14.85	13.31	12.04	14.05	7.03	7.94	6.34
August	17.05	16.16	17.72	13.13	14.04	12.46	9.75	10.65	7.07	8.04	6.40
September	14.54	16.52	17.04	13.66	14.72	13.00	10.27	11.06	7.11	8.23	6.45
October	14.87	16.69	17.88	13.57	14.16	12.81	10.39	11.63	7.14	7.78	6.38
November	15.02	16.78	17.39	14.09	14.89	13.34	10.08	10.91	7.14	8.00	6.39
December	15.10	16.98	17.53	13.98	16.14	13.42	10.40	11.22	7.07	9.34	6.52
Average	15.19	17.01	18.08	13.86	15.39	13.20	10.29	11.54	6.90	8.51	6.24

Date	Butterfat Prices				
	Uniform	Class I	Class II	Class III	Class IV
2004	Lbs.	Lbs.	Lbs.	Lbs.	Lbs.
January	1.4458	1.3593	1.5048	1.4978	1.4978
February	1.7359	1.5354	1.8588	1.8518	1.8518
March	2.1307	1.7985	2.3883	2.3813	2.3813
April	2.4078	2.2835	2.5083	2.5013	2.5013
May	2.4484	2.4747	2.4352	2.4282	2.4282
June	2.2958	2.4890	2.1838	2.1768	2.1768
July	2.0916	2.1398	2.0613	2.0543	2.0543
August	1.9289	2.1262	1.8011	1.7941	1.7941
September	1.8884	1.8200	1.9424	1.9354	1.9354
October	1.9046	1.9025	1.9090	1.9020	1.9020
November	2.0138	1.9598	2.0559	2.0489	2.0489
December	1.9844	1.9144	2.0436	2.0366	2.0366
Average	2.0230	1.9836	2.0577	2.0507	2.0507

1/ Base Zone is Mecklenburg County, NC.

FEDERAL ORDER 5 - TABLE 5

CLASSIFICATION OF POOL HANDLERS TOTAL MILK RECEIPTS 1/

Date	Class I		Class II		Class III		Class IV		TOTAL POUNDS
2004	Pounds	% of Total	Pounds	% of Total	Pounds	% of Total	Pounds	% of Total	100%
January	428,384,680	67.02	87,182,123	13.64	46,460,682	7.27	77,170,305	12.07	639,197,790
February	380,497,573	64.60	82,645,267	14.03	66,573,035	11.30	59,309,826	10.07	589,025,701
March	415,055,398	71.11	105,277,094	18.04	13,977,608	2.39	49,359,474	8.46	583,669,574
April	405,989,818	71.94	98,545,116	17.46	4,007,909	0.71	55,776,508	9.89	564,319,351
May	374,688,893	63.42	95,659,838	16.19	8,805,536	1.49	111,648,280	18.90	590,802,547
June	362,989,118	58.37	105,089,454	16.90	35,616,277	5.73	118,158,410	19.00	621,853,259
July	380,697,375	63.86	100,254,784	16.82	38,272,115	6.42	76,891,466	12.90	596,115,740
August	398,902,461	[illegible]	103,689,036	16.90	36,167,548	5.90	74,654,397	12.17	613,413,442
September	403,827,906	69.92	99.101,838	17.16	27,850,532	4.82	46,744,980	8.10	577,525,256
October	393,314,609	65.84	99,453,849	16.65	33,439,380	5.60	71,186,840	11.91	597,394,678
November	401,225,553	68.36	91,485,261	15.59	26,989,447	4.60	67,225,556	11.45	586,925,817
December	407,062,294	71.85	83,654,457	14.76	10,262,320	1.81	65,598,115	11.58	566,577,186
Total	4,752,635,678	66.69	1,152,038,117	16.16	348,422,389	4.89	873,724,157	12.26	7,126,820,341
Avg.	396,052,973		96,003,176		29,035,199		72,810,346		593,901,695

1/ Includes skim equivalent of non-fluid, opening inventories, overage, and all fluid milk and cream.

FEDERAL ORDER 5 - TABLE 6

RECEIPTS AND UTILIZATION OF OTHER SOURCE MILK, OVERAGE AND OPENING INVENTORIES

Date 2004	Other Source Receipts 1/	Overage	Opening Inventory	Class I	Class II	Class III	Class IV	Total
January	22,785,715	125,474	47,058,930	35,224,175	14,914,221	2,256	19,829,467	69,970,119
February	23,565,234	191,271	44,823,141	34,292,572	13,779,285	175,516	20,332,273	68,579,646
March	27,099,855	331,545	56,080,818	33,918,972	18,538,256	506,900	30,548,090	83,512,218
April	28,369,574	417,679	53,461,092	37,806,417	21,694,932	607,060	22,139,936	82,248,345
May	26,027,371	47,786	47,826,589	43,013,343	16,523,066	0	14,365,337	73,901,746
June	28,483,222	208,436	45,535,609	29,643,850	20,567,247	110,882	23,905,288	74,227,267
July	31,398,882	181,226	45,681,757	31,592,983	20,711,463	278,876	24,678,543	77,261,865
August	34,631,911	296,439	41,101,072	32,397,080	20,112,987	862,569	22,656,786	76,029,422
September	37,988,223	445,718	47,343,997	40,886,368	23,589,710	886,116	20,415,744	85,777,938
October	28,072,796	578,077	47,444,324	40,433,434	17,250,649	148,494	18,262,620	76,095,197
November	24,011,645	363,631	54,178,893	32,502,598	14,485,045	111,738	31,454,788	78,554,169
December	25,915,805	261,929	51,991,232	36,403,158	16,414,640	334,047	25,017,121	78,168,966
Total	338,350,233	3,449,211	582,527,454	428,114,950	218,581,501	4,024,454	273,605,993	924,326,898
Avg.	28,195,853	287,434	48,543,955	35,676,246	18,215,125	335,371	22,800,499	77,027,242

1/ Includes skim equivalent of non-fluid and all fluid milk and cream.

FEDERAL ORDER NO. 5 - TABLE 7

CLASSIFICATION OF POOL HANDLERS TOTAL PRODUCER MILK RECEIPTS

Date	Class I		Class II		Class III		Class IV		TOTAL POUNDS	Average
2004	Pounds	% of Total	Pounds	% of Total	Pounds	% of Total	Pounds	% of Total	100%	B.F. Test
January	393,160,505	69.07	72,267,902	12.70	46,458,426	8.16	57,340,838	10.07	569,227,671	3.72
February	346,205,001	66.52	68,865,982	13.23	66,397,519	12.76	38,977,553	7.49	520,446,055	3.72
March	381,136,426	76.20	86,738,838	17.34	13,470,708	2.70	18,811,384	3.76	500,157,356	3.64
April	368.183,401	76.38	76,850,184	15.94	3,400,849	0.70	33,636,572	6.98	482,071,006	3.59
May	331,675,550	64.17	79,136,772	15.31	8,805,536	1.70	97,282,943	18.82	516,900,801	3.52
June	333,345,268	60.87	84,522,207	15.43	35,505,395	6.49	94,253,122	17.21	547,625,992	3.50
July	349,104,392	67.28	79,543,321	15.33	37,993,239	7.33	52,212,923	10.06	518,853,875	3.52
August	366,505,381	68.20	83,576,049	15.55	35,304,979	6.57	51,997,611	9.68	537,384,020	3.55
September	362,941,538	73.81	75,512,128	15.36	26,964,416	5.48	26,329,236	5.35	491,747,318	3.59
October	352,881,175	67.69	82,203,200	15.77	33,290,886	6.39	52,924,220	10.15	521,299,481	3.68
November	368,722,955	72.53	77,000,216	15.15	26,877,709	5.28	35,770,768	7.04	508,371,648	3.70
December	370,659,136	75.89	67,239,817	13.77	9,928,273	2.03	40,580,994	8.31	488,408,220	3.73
Total	4,324,520,728	69.72	933,456,616		344,397,935	5.55	600,118,164	9.68	6,202,493,443	
Average	360,376,727		77,788,051		28,699,828		50,009,847		516,874,454	3.62

FEDERAL ORDER NO. 5 - TABLE 8

CLASSIFICATION OF POOL HANDLERS TOTAL PRODUCER BUTTERFAT RECEIPTS

Date	Class I		Class II		Class III		Class IV		TOTAL POUNDS
2004	Pounds	% of Total	Pounds	% of Total	Pounds	% of Total	Pounds	% of Total	100%
January	8,246,413	38.99	5,999,433	28.36	2,243,531	10.61	4,663,107	22.04	21,152,484
February	7,230,777	37.34	6,073,951	31.36	2,698,172	13.93	3,363,349	17.37	19,366,249
March	7,912,069	43.47	7,267,373	39.93	1,384,674	7.61	1,636,828	8.99	18,200,944
April	7,630,974	44.15	6,502,179	37.61	1,157,880	6.70	1,994,510	11.54	17,285,543
May	6,946,292	38.15	6,282,962	34.51	1,013,574	5.57	3,962,803	21.77	18,205,631
June	7,164,191	37.34	6,768,765	35.28	1,629,340	8.49	3,625,389	18.89	19,187,685
July	7,446,532	40.84	6,267,973	34.38	1,727,227	9.47	2,791,960	15.31	18,233,692
August	7,596,662	39.82	6,856,416	35.94	1,812,586	9.50	2,810,938	14.74	19,076,602
September	7,556,537	42.86	6,138,215	34.81	1,747,253	9.91	2,190,731	12.42	17,632,736
October	7,333,360	38.28	6,672,429	34.83	1,907,577	9.96	3,244,638	16.93	19,158,004
November	7,952,450	42.26	6,768,003	35.96	1,594,554	8.47	2,504,978	13.31	18,819,985
December	8,143,998	44.68	6,270,699	34.40	833,261	4.57	2,980,577	16.35	18,228,535
Total	91,160,255	40.60	77,868,398	34.68	19,749,629	8.80	35,769,808		224,548,090
Average	7,596,688		6,489,033		1,645,802		2,980,817		18,712,341

FEDERAL ORDER 5 - TABLE 9

CLASS I UTILIZATION

Date 2004	Packaged Disposition: Whole Milk	Reduced Fat 2%	Low Fat 1% 1/	Fat Free	Flav. Milk & Drink	Buttermilk	Eggnog	Total Packaged	Other 2/	Total Class I Use
January	145,339,760	130,914,428	30,928,537	46,693,669	27,321,980	7,625,954	11,907	388,836,235	39,548,445	428,384,680
February	126,862,838	114,415,241	27,594,505	41,664,354	27,763,539	6,531,480	0	344,831,957	35,665,616	380,497,573
March	135.1 51,538	124,408,614	30,345,062	45,315,819	32,475,873	7,096,843	0	374,793,749	40,261,649	415,055,398
April	130,441,645	120,104,635	29,404,800	43,938,232	28,271,733	6,726,186	15	358,887,246	47,102,572	405,989,818
May	122,406,131	114,392,266	28,207,644	42,661,039	24,850,828	6,178,550	0	338,696,458	35,992,435	374,688,893
June	124,683,781	115,470,101	27,299,127	42,504,032	13,365,648	6,219,519	0	329,542,208	33,446,910	362,989,118
July	131,514,793	122,984,925	29,426,890	44,669,547	13,382,306	6,482,846	0	348,461,307	32,236,068	380,697,375
August	127,635,236	123,453,801	30,770,135	44,639, 146	28,171,370	6,549,164	0	361,218,852	37,683,609	398,902,461
September	125,012,662	121,073,283	30,040,198	44,135,757	31,911,599	6,520,548	0	358,694,047	45,133,859	403,827,906
October	124,326,726	121,192,070	29,902,942	44.157,953	30,368,553	6,919,294	306,624	357,174,162	36,140,447	393,314,609
November	$25,327,162	121,695,304	29,474,165	43,268,636	29,797,437	7,257,353	4,121,053	360,941,110	40,284,443	401,225,553
December	130,913,904	125,537,713	29,345,184	43,455,993	23,515,605	7,247,307	6,193,272	366,208,978	40,853,316	407,062,294
Total	1,549,616,176	1,455,642,381	352,739,189	527,104,177	311,196,471	81,355,044	10,632,871	4,288,286,309	464,349,369	4,752,635,678
Avg.	129,134,681	121,303,532	29,394,932	43,925,348	25,933,039	6,779,587	886,073	357,357,192	38,695,781	396,052,973

1/ Includes sweet acidophilus and miscellaneous.

2/ Includes shrinkage, bulk milk, package inventory.

FEDERAL ORDER 5 - TABLE 10

CUSS II UTILIZATION

Date 2004	Pool Plant Use 1/	Disposed of to Other Plants 21	Total Class II Use
January	47,130,932	40,051,191	87,182,123
February	46,965,282	35,679,985	82,645,267
March	59,067,954	46,209,140	105,277,094
April	58,803,822	39,741,294	98,545,116
May	51,197,367	44,462,471	95,659,838
June	56,891,868	48,197,586	105,089,454
July	59,050,292	41,204,492	100,254,784
August	56,729,616	46,959,420	103,689,036
September	52,486,008	46,615,830	99,101,838
October	48,904,436	50,549,413	99,453,849
November	47,039,437	44,445,824	91,485,261
December	46,569,659	37,084,798	83,654,457
Total	630,836,673	521,201,444	1,152,038,117
Avg.	52,569,723	43,433,454	96,003,176

1/ Includes such items as cottage cheese, yogurt, packaged cream sour cream, dip, biscuit mix, and ice cream.

2/ Major items would be condensed, ice cream and baking mix.

FEDERAL ORDER 5 - TABLE 11
CLASS III UTILIZATION

Date 2004	Gross Pounds	Other Source & Overage	Producer Pounds
January	46,460,682	2,256	46,458,426
February	66,573,035	175,516	66,397,519
March	13,977,608	506,900	13,470,708
April	4,007,909	607,060	3,400,849
May	8,805,536	0	8,805,536
June	35,616,277	110,882	35,505,395
July	38,272,115	278,876	37,993,239
August	36,167,548	862,569	35,304,979
September	27,850,532	886,116	26,964,416
October	33,439,380	148,494	33,290,886
November	26,989,447	111,738	26,877,709
December	10,262,320	334,047	9,928,273
Total	348,422,389	4,024,454	344,397,935
Avg.	29,035,199	335,371	28,699,828

FEDERAL ORDER 5 - TABLE 12
CLASS IV UTILIZATION

Date 2004	Gross Pounds	Other Source & Overage	Producer Pounds
January	77,170,305	19,829,467	57,340,838
February	59,309,826	20,332,273	38,977,553
March	49,359,474	30,548,090	18,811,384
April	55,776,508	22,139,936	33,636,572
May	111,648,280	14,365,337	97,282,943
June	118,158,410	23,905,288	94,253,122
July	76,891,466	24,678,543	52,212,923
August	74,654,397	22,656,786	51,997,611
September	46,744,980	20,415,744	26,329,236
October	71,186,840	18,262,620	52,924,220
November	67,225,556	31,454,788	35,770,768
December	65,598,115	25,017,121	40,580,994
Total	873,724,157	273,605,993	600,118,164
Avg.	72,810,346	22,800,499	50,009,847

FEDERAL ORDER 5 - TABLE 13

CLASS I PACKAGED PRODUCTS DISTRIBUTION IN AND OUT OF MARKETING AREA BY POOL PLANTS

Date	In Area		Out of Area		Total Pounds
2004	Pounds	Percent	Pounds	Percent	100%
January	285,561,778	73.44	103,274,457	26.56	388,836,235
February	253,210,773	73.43	91,621,184	26.57	344,831,957
March	274,836,849	73.33	99,956,900	26.67	374,793,749
April	264,139,636	73.60	94,747,610	26.40	358,887,246
May	250,170,297	73.86	88,526,161	26.14	338,696,458
June	244,458,033	74.18	85,084,175	25.82	329,542,208
July	260,887,427	74.87	87,573,880	25.13	348,461,307
August	271,084,616	75.05	90,134,236	24.95	361,218,852
September	267,242,658	74.50	91,451,389	25.50	358,694,047
October	267,828,241	74.99	89,345,921	25.01	357,174,162
November	269,889,846	74.77	91,051,264	25.23	360,941,110
December	272,945,138	74.53	93,263,840	25.47	366,208,978
Total	3,182,255,292	74.21	1,106,031,017	25.79	4,288,286,309
Avg.	265,187,941		92,169,251		357,357,192

FEDERAL ORDER 5 - TABLE 14 - REVISED*

CLASS I PACKAGED MILK DISTRIBUTED IN MARKETING AREA BY POOL PLANTS AND NONPOOL PLANTS

Date	Pool Plants		Nonpool Plants 1/		Total Pounds
2004	Pounds	Percent	Pounds	Percent	100%
January	285,563,778	92.32	23,766,459	7.68	309,328,237
February	253,210,773	92.03	21,931,255	7.97	275,142,028
March	274,836,849	92.13	23,461,675	7.87	298,298,524
April	264,139,636	91.85	23,441,191	8.15	287,580,827
May	250,170,297	91.63	22,854,201	8.37	273,024,498
June *	244,458,033	91.70	**22,122,787**	8.30	**266,580,820**
July	260,887,427	91.31	24,819,332	8.69	285,706,759
August	271,084,616	91.05	26,638,385	8.95	297,723,001
September	267,242,658	91.52	24,773,123	8.48	292,015,781
October	267,828,241	91.47	24,982,045	8.53	292,810,286
November	269,889,846	91.42	25,321,988	8.58	295,211,834
December	272,945,138	91.79	24,406,200	8.21	297,351,338
Total	3,182,255,292	91.69	288,518,641	8.31	3,470,773,933
Avg.	265,187,941		24,043,220		289,231,161

1/ Includes other order plants, partially regulated plants, governmental agency plants and producer handlers.

FEDERAL ORDER 5 - TABLE 15

NUMBER OF PRODUCERS BY STATES 2004 1/

2004	GA	IN	KY	MD	MI	NC	OH	PA	SC	TN
January	70	275	1,112	17	22	365	128	143	95	395
February	78	271	1,085	24	26	362	127	228	95	392
March	74	263	1,081	25	24	361	128	288	95	393
April	63	259	1,065	14	14	360	75	245	92	387
May	67	266	1,066	22	16	353	109	281	90	391
June	53	292	1,058	12	37	351	146	163	87	397
July	48	290	1,051	22	36	350	86	229	87	401
August	33	347	1,048	31	44	347	106	216	87	384
September	39	398	1,077	80	51	346	95	351	89	384
October	39	335	1,040	30	52	344	105	309	91	380
November	33	331	951	44	60	346	88	293	89	379
December	43	315	960	43	34	344	63	177	88	376
Total	640	3,642	12,594	364	416	4,229	1,256	2,923	1,085	4,659
Average	53	304	1,050	30	35	352	105	244	90	388
Percent	1.56	8.89	30.75	0.89	1.02	10.33	3.07	7.14	2.65	11.37

2004	VA	Other 2/	Total
January	694	123	3,439
February	621	86	3,395
March	631	88	3,451
April	650	87	3,311
May	705	84	3,450
June	675	104	3,375
July	702	143	3,445
August	612	145	3,400
September	599	152	3,661
October	615	137	3,477
November	611	130	3,355
December	636	117	3,196
Total	7,751	1,396	40,955
Average	646	116	3,413
Percent	18.93	3.40	100.00

1/ Revised.

2/ Includes Alabama, Delaware, Illinois, Kansas, Missouri, New Mexico, New York, Oklahoma, Texas, West Virginia and Wisconsin.

FEDERAL ORDER 5 - TABLE 16

POUNDS OF MILK RECEIVED BY PRODUCERS BY STATES 2004 1/
STATES AND GEOGRAPHIC CODES

2004	Georgia 13	Indiana 18	Kentucky 21	Maryland 24	Michigan 26	N. Carolina 37	Ohio 39
January	8,901,285	77,332,215	78,252,281	8,452,879	35,417,712	84,397,673	21,957,759
February	10,165,211	59,673,034	73,503,259	2,927,505	33,069,848	80,524,041	23,533,048
March	10,272,257	48,006,919	81,557,175	4,216,708	23,361,530	88,171,359	15,269,693
April	9,102,026	45,171,514	82,006,305	437,334	15,588,572	86,064,564	12,528,839
May	8,729,335	53,496,393	87,258,578	268,207	25,683,653	84,810,740	17,943,404
June	5,583,792	62,715,095	78,033,102	5,918,702	28,517,574	76,613,492	23,680,388
July	6,636,158	95,609,727	78,056,802	6,908,488	15,931,756	75,006,626	11,091,669
August	4,700,174	89,619,906	75,903,603	10,461,013	13,198,798	73,363,903	12,094,955
September	3,440,883	73,365,508	71,791,458	10,543,294	11,756,350	70,704,404	12,591,849
October	3,487,168	64,498,486	74,577,307	11,131,838	19,756,086	74,787,145	13,012,365
November	4,057,879	70,077,164	68,485,480	9,810,376	18,761,874	74,534,550	12,123,295
December	4,041,191	62,542,843	71,171,155	10,529,913	8,301,178	81,038,887	11,662,243
Total	79,117,359	802,108,804	920,596,505	81,606,257	249,344,931	950,017,384	187,487,507
Average	6,593,113	66,842,400	76,716,375	6,800,521	20,778,744	79,168,115	15,623,959
Percent	1.27	12.93	14.84	1.32	4.02	15.32	3.02

2004	Pennsykania 42	S. Carolina 45	Tennessee 47	Virginia 51	Other 2/	Total
January	44,765,743	25,540,842	49,780,905	91,175,423	43,252,954	569,227,671
February	24,578,036	24,781,618	47,158,282	84,603,759	55,930,414	520,446,055
March	23,200,991	27,234,769	52,565,438	90,879,935	35,420,582	500,157,356
April	31,629,689	26,241,724	52,747,353	90,341,744	30,211,342	482,071,006
May	35,203,684	26,169,879	53,040,599	95,520,974	28,775,355	516,900,801
June	37,805,536	22,755,138	47,655,156	86,854,000	71,494,017	547,625,992
July	43,166,189	21,265,742	46,750,109	82,092,945	36,337,664	518,853,875
August	42,204,678	20,315,669	45,270,703	82,464,857	67,785,761	537,384,020
September	42,962,282	19,650,226	42,994,158	74,707,240	57,239,666	491,747,318
October	50,576,777	21,069,095	45,537,567	83,083,530	59,782,117	521,299,481
November	46,283,784	22,164,649	45,294,506	81,556,998	55,221,093	508,371,648
December	44,532,943	24,533,256	47,844,979	89,911,869	32,317,763	488,408,220
Total	466,910,332	281,702,607	576,639,755	1,033,193,274	573,768,728	6,202,493,443
Average	38,909,194	23,475,217	48,053,313	86,099,440	47,814,061	516,874,454
Percent	7.53	4.54	9.30	16.66	9.25	100.00

1/ Revised

2/ Includes Alabama, Delaware, Illinois, Kansas, Missouri, New Mexico, New York, Oklahoma, Texas, West Virginia and Wisconsin.

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
ALABAMA	1			
RESTRICTED	1			
GEORGIA	13			
BIBB	13	21	90,433	5
BURKE	13	33	1,126,303	3
JEFFERSON	13	163	458,301	8
JENKINS	13	165	2,411,043	11
MONROE	13	207	71,757	5
UNION	13	291	358,117	4
WALKER	13	295	202,524	6
WASHINGTON	13	303	108,434	4
RESTRICTED	13	999	3,902,423	21
TOTAL GEORGIA	**13**		**8,729,335**	**67**
ILLINOIS	17			
RESTRICTED	17			
INDIANA	18			
BARTHOLOMEW	18	5	1,102,812	9
CLARK	18	19	512,407	4
DAVIESS	18	27	1,904,113	37
DEARBORN	18	29	245,807	4
DECATUR	18	31	177,658	3
DUBOIS	18	37	5,091,108	22
FRANKLIN	18	47	421,017	4
GIBSON	18	51	1,629,377	15
GREENE	18	55	424,759	5
HARRISON	18	61	827,777	13
HUNTINGTON	18	69	4,693,832	3
JACKSON	18	71	1,535,794	7
JEFFERSON	18	77	367,861	4
JENNINGS	18	79	217,763	3
JOHNSON	18	81	2,207,186	10
MARTIN	18	101	331,384	8
OHIO	18	115	301,792	3
PERRY	18	123	1,242,351	7
POSEY	18	129	1,386,968	10
RIPLEY	18	137	1,436,627	10
RUSH	18	139	1,382,930	5
SHELBY	18	145	367,264	7
SPENCER	18	147	886,013	9
SWITZERLAND	18	155	680,901	7
UNION	18	161	206,399	4
VANDERBURGH	18	163	810,706	5
WASHINGTON	18	175	2,264,972	17
WAYNE	18	177	1,676,688	5
RESTRICTED	18	999	19,162,127	26

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
TOTAL INDIANA	**18**		**53,496,393**	**266**
KANSAS	**20**			
RESTRICTED	**20**			
KENTUCKY	**21**			
ADAIR	21	1	4,588,662	46
ANDERSON	21	5	922,893	11
BARREN	21	9	1,496,598	**21**
BATH	21	11	366,441	9
BOONE	21	15	161,333	4
BOYLE	21	21	273,079	**4**
BRACKEN	21	23	278,614	5
BRECKINRIDGE	21	27	243,847	7
BULLITT	21	29	301,025	**3**
CALDWELL	21	33	677,502	4
CASEY	21	45	2,470,981	36
CHRISTIAN	21	47	2,539,285	43
CLINTON	21	53	1,324,443	18
CRITTENDEN	21	55	201,210	4
CUMBERLAND	21	57	295,961	7
DAVIESS	21	59	691,170	5
EDMONSON	21	61	378,035	4
FLEMING	21	69	5,885,943	67
GALLATIN	21	77	317,491	3
GARRARD	21	79	1,580,738	**22**
GRANT	21	81	204,337	**4**
GRAYSON	21	85	1,056,718	18
GREEN	21	87	2,499,206	**43**
HARDIN	21	93	381,408	**8**
HARRISON	21	97	255,992	**5**
HART	21	99	3,059,387	**49**
HENRY	21	103	1,803,853	19
JACKSON	21	109	538,313	**5**
JESSAMINE	21	113	256,695	**4**
LARUE	21	123	1,332,509	12
LAUREL	21	125	339,407	6
LEWIS	21	135	478,299	10
LINCOLN	21	137	4,620,456	69
LOGAN	21	141	707,245	3
MADISON	21	151	165,998	3
MARION	21	155	5,342,338	44
MASON	21	161	2,960,137	30
MERCER	21	167	1,695,681	21
METCALFE	21	169	2,894,307	40
MONROE	21	171	3,039,752	19
MONTGOMERY	21	173	317,425	3
NELSON	21	179	4,404,736	40

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
OLDHAM	21	185	514,568	5
OWEN	21	187	116,241	3
PENDLETON	21	191	240,594	6
PULASKI	21	199	3,541,329	42
ROBERTSON	21	201	163,406	5
ROCKCASTLE	21	203	595,923	11
RUSSELL	21	207	3,374,824	43
SHELBY	21	211	2,787,745	34
SPENCER	21	215	687,966	10
TAYLOR	21	217	2,592,095	25
TODD	21	219	2,366,685	25
TRIGG	21	221	160,590	3
TRIMBLE	21	223	285,466	5
WARREN	21	227	970,109	8
WASHINGTON	21	229	2,476,912	28
WAYNE	21	231	508,391	8
RESTRICTED	21	999	2,526,284	27
TOTAL KENTUCKY	**21**		**87,258,578**	**1,066**
MARYLAND	**24**			
TOTAL MARYLAND	**24**		**268,207**	**22**
MICHIGAN	**26**			
KALAMAZOO	26	77	2,796,664	3
MISSAUKEE	26	113	1,428,225	4
RESTRICTED	26	999	21,458,764	9
TOTAL MICHIGAN	**26**		**25,683,653**	**16**
MISSOURI	**29**			
RESTRICTED	**29**			
NEW MEXICO	**35**			
RESTRICTED	**35**			
NORTH CAROLINA	**37**			
ALAMANCE	37	1	3,262,610	19
ALEXANDER	37	3	3,593,061	16
ALLEGHANY	37	5	3,945,519	22
BUNCOMBE	37	21	1,800,953	12
CABARRUS	37	25	349,094	4
CATAWBA	37	35	1,091,112	5
CHATHAM	37	37	675,324	5
CLEVELAND	37	45	874,422	4
DAVIDSON	37	57	2,182,705	13
DAVIE	37	59	894,473	11
DURHAM	37	63	244,403	3
FORSYTH	37	67	556,636	4
GASTON	37	71	2,638,210	9

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
GRANVILLE	37	77	1,338,061	5
GUILFORD	37	81	3,235,583	9
HALIFAX	37	83	1,139,558	4
HAYWOOD	37	87	2,891,549	11
HENDERSON	37	89	4,078,229	8
IREDELL	37	97	19,006,316	53
LINCOLN	37	109	2,521,955	8
MECKLENBURG	37	119	189,276	3
ORANGE	37	135	2,354,110	14
POLK	37	149	239,489	3
RANDOLPH	37	151	6,904,245	21
ROCKINGHAM	37	157	640,596	3
ROWAN	37	159	3,853,420	19
STANLY	37	167	1,025,598	3
SURRY	37	171	1,142,628	7
WARREN	37	185	867,503	3
WATAUGA	37	189	203,068	4
WILKES	37	193	471,034	4
YADKIN	37	197	4,309,669	12
RESTRICTED	37	999	6,290,331	32
TOTAL NORTH CAROLINA	**37**		**84,810,740**	**353**
OHIO	**39**			
ADAMS	39	1	609,500	8
ASHLAND	39	5	1,217,180	8
BROWN	39	15	179,045	9
BUTLER	39	17	978,121	16
CHAMPAIGN	39	21	233,017	5
CLARK	39	23	730,980	4
CLINTON	39	27	253,019	6
GREENE	39	57	332,885	4
HIGHLAND	39	71	284,310	3
LOGAN	39	91	250,217	5
MADISON	39	97	3,495,957	4
MONTGOMERY	39	113	307,249	3
PREBLE	39	135	1,218,088	15
ROSS	39	141	156,307	3
RESTRICTED	39	999	7,697,529	16
TOTAL OHIO	**39**		**17,943,404**	**109**
PENNSYLVANIA	**42**			
TOTAL PENNSYLVANIA	**42**		**35,203,684**	**281**

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
VIRGINIA	**51**			
AMELIA	51	7	416,033	6
APPOMATTOX	51	11	719,537	6
AUGUSTA	51	15	7,160,057	51
BEDFORD	51	19	1,818,061	17
BLAND	51	21	1,146,078	9
BOTETOURT	51	23	1,868,284	11
CAMPBELL	51	31	1,492,366	6
CARROLL	51	35	946,013	8
CHARLOTTE	51	37	938,204	17
CLARKE	51	43	1,146,278	4
CRAIG	51	45	287,054	3
CULPEPER	51	47	1,874,550	14
FAUQUIER	51	61	2,719,336	31
FLOYD	51	63	1,202,296	12
FRANKLIN	51	67	10,106,915	54
FREDERICK	51	69	328,191	4
GRAYSON	51	77	2,856,677	20
HANOVER	51	85	191,912	4
HENRY	51	89	646,350	3
KING WILLIAM	51	101	950,698	4
MADISON	51	113	948,111	8
MECKLENBURG	51	117	399,927	5
MONTGOMERY	51	121	2,549,817	22
NOTTOWAY	51	135	417,219	3
ORANGE	51	137	604,280	6
PATRICK	51	141	1,574,630	3
PITTSYLVANIA	51	143	2,744,875	8
POWHATAN	51	145	61,296	3
PRINCE EDWARD	51	147	286,843	3
PRINCE WILLIAM	51	153	554,563	4
PULASKI	51	155	1,511,040	9
ROANOKE	51	161	3,663,296	4
ROCKBRIDGE	51	163	1,464,569	7
ROCKINGHAM	51	165	21,169,637	200
RUSSELL	51	167	392,628	5
SCOTT	51	169	195,896	5
SHENANDOAH	51	171	3,197,984	19
SMYTH	51	173	2,445,291	17
TAZEWELL	51	185	835,129	8
WASHINGTON	51	191	4,022,420	17
WYTHE	51	197	4,027,482	33
RESTRICTED	51	999	3,639,151	32
TOTAL VIRGINIA	**51**		**95,520,974**	**705**
WEST VIRGINIA	**54**			
RESTRICTED	**54**			

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
WISCONSIN	55			
RESTRICTED	55			
RESTRICTED STATES TOTAL			28,775,355	84
MARKET TOTAL			516,900,801	3,450

1/ Revised.

TABLE 18

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - DECEMBER 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
ALABAMA	1			
RESTRICTED	1			
DELAWARE	10			
RESTRICTED	10			
GEORGIA	13			
BURKE	13	33	824,913	4
JEFFERSON	13	163	42,259	5
JENKINS	13	165	229,784	4
UNION	13	291	183,403	4
WALKER	13	295	295,622	6
RESTRICTED	13	999	2,465,210	20
TOTAL GEORGIA	13		4,041,191	43
ILLINOIS	17			
RESTRICTED	17			
INDIANA	18			
BARTHOLOMEW	18	5	1,093,913	8
CLARK	18	19	254,144	3
CLAY	18	21	203,570	5
DAVIESS	18	27	1,717,640	44
DEARBORN	18	29	247,576	4
DUBOIS	18	37	4,514,000	20
FRANKLIN	18	47	437,326	4
GIBSON	18	51	1,592,993	14
GREENE	18	55	401,626	9
HARRISON	18	61	675,831	13
HENDRICKS	18	63	387,870	5
HUNTINGTON	18	69	5,506,518	3
JACKSON	18	71	1,594,123	20
JASPER	18	73	10,885,120	4
JEFFERSON	18	77	271,192	4
JENNINGS	18	79	185,899	4
JOHNSON	18	81	1,567,963	9
MARTIN	18	101	356,049	8
MORGAN	18	109	917,571	5
NEWTON	18	111	11,746,385	5
OHIO	18	115	313,818	3
OWEN	18	119	46,848	4
PERRY	18	123	1,175,219	7
POSEY	18	129	1,280,701	9
RIPLEY	18	137	1,581,668	10
RUSH	18	139	1,371,177	6
SHELBY	18	145	200,801	6
SPENCER	18	147	771,744	9
SWITZERLAND	18	155	532,745	8

TABLE 18

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - DECEMBER 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
UNION	18	161	122,736	3
VANDERBURGH	18	163	729,930	5
WASHINGTON	18	175	2,016,192	18
WAYNE	18	177	1,200,118	3
RESTRICTED	18	999	6,641,837	33
TOTAL INDIANA	18		**62,542,843**	315
KANSAS	20			
RESTRICTED	20			
KENTUCKY	21			
ADAIR	21	1	4,344,766	50
ANDERSON	21	5	785,562	11
BARREN	21	9	970,684	10
BATH	21	11	281,955	9
BOONE	21	15	161,176	4
BOYLE	21	21	226,704	4
BRACKEN	21	23	192,041	4
BRECKINRIDGE	21	27	188,826	7
BULLITT	21	29	255,996	3
CALDWELL	21	33	616,714	4
CASEY	21	45	2,358,816	37
CHRISTIAN	21	47	2,076,916	44
CLINTON	21	53	1,072,491	18
CRITTENDEN	21	55	80,578	3
CUMBERLAND	21	57	226,402	6
DAVIESS	21	59	480,041	5
EDMONSON	21	61	293,371	5
FLEMING	21	69	4,980,652	64
GALLATIN	21	77	264,483	3
GARRARD	21	79	1,208,968	22
GRANT	21	81	207,661	6
GRAYSON	21	85	654,632	13
GREEN	21	87	1,147,641	24
HARDIN	21	93	290,920	7
HARRISON	21	97	174,319	5
HART	21	99	1,314,771	24
HENRY	21	103	1,703,706	20
JACKSON	21	109	420,284	5
LARUE	21	123	876,264	9
LAUREL	21	125	300,243	6
LEWIS	21	135	441,390	10
LINCOLN	21	137	3,689,560	64
LOGAN	21	141	1,428,740	9
MADISON	21	151	155,885	3
MARION	21	155	5,022,171	42
MASON	21	161	2,200,109	30
MERCER	21	167	1,478,311	20

TABLE 18

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - DECEMBER 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
METCALFE	21	169	1,759,316	20
MONROE	21	171	2,780,999	19
NELSON	21	179	3,821,616	36
OLDHAM	21	185	468,437	4
OWEN	21	187	67,479	3
PENDLETON	21	191	150,868	5
PULASKI	21	199	2,985,428	40
ROBERTSON	21	201	124,163	5
ROCKCASTLE	21	203	491,278	10
RUSSELL	21	207	2,727,307	41
SHELBY	21	211	2,534,057	32
SPENCER	21	215	513,318	10
TAYLOR	21	217	1,759,390	20
TODD	21	219	2,252,739	27
TRIGG	21	221	128,936	3
TRIMBLE	21	223	216,984	5
WARREN	21	227	532,021	5
WASHINGTON	21	229	2,389,626	28
WAYNE	21	231	507,059	8
RESTRICTED	21	999	2,386,385	29
TOTAL KENTUCKY	21		71,171,155	**960**
MARYLAND	24			
CAROLINE	24	11	1,067,370	3
CARROLL	24	13	1,055,717	7
FREDERICK	24	21	5,524,635	6
WASHINGTON	24	43	282,915	22
RESTRICTED	24	999	2,599,276	5
TOTAL MARYLAND	24		10,529,913	43
MICHIGAN	**26**			
BARRY	26	15	891,879	3
KALAMAZOO	26	77	395,646	3
LENAWEE	26	91	2,739,440	3
SAGINAW	26	145	35,217	4
SHIAWASSEE	26	155	29,890	3
RESTRICTED	26	999	4,209,106	18
TOTAL MICHIGAN	26		8,301,178	34
NORTH CAROLINA	**37**			
ALAMANCE	37	1	3,008,753	17
ALEXANDER	37	3	3,386,869	17
ALLEGHANY	37	5	3,745,037	22
BUNCOMBE	37	21	1,461,088	10
CABARRUS	37	25	309,002	4
CATAWBA	37	35	1,073,112	5
CHATHAM	37	37	710,271	5
CLEVELAND	37	45	816,619	4

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APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - DECEMBER 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
DAVIDSON	37	57	2,160,652	13
DAVIE	37	59	710,267	11
FORSYTH	37	67	365,434	3
GASTON	37	71	2,682,626	9
GRANVILLE	37	77	862,151	5
GUILFORD	37	81	3,128,434	8
HALIFAX	37	83	896,931	4
HAYWOOD	37	87	2,523,588	10
HENDERSON	37	89	3,895,224	8
IREDELL	37	97	17,449,072	53
LINCOLN	37	109	2,569,086	8
MECKLENBURG	37	119	171,253	3
ORANGE	37	135	2,352,159	13
POLK	37	149	170,874	3
RANDOLPH	37	151	8,793,103	20
ROCKINGHAM	37	157	665,903	3
ROWAN	37	159	3,681,766	19
STANLY	37	167	1,046,549	3
SURRY	37	171	990,332	7
WARREN	37	185	756,672	3
WATAUGA	37	189	190,558	4
WILKES	37	193	376,080	4
YADKIN	37	197	4,220,285	12
RESTRICTED	37	999	5,869,137	34
TOTAL NORTH CAROLINA	**37**		**81,038,887**	**344**
OHIO	39			
ADAMS	39	1	540,111	8
BROWN	39	15	265,947	6
BUTLER	39	17	1,106,052	13
CLINTON	39	27	452,048	6
HIGHLAND	39	71	313,321	3
MADISON	39	97	4,322,799	4
PREBLE	39	135	440,892	6
RESTRICTED	39	999	4,221,073	17
TOTAL OHIO	39		**11,662,243**	**63**
PENNSYLVANIA	**42**			
ADAMS	42	1	7,015,041	4
BEDFORD	42	9	770,500	38
BLAIR	42	13	12,086,947	40
CENTRE	42	27	1,256,405	4
FAYETTE	42	51	12,032	3
FRANKLIN	42	55	4,019,516	41
HUNTINGDON	42	61	6,613,038	10
LANCASTER	42	71	9,428,217	9
MIFFLIN	42	87	40,313	4
SNYDER	42	109	32.430	6

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PRODUCER MILK BY STATE AND COUNTY - MAY 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
SOUTH CAROLINA	**45**			
ABBEVILLE	45	1	574,321	3
ANDERSON	45	7	1,403,492	9
BAMBERG	45	9	2,285,531	9
EDGEFIELD	45	37	1,829,473	8
GREENVILLE	45	45	552,416	3
LAURENS	45	59	965,481	4
NEWBERRY	45	71	6,135,629	16
OCONEE	45	73	368,004	3
ORANGEBURG	45	75	4,664,362	10
SALUDA	45	81	1,782,445	6
SPARTANBURG	45	83	1,971,418	6
YORK	45	91	535,758	4
RESTRICTED	45	999	3,101,549	9
TOTAL SOUTH CAROLINA	**45**		**26,169,879**	**90**
TENNESSEE	**47**			
BLOUNT	47	9	1,153,732	7
BRADLEY	47	11	3,688,350	17
CARTER	47	19	521,497	6
CLAIBORNE	47	25	1,196,717	7
COCKE	47	29	932,565	12
CUMBERLAND	47	35	614,263	3
FENTRESS	47	49	590,583	8
FRANKLIN	47	51	1,397,526	11
GRAINGER	47	57	1,041,891	10
GREENE	47	59	5,609,979	60
HAMBLEN	47	63	964,886	10
HAWKINS	47	73	829,714	9
JEFFERSON	47	89	2,220,050	14
KNOX	47	93	857,341	6
LOUDON	47	105	6,230,460	27
MCMINN	47	107	5,961,406	39
MEIGS	47	121	1,055,598	10
MONROE	47	123	6,240,688	31
MORGAN	47	129	283,396	5
OVERTON	47	133	376,494	7
POLK	47	139	1,435,827	4
RHEA	47	143	271,523	4
SMITH	47	159	285,021	4
SULLIVAN	47	163	944,626	7
WASHINGTON	47	179	6,331,536	53
WHITE	47	185	456,734	3
RESTRICTED	47	999	1,548,196	17
TOTAL TENNESSEE	**47**		**53,040,599**	**391**

TABLE 18

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - DECEMBER 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
SOMERSET	42	111	694,899	14
RESTRICTED	42	999	2,563,605	4
TOTAL PENNSYLVANIA	**42**		**44,532,943**	**177**
SOUTH CAROLINA	**45**			
ABBEVILLE	45	1	526,402	3
ANDERSON	45	7	1,162,632	9
BAMBERG	45	9	2,195,093	10
EDGEFIELD	45	37	1,541,229	7
GREENVILLE	45	45	434,258	3
LAURENS	45	59	894,565	4
NEWBERRY	45	71	5,867,775	16
OCONEE	45	73	392,675	3
ORANGEBURG	45	75	4,291,046	10
SALUDA	45	81	1,545,044	6
SPARTANBURG	45	83	2,100,326	5
YORK	45	91	523,958	4
RESTRICTED	45	999	3,038,253	8
TOTAL SOUTH CAROLINA	**45**		**24,513,256**	**88**
TENNESSEE	**47**			
BLOUNT	47	9	820,484	5
BRADLEY	47	11	3,388,382	17
CARTER	47	19	407,872	6
CLAIBORNE	47	25	981,357	7
COCKE	47	29	838,184	12
FENTRESS	47	49	500,132	7
FRANKLIN	47	51	1,218,655	12
GRAINGER	47	57	938,752	10
GREENE	47	59	4,976,993	57
HAMBLEN	47	63	943,287	10
HAMILTON	47	65	390,073	3
HAWKINS	47	73	655,591	8
JEFFERSON	47	89	1,740,855	13
KNOX	47	93	750,623	6
LOUDON	47	105	5,607,202	25
MCMINN	47	107	5,413,871	36
MEIGS	47	121	1,049,549	10
MONROE	47	123	5,859,827	30
MORGAN	47	129	144,270	3
OVERTON	47	133	698,104	7
POLK	47	139	1,251,777	4
RHEA	47	143	280,446	4
SMITH	47	159	263,897	4
SULLIVAN	47	163	1,002,858	7
WASHINGTON	47	179	5,520,489	52
WHITE	47	185	391,957	3
RESTRICTED	47	999	1,809,492	18

TABLE 18

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - DECEMBER 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
TOTAL TENNESSEE	47		47,844,979	376
TEXAS	48			
RESTRICTED	48			
VIRGINIA	51			
AMELIA	51	7	347,140	7
APPOMATTOX	51	11	581,150	7
AUGUSTA	51	15	6,389,134	44
BEDFORD	51	19	1,788,394	20
BLAND	51	21	875,084	6
BOTETOURT	51	23	1,861,253	11
BRUNSWICK	51	25	500,236	4
CAMPBELL	51	31	1,434,647	6
CARROLL	51	35	803,580	8
CHARLOTTE	51	37	1,178,704	17
CLARKE	51	43	1,104,718	3
CRAIG	51	45	262,063	3
CULPEPER	51	47	1,976,086	15
FAUQUIER	51	61	3,374,296	31
FLOYD	51	63	1,190,174	12
FRANKLIN	51	67	11,673,916	61
GRAYSON	51	77	2,584,921	19
HENRY	51	89	427,720	3
KING WILLIAM	51	101	124,891	4
MADISON	51	113	1,266,457	8
MECKLENBURG	51	117	510,385	5
MONTGOMERY	51	121	2,094,824	20
ORANGE	51	137	641,418	8
PATRICK	51	141	1,616,175	3
PITTSYLVANIA	51	143	2,584,556	8
PRINCE WILLIAM	51	153	386,329	4
PULASKI	51	155	1,310,693	8
ROANOKE	51	161	4,189,881	3
ROCKBRIDGE	51	163	1,006,330	6
ROCKINGHAM	51	165	20,740,578	155
RUSSELL	51	167	319,296	5
SCOTT	51	169	192,939	5
SHENANDOAH	51	171	1,483,287	16
SMYTH	51	173	2,098,918	16
TAZEWELL	51	185	696,603	7
WASHINGTON	51	191	3,796,574	18
WYTHE	51	197	3,728,054	32
RESTRICTED	51	999	2,770,465	28
TOTAL VIRGINIA	51		89,911,869	636
WEST VIRGINIA	54			
RESTRICTED	54			

TABLE 18

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - DECEMBER 2004 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
WISCONSIN	55			
RESTRICTED	55			
RESTRICTED STATES TOTAL			32,317,763	117
MARKET TOTAL			488,408,220	3,196

1/ Revised.

TABLE 19

APPALACHIAN MARKETING AREA
Federal Order **No.** 5

HANDLERS AND PLANTS SUBJECT TO FEDERAL ORDER NO. 5 ▪ 2004

Pool Distributing Plants - Sec. 1005.7(a)

	J	F	M	A	M	J	J	A	S	O	N	D
Broadacre Dairies P.O. Box 650 Powell, TN 37849	x	x	x	x	x	x	x	x	x	x	x	x
Chattanooga Dairy, LLC 3411 Vinewood Drive Chattanooga, TN 37406	x	x	x	x	x	x	x	x	x	x	x	x
Coburg Dairy, LLC P.O. Box 63448 North Charleston, SC 29419-3448	x	x	x	x	x	x	x	x	x	x	x	x
Dairy Fresh, LLC 2221 Patterson Avenue Winston-Salem, NC 27115-4009	x	x	x	x	x	x	x	x	x	x	x	x
Dean Foods Company 4420 Bishop Lane Louisville, KY 40218-4506	x	x	x	x	x	x	x	x	x	x	x	x
Flav-0-Rich, Inc. P.O. Box 40 London, KY 40743-0040	x	x	x	x	x	x	x	x	x	x	x	x
Homestead Creamery 7254 Booker T. Washington Hwy. P.O. Box 506 Wirtz, VA 24184												x
Hoosier Dairy, Inc. P. O. Box 70 Holland, IN 47541-0070	x	x	x	x	x	x	x	x	x	x	x	x
Hunter Farms, Inc. 1900 North Main St. High Point, NC 27262	x	x	x	x	x	x	x	x	x	x	x	x
Ideal American Dairy P. O. Box 4038 Evansville, IN 47724-0038	x	x	x	x	x	x	x	x	x	x	x	x
Land-0-Sun Dairies, Inc. P.O. Box 12860 Florence, SC 29504-2860	x	x	x	x	x	x	x	x	x	x	x	x
Land-0-Sun Dairies, Inc. DBA Pet Dairy P.O. Box 1349 Kingsport, TN 37662-1349	x	x	x	x	x	x	x	x	x	x	x	x
Land-0-Sun Dairies, Inc. DBA Pet Dairy P.O. Box 4527, Station B Spartanburg, SC 29305-4527	x	x	x	x	x	x	x	x	x	x	x	x
Land-0-Sun Dairies, Inc. 103 North Cherry St. Wilkesboro, NC 28697	x	x	x	x	x	x						
Maola Milk and Ice Cream Co. P.O. Drawer S New Bern, NC 28560-3113	x	x	x	x	x	x	x	x	x	x	x	x

	J	F	M	A	M	J	J	A	S	O	N	D
Mayfield Dairy Farms, Inc. P.O. Box 310 Athens, TN 37371-0310	x	x	x	x	x	x	x	x	x	x	x	x
Milkco, Inc. P.O. Box 16160 Asheville, NC 28816-0160	x	x	x	x	x	x	x	x	x	x	x	x
Regis Milk Co. 578 Meeting St. Charleston, SC 29403-4537	x	x	x	x	x	x	x	x	x	x	x	x
Southern Belle Dairy, Inc. P. O. Box 1020 Somerset, KY 42502-1020	x	x	x	x	x	x	x	x	x	x	x	x
U. C. Milk Company, Inc. P. O. Box 400 Madisonville, KY 42431	x	x	x	x	x	x	x	x	x	x	x	x
Valley Rich Dairy 3621 Aerial Way Drive Roanoke, VA 24018-1507	x	x	x	x	x	x	x	x	x	x	x	x
Westover Dairy 2801 Fort Ave. Lynchburg, VA 24501-3309	x	x	x	x	x	x	x	x	x	x	x	x
Winchester Farms Dairy P.O. Box 670 Winchester, KY 40392-0670	x	x	x	x	x	x	x	x	x	x	x	x
Winn Dixie Dairy Plant P.O. Box 7448 High Point, NC 27264-7448	x	x	x	x	x	x	x	x	x	x	x	x
Winn Dixie Dairy Plant P.O. Box 8 Taylors, SC 29687	x	x	x	x	x	x	x	x	x	x	x	x

Pool 'Supply' Plant - **Sec.** 1005.7 **(c)** or **(d)**

Dairy Farmers of America, Inc. P. O. Box 37246 Louisville, KY 40233-7246			x	x	x	x	x	x	x	x		x
Valley Milk Products P. O. Box 271 Strasburg, VA 22657	x	x	x	x	x	x	x	x	x	x	x	x

Cooperatives Qualifying as Pool Handlers - Sec. 1005.9(b) or (c)

Continental Dairy Products, Inc. 5431 E. 600 N. Fair Oaks, IN 47943	x	x	x	x	x	x	x	x	x	x	x	x
Cooperative MPA P.O. Box 540 Blackstone, VA 23824-0540	x	x	x	x	x	x	x	x	x	x	x	x
Dairy Farmers of America, Inc. P.O. Box 909700 Kansas City, MO 64190-9700	x	x	x	x	x	x	x	x	x	x	x	x
Dairylea Coop 5001 Brittonfield Pkwy. Syracuse, NY 13057	x	x	x	x	x	x	x	x	x	x	x	x
Foremost Farms USA P. O. Box 111 Baraboo, WI 53913-0111	x	x	x	x	x	x	x	x	x	x	x	x

	J	F	M	A	M	J	J	A	S	O	N	D
Land O'Lakes, Inc. P. O. Box 64101 St. Paul, MN 55164-0101	x	x	x	x	x	x	x	x	x	x	x	x
Lone Star Milk Producers Association 217 Baird Lane Windthorst, TX 76389-6023	x	x	x	x	x	x	x	x	x	x	x	x
Maryland & Virginia MPA 1985 Isaac Newton Square, West Reston, VA 20190-5094	x	x	x	x	x	x	x	x	x	x	x	x
Michigan Milk Producers Association P.O. Box 8002 Novi, MI 48376-8002						x	x	x	x			
National Farmers Organization 8490 St Rt 119 Anna, OH 45302	x	x	x	x	x	x	x	x	x	x	x	x
Select Milk Producers, Inc. 320 West Hermosa Artesia, NM 88210	x	x	x	x	x	x	x		x			
S.E.G.M.P.A. P.O. Box 25 Somerset, KY 42502	x	x	x	x	x	x	x	x	x	x	x	x
Upstate Farms Cooperative 7115 West Main Street Leroy, NY 14482								x	x	x	x	
White Eagle Cooperative Association 1716 Hidden Creek Court St. Louis, MO 63131	x											

Other Order Plants with In-Area Route Dist. **- Sec. 1005.8(a)**

Federal Order No. 1

California Natural Products 11 Artley Road Savannah, GA 31408								x				
Dannon Yogurt 6165 Dannon Way West Jordan, UT 84088-6102	x	x	x									
H P Hood, Inc. P.O. Box 491 Oneida, NY 13421	x	x	x	x	x	x	x	x	x	x	x	x
H P Hood, Inc. 160 Hoodway Winchester, VA 22602	x	x	x	x	x	x	x	x	x	x	x	x
Morningstar Foods, Inc. P.O. Box 218 Mt. Crawford, VA 22841-0218	x	x	x	x	x	x	x	x	x	x	x	x
Morningstar Foods, Inc. Fraser, NY 13753										x	x	x
Ready Foods Products/Crowley Foods LLC 10975 Dutton Rd. Philadelphia, PA 19154		x	x	x	x	x	x	x	x	x	x	x
Richfood, Inc. P.O. Box 26967 Richmond, VA 23261-6967	x	x	x	x	x	x	x	x	x	x	x	x

	J	F	M	A	M	J	J	A	S	O	N	D
Steuben Foods, Inc. 1150 Maple Rd. Elma, NY 14059					x		x	x			x	

Federal Order No. 6

Publix Supermarkets, Inc. 1936 George Jenkins Blvd. Lakeland, FL 33815								x				

Federal Order No. 7

Centennial Farms 2121 Faulker Rd. N.E. Atlanta, GA 30324	x	x	x	x	x	x	x	x	x	x	x	x
Country Delite Farms P.O. Box 25210 Nashville, TN 37202-5210	x	x	x	x	x	x	x	x	x	x	x	x
Heritage Farms Dairy 1100 New Salem Hwy. Murfreesboro, TN 37129	x	x	x	x	x	x	x	x	x	x	x	x
Mayfield Dairy Farms, Inc. P.O. Box 400 Braselton, GA 30517-0400	x	x	x	x	x	x	x	x	x	x	x	x
Morningstar Foods, Inc. P.O. Box 1175 Murray, KY 42071		x		x	x					x	x	x
New Atlanta Dairies, Inc. 777 Memorial Drive, SE Atlanta, GA 30517-0400	x	x	x	x	x	x	x	x	x	x	x	x
Publix Supermarkets, Inc. P.O. Box 1130 Lawrenceville, GA 30246	x	x	x	x	x	x	x	x	x	x	x	x
Purity Dairies, Inc. P.O. Box 100957 Nashville, TN 37224-0957	x	x	x	x	x	x	x	x	x	x	x	x

Federal Order No. 30

Kohler Mix Specialties, Inc. 4041 Highway 61 North White Bear Lake, MN 55110-4631	x	x	x									
Lifeway Foods Inc. 6431 Oakton St. Morton Grove, IL 60053-2727	x	x	x	x	x	x	x	x	x	x	x	x
Schroeder Milk Company, Inc. 2080 Rice St. Maplewod, MN 55113-6892	x	x	x	x	x	x	x	x	x	x	x	x

Federal Order No. 32

Mid States Dairy Company 6040 N. Lindbergh Blvd. Hazelwood, MO 63042	x	x	x	x	x	x	x	x	x	x	x	x
Pevely Dairy Company 1001 S. Grand Blvd. St. Louis, MO 63104							x	x	x	x	x	x
Prairie Farms Dairy, Inc. 1800 Adams Granite City, IL 62040	x	x	x	x	x	x	x	x	x	x	x	x

	J	F	M	A	M	J	J	A	S	O	N	D
Prairie Farms Dairy, Inc. 217 W. Main Street Olney, IL 62450	x	x	x	x	x	x	x	x	x	x	x	x

Federal Order No. 33

Broughton Foods P. O. Box 656 Marietta, OH 45750	x	x	x	x	x	x	x	x	x	x	x	x
Louis Trauth Dairy, Inc. P. O. Box 1770 Newport, KY 41071	x	x	x	x	x	x	x	x	x	x	x	x
Parmalat/White Knight Pack. Corp. 5252 Clay Avenue, S. W. Wyoming, MI 49548	x	x	x	x	x	x	x	x	x	x	x	x
Prairie Farms/East Side Jersey P. O. Box 789 Anderson, IN 49015	x	x	x	x	x	x	x	x	x	x	x	x
Smith Dairy Products-Wayne Div. P. O. Box 250 Richmond, IN 47374-0250	x	x	x	x	x	x	x	x	x	x	x	x
United Dairy, Inc. 508 Roane Street Charleston, WV 25302	x	x	x	x	x	x	x	x	x	x	x	x

Federal Order No. 126

Morningstar Foods, Inc. 300 Industrial Drive E. Sulphur Springs, TX 75482										x	x	x
Promised Land Dairy Floresville, TX 78114	x	x	x	x	x	x	x	x	x	x	x	x

Federal Order No. 131

Shamrock Foods Company 2540 North 29th Ave. Phoenix, AZ 85009		x								x		

Federal Order No. 135

Gossner Foods, Inc. 1000 North 1000 West Logan, UT 84321	x	x	x									

Producer Handler Plant - **Sec. 1005.8(b)**

Maple View Farm Milk Co. 3109 Dairyland Road Hillsborough, NC 27278-9315	x	x	x	x	x	x	x	x	x	x	x	x

Partially Regulated Plants - **Sec. 1005.8(c)**

Cacique, Inc. P.O. Box 91270, Attn: Doug Lee City of Industry, CA 94545	x	x	x	x	x	x	x	x	x	x	x	x
California Natural Products 11 Artley Road Savannah, GA 31408											x	x

	J	F	M	A	M	J	J	A	S	O	N	D
Dannon Yogurt 1300 W. Peter Smith Fort Worth, TX 76104	x	x	x	x	x	x	x	x	x	x	x	x
Dannon Yogurt 6165 Dannon Way West Jordan, UT 84088-6102								x	x	x	x	x
Gossner Foods, Inc. 1000 North 1000 West Logan, UT 84321				x	x	x		x	x	x	x	
Jasper Products 2727 East 32nd Street Joplin, MO 64804	x	x	x	x	x	x	x	x	x	x	x	x
Kohler Mix Specialties, Inc. 4041 Highway 61 North White Bear Lake, MN 55110				x	x	x	x	x	x	x	x	x
Kohler Mix 1141 Main Street Sulphur Springs, TX 75482		x				x						
Land-0-Sun Dairies, Inc. P.O. Box 7039 Portsmouth, VA 23707-7039	x	x	x	x	x	x	x	x	x	x	x	x
Marva Maid Dairy P.O. Box 5145 Newport News, VA 23605	x	x	x	x	x	x	x	x	x	x	x	x
Milk Products of Alabama/Morningstar 1611 6th Ave., S.E. Decatur, AL 35601	x	x	x	x	x	x	x	x	x	x	x	x

Exempt and Governmental Agency Plants - Sec. 1005.8(e)

Bush River Jerseys 3342 Bush River Road Newberry, SC 29108										x	x	x
Homestead Creamery 7254 Booker T. Washington Hwy. P.O. Box 506 Wirtz, VA 24184	x	x	x	x	x	x	x	x	x	x	x	
Jackson Dairy 1566 Dairy Raod Dunn, NC 28334	x	x	x	x	x	x	x	x	x	x	x	x
North Carolina State University Dairy Plant Box 7624 Raleigh, NC 27695-7624	x	x	x	x	x	x	x	x	x	x	x	x

COMPILATION OF STATISTICAL MATERIAL
APPALACHIAN MARKETING AREA
January through November 2005

Prepared by

MARKET ADMINISTRATOR OFFICE
Federal Milk Order No. 5
P.O. Box 18030
Louisville, Kentucky 40261-0030

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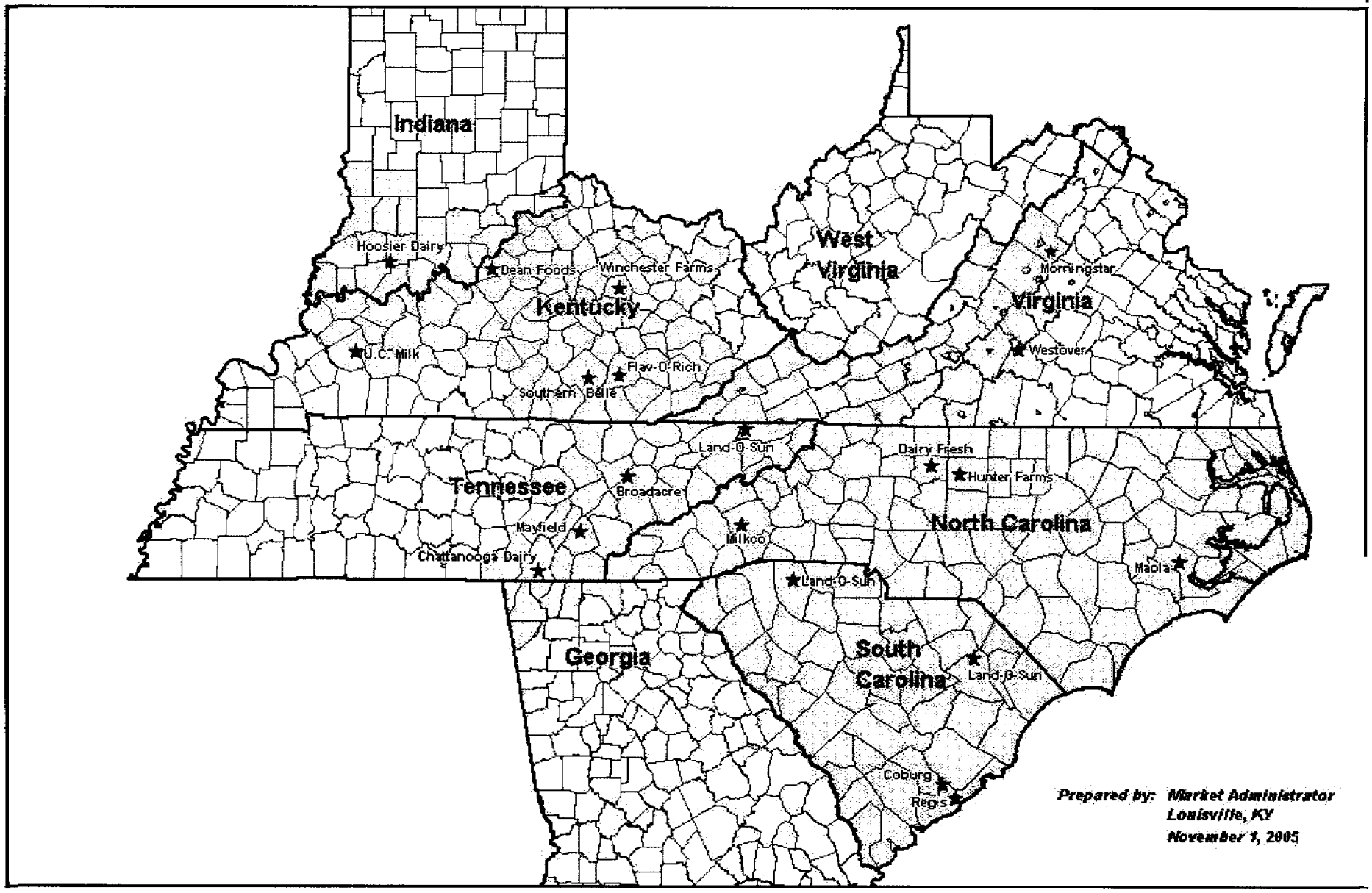
EXHIBIT NO.

Appalachian Marketing Area

Federal Order No. 5

Pool Distributing Plants



FEDERAL ORDER 5 - TABLE 2

ADVANCED PRICES (Released on or before the 24th)

NASS Survey Prices (Two Weeks Product Price Average Used to Compute Federal Order Prices)

Date	NASS Quotations				Advance Pricing formula 1/	
2005	Weighted Average Cheddar Cheese	AA Butter	NFDM	Dry Whey	Class III	Class IV
2 Weeks Ending	$/Lb.	$/Lb.	$/Lb.	$/Lb.	$/Cwt.	$/Cwt.
January 15	1.4790	1.5682	0.8892	0.2481	7.97	6.68
February 12	1.6482	1.5865	0.8964	0.2479	9.59	6.74
March 12	1.5140	1.5616	0.9073	0.2485	8.35	6.84
April 16	1.5777	1.5393	0.9159	0.2596	9.14	6.91
May 14	1.4612	1.3872	0.9287	0.2597	8.58	7.03
June 11	1.4827	1.4158	0.9289	0.2684	8.73	7.03
July 16	1.5224	1.6480	0.9377	0.2796	8.29	7.11
August 13	1.4449	1.6043	0.9594	0.2843	7.71	7.30
September 17	1.4965	1.6832	0.9726	0.2904	7.96	7.42
October 15	1.5205	1.6338	0.9719	0.3055	8.48	7.41
November 12	1.4213	1.5011	0.9834	0.3084	8.03	7.52
December 17	1.3979	1.3663	1.0018	0.3244	8.42	7.68
Average	1.4972	1.5413	0.9411	0.2771	8.44	7.14

1/ Converted to 3.5% Base Price for Class I

FEDERAL ORDER 5 - TABLE 3

FINAL PRICES (Released on or before the 5th)

NASS Survey Prices (Monthly Product Price Average Used to Compute Federal Order Prices)

Date	NASS Cheddar Cheese			NASS Quotations		
	40 Lb.	500 Lb. Barrels	Weighted	AA Butter	NFDM	Dry Whey
2005	Blocks	38% Moisture 1/	Averane	$/Lb.	$/Lb.	
January	1.5216	1.5128	1.5165	1.5592	0.8906	0.2463
February	1.5618	1.5793	1.5711	1.5945	0.8990	0.2478
March	1.5048	1.5073	1.5061	1.5549	0.9083	0.2513
April	1.5484	1.5671	1.5590	1.5287	0.9156	0.2580
May	1.4840	1.4706	1.4765	1.4046	0.9289	0.2603
June	1.4793	1.4892	1.4845	1.4427	0.9259	0.2696
July	1.5114	1.5189	1.5156	1.6156	0.9389	0.2794
August	1.4160	1.4471	1.4322	1.6355	0.9601	0.2869
September	1.4683	1.5178	1.4958	1.6877	0.9705	0.2960
October	1.5128	1.4872	1.4996	1.6363	0.9794	0.3038
November	1.3927	1.4001	1.3968	1.4578	0.9835	0.3149
December	1.3845	1.4072	1.3964	1.3680	0.9899	0.3242
Average	1.4821	1.4921	1.4875	1.5405	0.9409	0.2782

1/ Includes plus 3 cents.

FEDERAL ORDER 5 - TABLE 4

BASE ZONE PRICES 1/

	Prices @ 3.5% Butterfat						Skim Milk Prices				
Date	Advance	Uniform	Class I	Class II	Class III	Class IV	Uniform	Class I	Class II	Class III	Class IV
2005	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.	Cwt.
January	15.28	17.34	19.75	13.04	14.14	12.52	11.17	12.80	7.20	8.37	6.69
February	15.61	15.90	16.89	13.36	14.70	12.74	10.03	11.07	7.38	8.79	6.76
March	14.31	16.74	18.53	13.25	14.08	12.66	10.98	12.69	7.44	8.32	6.85
April	15.07	15.92	17.23	13.24	14.61	12.61	10.25	11.45	7.54	8.99	6.91
May	14.33	15.85	17.90	12.78	13.77	12.20	10.57	12.24	7.61	8.66	7.03
June	14.27	15.49	16.72	13.06	13.92	12.33	10.31	11.68	7.73	8.65	7.00
July	13.94	16.26	16.99	13.79	14.35	13.17	10.61	11.83	7.73	8.34	7.12
August	14.63	16.65	17.54	13.95	13.60	13.44	10.55	11.39	7.81	7.48	7.31
September	14.99	16.37	16.80	14.35	14.30	13.75	10.21	10.81	8.00	7.97	7.40
October	14.73	16.48	17.37	14.25	14.35	13.61	10.33	11.06	8.12	8.25	7.48
November	14.83	16.30	17.66	13.49	13.35	12.90	10.69	11.58	8.11	7.99	7.52
December	14.67		16.67	13.22	13.37	12.57		11.13	8.22	8.40	7.57
Average	14.72	16.30	17.50	13.48	14.05	12.88	10.52	11.64	7.74	8.35	7.14

	Butterfat Prices				
Date	Uniform	Class I	Class II	Class III	Class IV
2005	Lbs.	Lbs.	Lbs.	Lbs.	Lbs.
January	1.8756	2.1128	1.7400	1.7330	1.7330
February	1.7778	1.7748	1.7824	1.7754	1.7754
March	1.7544	1.7968	1.7349	1.7279	1.7279
April	1.7237	1.7669	1.7034	1.6964	1.6964
May	1.6141	1.7402	1.5545	1.5475	1.5475
June	1.5830	1.5576	1.6002	1.5932	1.5932
July	1.7198	1.5920	1.8077	1.8007	1.8007
August	1.8474	1.8706	1.8316	1.8246	1.8246
September	1.863 7	1.8182	1.8942	1.8872	1.8872
October	1.8617	1.9128	1.8326	1.8256	1.8256
November	1.7088	1.8536	1.6184	1.6114	1.6114
December		1.6943	1.5106	1.5036	1.5036
Average	1.7571	1.7909	1.7175	1.7105	1.7105

1/ Base Zone is Mecklenburg County, NC.

FEDERAL ORDER 5 - TABLE 5

CLASSIFICATION OF POOL HANDLERS TOTAL MILK RECEIPTS 1/

Date	Class I		Class II		Class III		Class IV		TOTAL POUNDS
2005	Pounds	% of Total	Pounds	% of Total	Pounds	% of Total	Pounds	% of Total	100%
January	406,624,189	64.90	100,325,888	16.01	37,489,006	5.98	82,117,072	13.11	626,556,155
February	361,824,915	64.35	94,578,143	16.82	18,620,100	3.31	87,282,799	15.52	562,305,957
March	409,872,315	59.67	119,065,174	17.33	55,649,813	8.10	102,301,416	14.89	686,888,718
April	394,768,962	60.22	105,514,054	16.09	48,961,421	7.47	106,328,610	16.22	655,573,047
May	377,350,213	55.89	118,307,924	17.52	51,497,780	7.63	127,970,496	18.96	675,126,413
June	364,544,116	56.78	119,418,403	18.60	44,495,560	6.93	113,545,905	17.69	642,003,984
July	365,351,999	63.75	101,020,667	17.63	21,810,906	3.81	84,936,001	14.82	573,119,573
August	386,349,591	66.83	100,471,694	17.38	26,227,987	4.54	65,068,386	11.26	578,117,658
September	383,935,701	69.40	96,508,334	17.45	27,686,243	5.00	45,068,921	8.15	553,199,199
October	383,380,808	67.95	94,794,110	16.80	29,265,302	5.19	56,780,206	10.06	564,220,426
November	392,079,385	66.97	88,417,797	15.10	35,525,112	6.07	69,426,605	11.86	585,448,899
December									
Total	4,226,082,194	63.05	1,138,422,188	16.98	397,229,230	5.93	940,826,417	14.04	6,702,560,029
Avg.	384,189,290		103,492,926		36,111,748		85,529,674		609,323,639

1/ Includes skim equivalent of non-fluid, opening inventories, overage, and all fluid milk and cream.

FEDERAL ORDER 5 - TABLE 6

RECEIPTS AND UTILIZATION OF OTHER SOURCE MILK, OVERAGE AND OPENING INVENTORIES

Date 2005	Other Source Receipts 1/	Overage	Opening Inventory	Class I	Class II	Class III	Class IV	Total
January	23,919,450	472,585	42,734,927	37,052,435	14,395,293	242	15,678,992	67,126,962
February	23,440,695	218,341	48,562,432	31,996,881	14,593,504	32,191	25,598,892	72,221,468
March	27,321,612	335,811	49,260,414	33,109,585	16,861,880	231,786	26,714,586	76,917,837
April	26,623,542	154,407	46,436,091	35,734,246	16,879,314	251,405	20,349,075	73,214,040
May	28,412,112	103,484	46,575,004	32,237,381	19,915,108	202	22,937,909	75,090,600
June	29,053,568	40,118	45,435,308	29,192,898	21,052,996	198,446	24,084,654	74,528,994
July	27,607,730	76,197	41,518,740	32,646,947	17,236,724	668	19,318,328	69,202,667
August	40,921,461	468,897	45,805,736	35,762,014	25,447,255	463,978	25,522,847	87,196,094
September	41,319,502	291,234	45,359,113	46,083,872	22,896,351	727,254	17,262,372	86,969,849
October	34,853,063	188,810	37,818,631	42,854,344	16,503,273	2,319	13,500,568	72,860,504
November	25,353,370	115,081	51,501,269	36,505,412	12,738,904	26,535	27,698,869	76,969,720
December								
Total	328,826,105	2,464,965	501,007,665	393,176,015	198,520,602	1,935,026	238,667,092	832,298,735
Avg.	29,893,282	224,088	45,546,151	35,743,274	18,047,327	175,911	21,697,008	75,663,521

1/ Includes skim equivalent of non-fluid and all fluid milk and cream.

FEDERAL ORDER NO. 5 - TABLE 7

CLASSIFICATION OF POOL HANDLERS TOTAL PRODUCER MILK RECEIPTS

Date 2005	Class I Pounds	Class I % of Total	Class II Pounds	Class II % of Total	Class III Pounds	Class III % of Total	Class IV Pounds	Class IV % of Total	TOTAL POUNDS 100%	Average B.F. Test
January	369,571,754	66.06	85,930,595	15.36	37,488,764	6.70	66,438,080	11.88	559,429,193	3.70
February	329,828,034	67.30	79,984,639	16.32	18,587,909	3.79	61,683,907	12.59	490,084,489	3.68
March	376,762,730	61.77	102,203,294	16.76	55,418,027	9.08	75,586,830	12.39	609,970,881	3.65
April	359,034,716	61.65	88,634,740	15.22	48,710,016	8.37	85,979,535	14.76	582,359,007	3.57
May	345,112,832	57.52	98,392,816	16.40	51,497,578	8.58	105,032,587	17.50	600,035,813	3.53
June	335,351,218	59.10	98,365,407	17.33	44,297,114	7.81	89,461,251	15.76	567,474,990	3.49
July	332,705,052	66.02	83,783,943	16.63	21,810,238	4.33	65,617,673	13.02	503,916,906	3.50
August	350,587,577	71.41	75,024,439	15.28	25,764,009	5.25	39,545,539	8.06	490,921,564	3.49
September	337,851,829	72.46	73,611,983	15.79	26,958,989	5.79	27,806,549	5.96	466,229,350	3.56
October	340,526,464	69.30	78,290,837	15.93	29,262,983	5.96	43,279,638	8.81	491,359,922	3.66
November	355,573,973	69.93	75,678,893	14.88	35,498,577	6.98	41,727,736	8.21	508,479,179	3.76
December										
Total	3,832,906,179	65.29	939,901,586	16.01	395,294,204	6.73	702,159,325	11.97	5,870,261,294	
Average	348,446,016		85,445,599		35,935,837		63,832,666		533,660,118	3.60

FEDERAL ORDER NO. 5 - TABLE 8

CLASSIFICATION OF POOL HANDLERS TOTAL PRODUCER BUTTERFAT RECEIPTS

Date 2005	Class I Pounds	Class I % of Total	Class II Pounds	Class II % of Total	Class III Pounds	Class III % of Total	Class IV Pounds	Class IV % of Total	TOTAL POUNDS 100%
January	7,647,849	36.97	6,596,340	31.89	2,113,004	10.21	4,330,059	20.93	20,687,252
February	6,719,661	37.27	6,679,667	37.04	1,387,314	7.69	3,244,627	17.99	18,031,269
March	7,873,947	35.33	6,970,082	31.28	2,738,715	12.29	4,702,408	21.10	22,285,152
April	7,395,071	35.56	6,558,558	31.54	2,491,289	11.98	4,350,006	20.92	20,794,924
May	7,058,704	33.32	7,365,716	34.77	2,261,244	10.68	4,496,677	21.23	21,182,341
June	7,073,139	35.71	7,205,793	36.38	1,757,388	8.87	3,770,533	19.04	19,806,853
July	7,070,935	40.05	6,670,307	37.78	1,121,701	6.35	2,791,520	15.81	17,654,463
August	7,523,567	43.97	6,280,894	36.71	1,247,044	7.29	2,059,539	12.04	17,111,044
September	6,787,875	40.86	6,303,441	37.95	1,671,885	10.07	1,847,480	11.12	16,610,681
October	6,874,081	38.20	7,048,257	39.17	1,481,033	8.23	2,589,573	14.39	17,992,944
November	7,483,100	39.16	6,926,026	36.24	1,892,726	9.90	2,808,590	14.70	19,110,442
December									
Total	79,507,929	37.63	74,605,081	35.31	20,163,343	9.54	36,991,012	17.52	211,267,365
Average	7,227,994		6,782,280		1,833,031		3,362,819		19,206,124

FEDERAL ORDER 5 - TABLE 9

CLASS I UTILIZATION

Date 2005	Packaged Disposition: Whole Milk	Reduced Fat 2%	Low Fat 1% 1/	Fat Free	Flav. Milk & Drink	Buttermilk	Eggnog	Total Packased	Other 2/	Total Class I Use
January	128,892,574	126,639,993	31,791,177	46,357,804	30,025,835	6,806,910	25,262	370,539,555	36,084,634	406,624,189
February	112,000,635	110,818,501	27,880,175	41,258,616	28,479,730	5,990,203	83	326,427,943	35,396,972	361,824,915
March	126,744,161	124,298,547	30,675,149	45,750,804	28,403,682	6,727,547	6	362,599,896	47,272,419	409,872,315
April	118,748,683	119,386,038	30,524,649	44,688,900	30,166,849	6,143,866	0	349,658,985	45,109,977	394,768,962
May	119,341,708	118,890,315	30,106,246	44,774,093	26,611,412	6,450,781	0	346,174,555	31,175,658	377,350,213
June	120,470,822	117,721,225	28,476,275	43,128,057	13,965,790	6,166,320	0	329,928,489	34,615,627	364,544,116
Juty	121,834,186	120,553,064	30,258,376	43,389,261	33,027,806	6,227,793	0	335,290,486	30,061,513	365,351,999
August	118,710,285	121,743,437	31,509,013	44,742,942	25,249,700	6,316,172	0	348,271,549	38,078,042	386,349,591
September	113,402,110	118,851,267	31,888,109	42,997,070	32,188,767	6,091,908	0	345,419,231	38,516,470	383,935,701
October	113,473,355	119,709,310	31,678,419	43,398,964	31,587,530	6,260,907	256,730	346,365,215	37,015,593	383,380,808
November	115,041,882	118,677,685	30,534,548	42,367,970	33,661,555	6,664,300	3,868,186	350,816,126	41,263,259	392,079,385
December										
Total	1,308,660,401	1,317,289,382	335,322,136	482,854,481	293,368,656	69,846,707	4,150,267	3,811,492,030	414,590,164	4,226,082,194
Avg.	118,969,127	119,753,580	30,483,831	43,895,862	26,669,878	6,349,701	377,297	346,499,275	37,690,015	384,189,290

1/ Includes sweet acidophilus and miscellaneous.
2/ Includes shrinkage, bulk milk, package inventory.

FEDERAL ORDER 5 - TABLE 10

CLASS II UTILIZATION

Date 2005	Pool Plant Use 1/	Disposed of to Other Plants 21	Total Class II Use
January	45,359,966	54,965,922	100,325,888
February	48,557,335	46,020,808	94,578,143
March	55,828,085	63,237,089	119,065,174
April	53,991,625	51,522,429	105,514,054
May	59,355,717	58,952,207	118,307,924
June	59,318,624	60,099,779	119,418,403
July	53,906,123	47,114,544	101,020,667
August	55,922,588	44,549,106	100,471,694
September	47,353,782	49,154,552	96,508,334
October	47,245,262	47,548,848	94,794,110
November	50,234,144	38,183,653	88,417,797
December			
Total	577,073,251	561,348,937	1,138,422,188
Avg.	52,461,205	51,031,722	103,492,926

1/ Includes such items as cottage cheese, yogurt, packaged cream sour cream, dip, biscuit mix, and ice cream.
2/ Major items would be condensed, ice cream and baking mix.

FEDERAL ORDER 5 - TABLE 11
CLASS III UTILIZATION

Date 2005	Gross Pounds	Other Source & Overage	Producer Pounds
January	37,489,006	242	37,488,764
February	18,620,100	32,191	18,587,909
March	55,649,813	231,786	55,418,027
April	48,961,421	251,405	48,710,016
May	51,497,780	202	51,497,578
June	44,495,560	198,446	44,297,114
July	21,810,906	668	21,810,238
August	26,227,987	463,978	25,764,009
September	27,686,243	727,254	26,958,989
October	29,265,302	2,319	29,262,983
November	35,525,112	26,535	35,498,577
December			
Total	397,229,230	1,935,026	395,294,204
Avg.	36,111,748	175,911	35,935,837

FEDERAL ORDER 5 - TABLE 12
C U S S IV UTILIZATION

Date 2005	Gross Pounds	Other Source & Overage	Producer Pounds
January	82,117,072	15,678,992	66,438,080
February	87,282,799	25,598,892	61,683,907
March	102,301,416	26,714,586	75,586,830
April	106,328,610	20,349,075	85,979,535
May	127,970,496	22,937,909	105,032,587
June	113,545,905	24,084,654	89,461,251
July	84,936,001	19,318,328	65,617,673
August	65,068,386	25,522,847	39,545,539
September	45,068,921	17,262,372	27,806,549
October	56,780,206	13,500,568	43,279,638
November	69,426,605	27,698,869	41,727,736
December			
Total	940,826,417	238,667,092	702,159,325
Avg.	85,529,674	21,697,008	63,832,666

FEDERAL ORDER 5 - TABLE 13

CLASS I PACKAGED PRODUCTS DISTRIBUTION IN AND OUT OF MARKETING AREA BY POOL PLANTS - REVISED *

Date	In Area		Out of Area		Total Pounds
2005	Pounds	Percent	Pounds	Percent	100%
January	277,260,590	74.83	93,278,965	25.17	370,539,555
February	243,494,444	74.59	82,933,499	25.41	326,427,943
March	271,765,565	74.95	90,834,331	25.05	362,599,896
April	263,236,470	75.28	86,422,515	24.72	349,658,985
May	259,670,361	75.01	86,504,194	24.99	346,174,555
June	247,363,498	74.97	82,564,991	25.03	329,928,489
July	253,659,393	75.65	81,631,093	24.35	335,290,486
August	271,381,151	77.92	76,890,398	22.08	348,271,549
September	270,658,139	78.36	74,761,092	21.64	345,419,231
October	268,120,120	77.41	78,245,095	22.59	346,365,215
November *	**271,905,274**	**77.51**	**78,910,852**	**22.49**	350,816,126
December					
Total *	**2,898,515,005**	76.05	**912,977,025**	23.95	3,811,492,030
Avg. *	**263,501,364**		**82,997,911**		346,499,275

FEDERAL ORDER 5 - TABLE 14

CLASS I PACKAGED MILK DISTRIBUTED IN MARKETING AREA BY POOL PLANTS AND NONPOOL PLANTS - REVISED *

Date	Pool Plants		Nonpool Plants 1/		Total Pounds
2005	Pounds	Percent	Pounds	Percent	100%
January	277,260,590	91.83	24,669,578	8.17	301,930,168
February	243,494,444	91.39	22,950,539	8.61	266,444,983
March	271,765,565	91.49	25,272,962	8.51	297,038,527
April	263,236,470	91.38	24,815,996	8.62	288,052,466
May	259,670,361	91.49	24,139,178	8.51	283,809,539
June	247,363,498	91.72	22,326,460	8.28	269,689,958
July	253,659,393	91.81	22,632,661	8.19	276,292,054
August	271,381,151	90.36	28,947,175	9.64	300,328,326
September *	270,658,139	90.64	27,960,178	9.36	298,618,317
October	268,120,120	90.61	27,800,612	9.39	295,920,732
November	271,905,274	91.44	25,456,699	8.56	297,361,973
December					
Total	2,898,515,005	91.28	276,972,038	8.72	3,175,487,043
Avg.	263,501,364		25,179,276		288,680,640

1/ Includes other order plants, partially regulated plants, governmental agency plants and producer handlers.

FEDERAL ORDER 5 -TABLE 15

NUMBER OF PRODUCERS BY STATES 2005 1/

2005	GA	IN	KY	MD	MI	NC	OH	PA	SC	TN
January	36	326	946	26	31	343	125	188	88	372
February	37	280	939	47	23	339	138	224	88	375
March	33	296	921	30	9	341	154	226	89	376
April	34	328	915	32	8	343	173	257	87	378
May	66	295	908	28	10	345	144	211	86	383
June	39	289	912	47	18	343	113	201	85	361
July	35	308	900	46	39	343	68	163	81	364
August	41	312	872	43	44	333	104	172	82	366
September	27	297	863	53	57	338	108	229	84	364
October	26	299	861	38	57	335	101	138	85	366
November	19	292	854	37	45	335	113	129	84	369
December										
Total	393	3,322	9,891	427	341	3,738	1,341	2,138	939	4,074
Average	36	302	899	39	31	340	122	194	85	370
Percent	1.13	9.58	28.54	1.23	0.98	10.79	3.87	6.17	2.71	11.75

2005	VA	Other 2/	Total
January	649	90	3,220
February	655	88	3,233
March	638	108	3,221
April	626	106	3,287
May	620	85	3,181
June	629	112	3,149
July	646	127	3,120
August	598	109	3,076
September	615	133	3,168
October	574	97	2,977
November	653	97	3,027
December			
Total	6,903	1,152	34,659
Average	628	105	3,151
Percent	19.92	3.33	

1/ Revised.

2/ Includes Alabama, Delaware, Illinois, Iowa, Kansas, Missouri, New Mexico, Oklahoma, Texas, West Virginia, and Wisconsin.

FEDERAL ORDER 5 - TABLE 16

POUNDS OF MILK RECENED BY PRODUCERS BY STATES 2005 1/
STATES AND GEOGRAPHIC CODES

2005	Georgia 13	Indiana 18	Kentucky 21	Maryland 24	Michigan 26	N. Carolina 37	Ohio 39
January	4,080,555	72678,683	73,460,126	11,508,284	16,234,352	83,523,415	16,056,562
February	4,209,085	63,153,943	66,671,549	3,741,722	7,133,802	77,142,359	12,647,095
March	4,443,588	84,433,183	74,380,208	6,725,969	12,940,913	87,807,635	22,546,110
April	3,642,734	74,331,696	75,607,905	6,326,188	5,196,316	85,974,273	15,395,788
May	5,830,575	103,183,014	79,362,874	3,807,669	6,563,756	89,352,461	20,676,581
June	3,891,675	99,212,280	73,540,220	7,933,856	7,767,856	81,574,329	19,142,227
July	3,384,933	59,939,628	68,328,441	8,354,901	41,999,940	76,926,768	16,805,362
August	2,962,258	52,873,856	65,237,510	8,643,256	41,283,338	66,490,889	17,989,574
September	2,536,540	44,285,405	63,175,849	4,903,563	30,938,295	65,242,741	18,824,001
October	2,953,852	53,150,518	65,001,723	5,710,523	38,028,917	72,224,253	18,293,207
November	2,854,434	52,632,483	64,105,738	5,383,551	42,060,086	73,179,232	19,487,728
December							
Total	40,790,229	759,874,689	768,872,143	73,039,482	250,147,571	859,438,355	197,864,235
Average	3,708,203	69,079,517	69,897,468	6,639,953	22,740,688	78,130,760	17,987,658
Percent	0.69	12.94	13.10	1.24	4.26	14.64	3.37

2005	Pennsylvania 42	S. Carolina 45	Tennessee 47	Virginia 51	Other 2/	Total
January	48,927,260	26,404,161	49,752,717	97,106,315	59,696,763	559,429,193
February	31,923,255	25,322,540	46,649,185	87,265,450	64,224,504	490,084,489
March	30,383,541	28,033,609	52,470,560	97,411,721	108,393,844	609,970,881
April	34,391,637	26,997,107	51,763,365	98,396,746	104,335,252	582,359,007
May	28,804,667	27,216,030	53,237,598	101,369,843	80,630,745	600,035,813
June	36,391,831	23,800,988	48,397,551	95,592,952	70,229,225	567,474,990
July	34,220,307	20,330,226	45,617,764	89,552,615	38,456,021	503,916,906
August	40,197,716	18,466,548	44,156,859	84,701,180	47,918,580	490,921,564
September	40,123,262	18,555,973	42,754,753	78,448,852	56,440,116	466,229,350
October	38,499,857	20,865,395	43,470,862	83,179,456	49,981,359	491,359,922
November	38,217,349	22,082,090	44,992,336	92,410,610	51,073,542	508,479,179
December						
Total	402,080,682	258,074,667	523,263,550	1,005,435,740	731,379,951	5,870,261,294
Average	36,552,789	23,461,333	47,569,414	91,403,249	66,489,086	533,660,118
Percent	6.85	4.40	8.91	17.13	12.47	100.00

1/ Revised.
2/ Includes Alabama, Delaware, Illinois, Iowa, Kansas, Missouri, New Mexico, Oklahoma, Texas, West Virginia, and Wisconsin.

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2005 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
ALABAMA	**1**			
RESTRICTED	**1**			
DELAWARE	**10**			
RESTRICTED	**10**			
GEORGIA	**13**			
BIBB	13	21	260,607	4
HOUSTON	13	153	292,377	4
JEFFERSON	13	163	126,922	5
MACON	13	193	574,411	12
MONROE	13	207	239,147	5
UNION	13	291	117,416	4
WALKER	13	295	195,241	6
RESTRICTED	13	999	4,024,454	26
TOTAL GEORGIA	**13**		**5,830,575**	**66**
ILLINOIS	**17**			
RESTRICTED	**17**			
INDIANA	**18**			
ADAMS	18	1	1,137,426	9
BARTHOLOMEW	18	5	1,148,080	7
CLARK	18	19	309,570	3
CLAY	18	21	177,249	5
DAVIESS	18	27	2,328,378	43
DEARBORN	18	29	206,823	3
DUBOIS	18	37	5,006,136	19
FRANKLIN	18	47	405,000	3
GIBSON	18	51	1,698,975	14
GREENE	18	55	296,236	4
HARRISON	18	61	830,068	12
HENDRICKS	18	63	435,177	5
HUNTINGTON	18	69	6,750,425	3
JACKSON	18	71	1,835,517	12
JASPER	18	73	22,919,640	3
JAY	18	75	431,562	4
JEFFERSON	18	77	332,989	4
JENNINGS	18	79	230,826	3
JOHNSON	18	81	1,471,250	3
MARTIN	18	101	518,661	8
MORGAN	18	109	935,153	3
NEWTON	18	111	31,617,881	4
OHIO	18	115	362,832	3
PERRY	18	123	1,385,377	7
POSEY	18	129	1,309,605	9

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2005 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
RANDOLPH	18	135	278,802	3
RIPLEY	18	137	1,583,789	10
RUSH	18	139	1,522,262	6
SPENCER	18	147	994,952	9
SWITZERLAND	18	155	756,462	8
UNION	18	161	251,785	6
VANDERBURGH	18	163	793,082	4
WASHINGTON	18	175	2,370,466	17
WAYNE	18	177	1,698,342	7
RESTRICTED	18	999	8,852,236	32
TOTAL INDIANA	18		103.183.014	295
KANSAS	20			
RESTRICTED	20			
KENTUCKY	21			
ADAIR	21	1	5,528,311	50
ANDERSON	21	5	861,299	10
BARREN	21	9	1,115,128	10
BATH	21	11	317,496	9
BOONE	21	15	171,741	3
BOYLE	21	21	254,654	3
BRACKEN	21	23	277,651	7
BULLITT	21	29	311,582	3
CALDWELL	21	33	734,349	4
CASEY	21	45	2,497,278	36
CHRISTIAN	21	47	2,739,564	44
CLINTON	21	53	1,090,396	16
CRITTENDEN	21	55	136,555	3
CUMBERLAND	21	57	278,775	6
DAVIESS	21	59	512,876	5
EDMONSON	21	61	276,000	3
FLEMING	21	69	5,422,343	59
GALLATIN	21	77	339,970	3
GARRARD	21	79	1,405,022	20
GRANT	21	81	252,954	6
GRAYSON	21	85	668,189	8
GREEN	21	87	1,451,621	28
HARDIN	21	93	324,739	7
HARRISON	21	97	220,130	5
HART	21	99	1,506,489	20
HENRY	21	103	1,829,918	20
JACKSON	21	109	441,812	4
LARUE	21	123	1,059,890	9
LAUREL	21	125	353,736	6
LEWIS	21	135	516,523	9

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2005 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
LINCOLN	21	137	4,520,698	64
LOGAN	21	141	1,390,859	7
MADISON	21	151	143,515	3
MARION	21	155	5,401,615	39
MASON	21	161	2,353,456	29
MERCER	21	167	1,796,712	21
METCALFE	21	169	1,791,229	18
MONROE	21	171	3,098,964	19
NELSON	21	179	3,938,161	35
OLDHAM	21	185	373,944	3
OWEN	21	187	121,044	3
PENDLETON	21	191	178,227	4
PULASKI	21	199	3,013,952	36
ROBERTSON	21	201	145,776	5
ROCKCASTLE	21	203	614,286	11
RUSSELL	21	207	3,035,141	40
SHELBY	21	211	2,832,035	31
SPENCER	21	215	632,249	9
TAYLOR	21	217	1,878,677	18
TODD	21	219	2,427,037	23
TRIGG	21	221	196,112	4
TRIMBLE	21	223	255,819	5
WARREN	21	227	697,905	6
WASHINGTON	21	229	2,650,974	27
WAYNE	21	231	493,347	8
RESTRICTED	21	999	2,484,149	24
TOTAL KENTUCKY	**21**		**79,362,874**	**908**
MARYLAND	**24**			
TOTAL MARYLAND	**24**		**3,807,669**	**28**
MICHIGAN	**26**			
LENAWEE	**26**	91	**2,787,257**	**3**
RESTRICTED	**26**	999	**3,776,499**	**7**
TOTAL MICHIGAN	**26**		**6,563,756**	**10**
NEW MEXICO	**35**			
RESTRICTED	**35**			
NORTH CAROLINA	**37**			
ALAMANCE	37	1	3,500,029	18
ALEXANDER	37	3	3,889,615	17
ALLEGHANY	37	5	3,964,391	23
BUNCOMBE	37	21	1,615,489	9
CABARRUS	37	25	327,986	4
CATAWBA	37	35	1,022,748	5

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2005 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
CHATHAM	37	37	750,370	5
CLEVELAND	37	45	857,360	4
DAVIDSON	37	57	2,560,309	13
DAVIE	37	59	977,523	11
DURHAM	37	63	297,842	3
FORSYTH	37	67	368,366	3
GASTON	37	71	2,827,538	8
GRANVILLE	37	77	920,466	6
GUILFORD	37	81	3,408,466	8
HALIFAX	37	83	891,604	4
HAYWOOD	37	87	2,764,232	9
HENDERSON	37	89	4,283,639	9
IREDELL	37	97	19,780,941	52
LINCOLN	37	109	2,832,850	8
MECKLENBURG	37	119	187,495	3
ORANGE	37	135	2,450,470	13
POLK	37	149	208,041	3
RANDOLPH	37	151	9,029,081	21
ROCKINGHAM	37	157	733,737	3
ROWAN	37	159	3,547,022	18
STANLY	37	167	1,183,399	3
SURRY	37	171	1,075,719	6
WARREN	37	185	885,644	3
WATAUGA	37	189	131,786	3
WILKES	37	193	402,592	5
YADKIN	37	197	4,945,804	12
RESTRICTED	37	999	6,729,907	
TOTAL NORTH CAROLINA	**37**		**89.352.461**	
OHIO	**39**			
ADAMS	39	1	746,407	9
AUGLAIZE	39	11	3,107,526	21
BROWN	39	15	198,196	5
BUTLER	39	17	1,042,329	11
CHAMPAIGN	39	21	56,268	8
CLARK	39	23	1,809,969	5
CLINTON	39	27	445,029	7
DARKE	39	37	648,618	4
GREENE	39	57	24,938	4
HIGHLAND	39	71	516,422	7
LOGAN	39	91	129,542	5
MADISON	39	97	4,634,972	4
MERCER	39	107	2,968,692	18
MIAMI	39	109	51,009	3
MONTGOMERY	39	113	24,488	4
PREBLE	39	135	579,238	12

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2005 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
ROSS	39	141	229,158	4
SHELBY	39	149	688,568	5
RESTRICTED	39	999	2,775,212	8
TOTAL OHIO	**39**		**20,676,581**	**144**
PENNSYLVANIA	**42**			
ADAMS	42	1	2,373,694	8
BEDFORD	42	9	814,693	40
BLAIR	42	13	4,070,317	27
FAYETTE	42	51	284,849	9
FRANKLIN	42	55	10,953,059	49
FULTON	42	57	482,094	20
HUNTINGDON	42	61	3,098,962	9
LANCASTER	42	71	4,178,169	6
MIFFLIN	42	87	1,214,299	14
SNYDER	42	109	637,075	16
SOMERSET	42	111	90,295	4
UNION	42	119	38,952	5
RESTRICTED	42	999	568,209	4
TOTAL PENNSYLVANIA	**42**		**28,804,667**	**211**
SOUTH CAROLINA	**45**			
ABBEVILLE	45	1	578,659	3
ANDERSON	45	7	1,338,300	9
BAMBERG	45	9	2,574,196	10
EDGEFIELD	45	37	2,049,716	7
LAURENS	45	59	942,489	4
NEWBERRY	45	71	5,951,710	16
OCONEE	45	73	381,950	3
ORANGEBURG	45	75	5,020,763	10
SALUDA	45	81	1,659,663	5
SPARTANBURG	45	83	2,220,720	5
YORK	45	91	677,411	4
RESTRICTED	45	999	3,820,453	10
TOTAL SOUTH CAROLINA	**45**		**27,216,030**	**86**
TENNESSEE	**47**			
BLOUNT	47	9	904,170	3
BRADLEY	47	11	3,754,653	23
CARTER	47	19	493,400	6
CLAIBORNE	47	25	1,158,650	7
COCKE	47	29	966,143	11
FENTRESS	47	49	501,620	7
FRANKLIN	47	51	1,391,766	11
GRAINGER	47	57	1,076,234	10
GREENE	47	59	5,490,272	57

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2005 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
HAMBLEN	47	63	1,071,739	11
HAMILTON	47	65	368,805	3
HAWKINS	47	73	739,213	8
JEFFERSON	47	89	2,044,069	13
KNOX	47	93	851,308	5
LOUDON	47	105	6,455,029	25
MCMINN	47	107	6,175,028	38
MEIGS	47	121	1,055,350	9
MONROE	47	123	6,408,907	29
OVERTON	47	133	428,177	6
POLK	47	139	1,301,936	5
RHEA	47	143	282,779	4
SMITH	47	159	288,713	4
SULLIVAN	47	163	1,011,532	7
WARREN	47	177	23,670	4
WASHINGTON	47	179	6,214,895	51
WHITE	47	185	767,810	7
RESTRICTED	47	999	2,011,730	19
TOTAL TENNESSEE	**47**		**53,237,598**	**383**
TEXAS	**48**			
RESTRICTED	**48**			
VIRGINIA	**51**			
APPOMATTOX	51	11	618,396	6
AUGUSTA	51	15	7,988,824	46
BEDFORD	51	19	2,333,357	20
BLAND	51	21	979,765	6
BOTETOURT	51	23	2,050,975	11
BRUNSWICK	51	25	661,989	3
CAMPBELL	51	31	1,647,477	7
CARROLL	51	35	884,108	8
CHARLOTTE	51	37	628,968	5
CLARKE	51	43	1,243,169	3
CRAIG	51	45	307,511	3
CULPEPER	51	47	1,921,783	14
FAUQUIER	51	61	4,704,139	30
FLOYD	51	63	1,269,948	13
FRANKLIN	51	67	11,452,317	62
GRAYSON	51	77	2,975,137	20
HENRY	51	89	714,620	3
KING WILLIAM	51	101	507,593	3
MADISON	51	113	1,694,682	7
MECKLENBURG	51	117	776,512	4
MONTGOMERY	51	121	2,350,629	19
NOTTOWAY	51	135	589,841	3

TABLE 17

APPALACHIAN FEDERAL ORDER NO. 5
PRODUCER MILK BY STATE AND COUNTY - MAY 2005 1/

	STATE CODE	COUNTY CODE	POUNDS OF MILK	NUMBER OF PRODUCERS
ORANGE	51	137	796,276	9
PITTSYLVANIA	51	143	2,939,661	9
PRINCE WILLIAM	51	153	1,127,997	4
PULASKI	51	155	1,521,570	7
ROANOKE	51	161	4,217,680	3
ROCKBRIDGE	51	163	1,096,152	6
ROCKINGHAM	51	165	23,451,826	165
RUSSELL	51	167	388,617	5
SCOTT	51	169	220,459	5
SHENANDOAH	51	171	1,168,977	8
SMYTH	51	173	2,177,221	14
TAZEWELL	51	185	737,176	6
WASHINGTON	51	191	4,144,956	18
WYTHE	51	197	4,134,129	33
RESTRICTED	51	999	4,945,406	32
TOTAL VIRGINIA	**51**		**101,369,843**	**620**
WEST VIRGINIA	**54**			
RESTRICTED	**54**			
WISCONSIN	**55**			
RESTRICTED	**55**			
RESTRICTED STATES TOTAL			**80,630,745**	**85**
ORDER 5 TOTAL			**600,035,813**	**3,181**

1/ Revised.

TABLE 19

APPALACHIAN **MARKETING AREA**
Federal **Order No. 5**

HANDLERS AND PLANTS **SUBJECT TO** FEDERAL **ORDER** NO. **5 - 2005**

Pool Distributing Plants **- Sec. 1005.7(a)**

	J	F	M	A	M	J	J	A	S	O	N	D
Broadacre Dairies P.O. Box 650 Powell, TN 37849-0650	x	x	x	x	x	x	x	x	x	x	x	
Chattanooga Dairy, LLC 3411 Vinewood Drive Chattanooga, TN 37406	x	x	x	x	x	x	x	x	x	x	x	
Coburg Dairy, LLC P.O. Box 63448 North Charleston, SC 29419-3448	x	x	x	x	x	x	x	x	x	x	x	
Dairy Fresh, LLC 2221 Patterson Avenue Winston-Salem, NC 27105-6036	x	x	x	x	x	x	x	x	x	x	x	
Dean Foods Company 4420 Bishop Lane Louisville, KY 40218-4506	x	x	x	x	x	x	x	x	x	x	x	
Flav-0-Rich, Inc. P.O. Box 40 London, KY 40743-0040	x	x	x	x	x	x	x	x	x	x	x	
Homestead Creamery P.O. Box 506 Wirtz, VA 24184					x		x	x	x	x	x	
Hoosier Dairy, Inc. P. O. Box 70 Holland, IN 47541-0070	x	x	x	x	x	x	x	x	x	x	x	
Hunter Farms, Inc. P.O. Box 5148 High Point, NC 27262	x	x	x	x	x	x	x	x	x	x	x	
Ideal American Dairy P. O. Box 4038 Evansville, IN 47724-0038	x	x	x	x	x	x	x					
Land-0-Sun Dairies, Inc. P.O. Box 12860 Florence, SC 29504-2860	x	x	x	x	x	x	x	x	x	x	x	
Land-0-Sun Dairies, Inc. DBA Pet Dairy P.O. Box 1349 Kingsport, TN 37662-1349	x	x	x	x	x	x	x	x	x	x	x	
Land-0-Sun Dairies, Inc. DBA Pet Dairy P.O. Box 4527, Station B Spartanburg, SC 29305-4527	x	x	x	x	x	x	x	x	x	x	x	
Maola Milk and Ice Cream Co. P.O. Drawer S New Bern, NC 28560-3113	x	x	x	x	x	x	x	x	x	x	x	
Mayfield Dairy Farms, Inc. P.O. Box 310 Athens, TN 37371-0310	x	x	x	x	x	x	x	x	x	x	x	

	J	F	M	A	M	J	J	A	S	O	N	D
Milkco, Inc. P.O. Box 16160 Asheville, NC 28816-0160	x	x	x	x	x	x	x	x	x	x	x	
Morningstar Foods, Inc. P. O. Box 218 Mt. Crawford, VA 22841											x	
Regis Milk Co. 578 Meeting St. Charleston, SC 29403-4537	x	x	x	x	x	x	x	x	x	x	x	
Southern Belle Dairy, Inc. P. O. Box 1020 Somerset, KY 42502-1020	x	x	x	x	x	x	x	x	x	x	x	
U. C. Milk Company, Inc. P. O. Box 400 Madisonville, KY 42431	x	x	x	x	x	x	x	x	x	x	x	
Valley Rich Dairy 3621 Aerial Way Drive Roanoke, VA 24018-1507	x	x	x	x	x	x	x	x				
Westover Dairy 2801 Fort Ave. Lynchburg, VA 24501-3309	x	x	x	x	x	x	x	x	x	x	x	
Winchester Farms Dairy P.O. Box 670 Winchester, KY 40392-0670	x	x	x	x	x	x	x	x	x	x	x	
Winn Dixie Dairy Plant P.O. Box 7448 High Point, NC 27264-7448	x	x	x	x	x	x	x					
Winn Dixie Dairy Plant P.O. Box 8 Taylors, SC 29687	x	x	x	x	x	x	x					

Pool 'Supply' Plant - Sec. 1005.7 (c) or (d)

Dairy Farmers of America, Inc. P. O. Box 37246 Louisville, KY 40233-7246	x	x	x	x	x	x	x	x				
Valley Milk Products P. O. Box 271 Strasburg, VA 22657	x	x	x	x	x	x	x	x	x	x	x	

Cooperatives Qualifying as Pool Handlers - Sec. 1005.9(b) or (c)

Continental Dairy Products, Inc. 5431 E. 600 N. Fair Oaks, IN 47943	x	x	x	x	x	x	x	x	x	x	x	
Cooperative MPA P.O. Box 540 Blackstone, VA 23824-0540	x	x	x	x	x	x	x	x	x	x	x	
Dairy Farmers of America, Inc. P.O. Box 909700 Kansas City, MO 64190-9700	x	x	x	x	x	x	x	x	x	x	x	
Dairylea Coop P. O. Box 4844 Syracuse, NY 13221-4844	x	x	x	x	x	x	x	x	x	x	x	
Foremost Farms USA P. O. Box 111 Baraboo, WI 53913-0111	x	x	x	x	x	x	x	x	x	x	x	

	J	F	M	A	M	J	J	A	S	O	N	D
Land O'Lakes, Inc. P. O. Box 64101 St. Paul, MN 55164-0101	x	x	x	x	x	x	x	x	x	x	x	
Lone Star Milk Producers Association 217 Baird Lane Windthorst, TX 76389-6023		x	x	x	x	x	x	x	x	x	x	
Maryland & Virginia MPA 1985 Isaac Newton Square, West Reston, VA 20190-5094	x	x	x	x	x	x	x	x	x	x	x	
Michigan Milk Producers Association P.O. Box 8002 Novi, MI 48376-8002												
National Farmers Organization 8490 St Rt 119 Anna, OH 45302	x	x	x	x	x	x	x	x	x	x	x	
Prairie Farms Dairy, Inc. P. 0 . Box 560 Carlinville, IL 62626											x	
Select Milk Producers, Inc. 320 West Hermosa Artesia, NM 88210	x	x	x	x	x	x	x	x	x	x	x	
S.E.G.M.P.A. P.O. Box 25 Somerset, KY 42502	x	x	x	x	x	x	x	x	x	x	x	
Upstate Farms Cooperative 7115 West Main Street Leroy, NY 14482												
White Eagle Cooperative Association 1716 Hidden Creek Court St. Louis, MO 63131								x				
Zia Milk Producers P O Box 2523 Roswell, NM 88202					x				x			

Other Order Plants with In-Area Route Dist. - **Sec. 1005.8(a)**

Federal Order No. ▮

Crowley Foods LLC 10975 Dutton Rd. Philadelphia, PA 19154	x	x	x	x	x	x						
H P Hood, Inc. P.O. Box 491 Oneida, NY 13421	x	x	x	x	x	x	x	x	x	x	x	
H P Hood, Inc. 160 Hoodway Winchester, VA 22602	x	x	x	x	x	x	x	x	x	x	x	
Morningstar Foods, Inc. P.O. Box 218 Mt. Crawford, VA 22841-0218	x	x	x	x	x	x	x	x	x	x		
Morningstar Foods, Inc. Fraser, NY	x	x	x	x								
Richfood, Inc. P.O. Box 26967 Richmond, VA 23261-6967	x	x	x	x	x	x	x	x	x	x	x	
Steuben Foods, Inc. 1150 Maple Rd. Elma, NY 14059	x	x	x	x	x	x	x	x			x	

	J	F	M	A	M	J	J	A	S	O	N	D
Federal Order No. 6												
Winn Dixie stores, Inc. P.O. Box 8 Taylors, SC 29687								x				
Morningstar Foods, Inc. 2198 W. Beaver Street Jacksonville, FL 32209											x	
Federal Order No. 7												
Centennial Farms 2121 Faulker Rd. N.E. Atlanta, GA 30324	x	x	x	x	x	x	x	x	x	x	x	
Country Delite Farms P.O. Box 25210 Nashville, TN 37202-5210	x	x	x	x	x	x	x	x	x	x	x	
Flagship Atlanta Dairy LLC 777 Memorial Drive, SE Atlanta, GA 30517-0400	x	x	x	x	x	x	x	x	x	x	x	
Heritage Farms Dairy 1100 New Salem Hwy. Murfreesboro, TN 37129	x	x	x	x	x	x	x	x	x	x	x	
Mayfield Dairy Farms, Inc. P.O. Box 400 Braselton, GA 30517-0400	x	x	x	x	x	x	x	x	x	x	x	
Morningstar Foods/dba Milk Products of AL 1611 6th Ave., S.E. Decatur, AL 35601		x	x	x	x	x	x	x	x	x	x	
Morningstar Foods, Inc. P.O. Box 1175 Murray, KY 42071	x	x	x	x	x	x	x	x			x	
Publix Supermarkets, Inc. P.O. Box 1130 Lawrenceville, GA 30246	x	x	x	x	x	x	x	x	x	x	x	
Purity Dairies, Inc. P.O. Box 100957 Nashville, TN 37224-0957		x	x	x	x	x	x	x	x	x	x	
Federal Order No. 30												
Kohler Mix Specialties, Inc. 4041 Highway 61 North White Bear Lake, MN 55110-4631												
Lifeway Foods Inc. 6431 Oakton St. Morton Grove, IL 60053-2727		x	x	x	x	x	x	x		x	x	
Schroeder Milk Company, Inc. 2080 Rice St. Maplewod, MN 55113-6892	x	x		x	x	x	x	x	x	x	x	

	J	F	M	A	M	J	J	A	S	O	N	D
Federal Order No. 32												
Mid States Dairy Company 6040 N. Lindbergh Blvd. Hazelwood, MO 63042	x	x	x	x	x	x	x	x	x	x	x	
Pevely Dairy Company 1001 S. Grand Blvd. St. Louis, MO 63104	x	x	x	x	x	x	x	x	x	x	x	
Prairie Farms Dairy, Inc. 1800 Adams Granite City, IL 62040	x	x	x	x	x	x	x	x	x	x	x	
Prairie Farms Dairy, Inc. 217 W. Main Street Olney, IL 62450	x	x	x	x	x	x	x	x	x	x	x	
Federal Order No. 33												
Broughton Foods P. O. Box 656 Marietta, OH 45750	x	x	x	x	x	x	x	x	x	x	x	
East Side Jersey/Prairie Farms P. O. Box 789 Anderson, IN 49015	x	x	x	x	x	x	x	x	x	x	x	
Louis Trauth Dairy, Inc. P. O. Box 1770 Newport, KY 41071	x	x	x	x	x	x	x	x	x	x	x	
Parmalat Corp. 5252 Clay Avenue, S. W. Wyoming, MI 49548	x	x	x	x	x	x	x	x	x	x	x	
Smith Dairy/Wayne Division Inc. P. O. Box 250 Richmond, IN 47374-0250	x	x	x	x	x	x	x	x	x	x	x	
United Dairy, Inc. 508 Roane Street Charleston, WV 25302	x	x	x	x	x	x	x	x	x	x	x	
Federal Order No. 124												
WestFarm Foods Portland, OR											x	
Federal Order No. 126												
Morningstar Foods, Inc. 300 Industrial Drive E. Sulphur Springs, TX 75482	x	x	x	x	x	x	x	x	x	x	x	
Promised Land Dairy Floresville, TX 78114	x	x	x	x	x	x	x	x	x	x	x	
Federal Order No. 131												
Shamrock Foods Company 2540 North 29th Avenue Phoenix, AZ 85009			x	x	x	x	x		x	x	x	
Producer Handler Plant - Sec. 1005.8(b)												
Maple View Farm Milk Co. 3109 Dairyland Road Hillsborough, NC 27278-9315	x	x	x	x	x	x	x	x	x	x	x	

	J	F	M	A	M	J	J	A	S	O	N	D
Partially Regulated Plants - Sec. 1005.8(c)												
Aurora Organic Dairy 6828 State Highway 66 Platteville, CO 80651										x	x	
Cacique, Inc. P.O. Box 91270, Attn: Doug Lee City of Industry, CA 94545	x	x	x	x	x	x	x	x	x	x	x	
Dannon Yogurt 1300 W. Peter Smith Fort Worth, TX 76104	x	x	x	x	x	x	x	x	x	x	x	
Dannon Yogurt 6165 Dannon Way West Jordan, UT 84088-6102	x	x	x	x	x	x	x	x				
Dannon Company Minster, OH									x	x	x	
Gossner Foods, Inc. 1000 North 1000 West Logan, UT 84321	x	x	x	x	x	x	x	x	x	x	x	
Jasper Products 2727 East 32nd Street Joplin, MO 64804	x	x	x	x	x	x	x	x	x	x	x	
Kohler Mix Specialties, Inc. 4041 Highway 61 North White Bear Lake, MN 55110	x	x	x	x	x	x	x	x	x	x	x	
Land-0-Sun Dairies, Inc. P.O. Box 7039 Portsmouth, VA 23707-7039	x	x	x	x	x	x	x	x	x	x	x	
Lifeway Foods Inc. 6431 Oakton St. Morton Grove, IL 60053-2727	x											
Marva Maid Dairy P.O. Box 5145 Newport News, VA 23605	x	x	x	x	x	x	x	x	x	x	x	
WestFarm Foods Boise, ID									x	x	x	
Winn Dixie Dairy Plant P.O. Box 7448 High Point, NC 27264-7448								x				
Exempt and Governmental Agency Plants - Sec. 1005.8(e)												
Bush River Jerseys 3342 Bush River Road Newberry, SC 29108	x	x	x	x	x	x	x	x	x	x	x	
Homestead Creamery P.O. Box 506 Wirtz, VA 24184	x	x	x	x		x						
Jackson Dairy 1566 Dairy Road Dunn, NC 28334	x	x	x	x	x	x	x	x	x	x	x	
North Carolina State University Dairy Plant Box 7624 Raleigh, NC 27695-7624			x	x	x	x	x	x	x	x	x	

EXHIBIT _____

UNITED STATES DEPARTMENT OF AGRICULTURE

AGRICULTURAL MARKETING SERVICE
DAIRY PROGRAMS
MILK MARKET ADMINISTRATOR

APPALACHIAN MARKETING AREA
Federal Order No. 5
Phone: 502-499-0040
Fnx: 502-499-8749
E-Mail: fo5@malouisville.com

4511 Bardstown Road, Suite 103
Louisville, Kentucky 40218-4001
(Mail) P. O. Box 18030
Louisville, Kentucky 40261-0030
http://rnembers.aye.net/–usda

Federal Order No. 5

COMPUTATION OF UNIFORM PRICES

April 2005

	Utilization Percentage	Product Pounds	Component Pounds	Price	Total Dollars
Class I	61.65	359,034,716			
Skim Milk			351,639,645	11.45	40,262,739.37
Butterfat			7,395,071	1.7669	13,066,350.95
Location Adjustment					(1,150,253.91)
Class II	15.22	88,634,740			
Skim Milk			82,076,182	7.54	6,188,544.14
Butterfat			6,558,558	1.7034	11,171,847.71
Class III	8.37	48,710,016			
Skim Milk			46,218,727	8.99	4,155,063.57
Butterfat			2,491,289	1.6964	4,226,222.65
Class IV	14.76	85,979,535			
Skim Milk			81,629,529	6.91	5,640,600.47
Butterfat			4,350,006	1.6964	7,379,350.18
Total Producer Milk Classified Value		**582,359,007**			**90,940,465.13**
Add: Overage					63,431.98
Inventory Reclassified					5,867.36
Other Source Milk					0.00
Location Adjustments					2,373,091.96
1/2 Balance Producer Settlement Fund					259,237.64
Total Butterfat			**20,794,924**		**35,844,210.50**
Total Skim Milk Value					**57,797,883.57**
Subtract: Producer Settlement Fund Reserve					**237,565.06**
Total Producer Skim Milk & Other Source Milk			561,564,083		57,560,318.51
Prices at Mecklenburg County, NC					
Uniform Skim Milk Price				**10.25**	
Uniform Butterfat Price				**1.7237**	
Uniform Price				**15.92**	

Released: May 10,2005

Harold H. Friedly, Jr.
Market Administrator

Compilation of Statistical Material Prepared at the Request of Dairy Farmers of America

Federal Order 5

Appalachian Marketing Area

Prepared by:
Market Administrator's Office
4511 Bardstown Road Suite 103
Louisville, Kentucky 40218

For Use in Public Hearing
Docket No. AO-388-A17 and
AO-366-A46; DA-05-06
Louisville, Kentucky
January 2006

Date 1/10/06 Exhibit # 7
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8966
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

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Exhibit _____

Total Payments from Proposed Intra-Market Transportation Credit Fund Based on Calculations Using Varying Mileage Rates, April and October 2005 *11*
Appalachian Marketing Area - Federal Order 5
April and October 2005
Prepared at the request of Dairy Farmers of America

Alternate Rates	April 2005	October 2005
$0.0042 per cwt per mile	$299,322.92	$226,411.17
$0.0044 per cwt per mile	$320,424.76	$242,870.37
$0.0046 per cwt per mile	$341,578.86	$259,983.60
$0.0048 per cwt per mile	$362,983.96	$277,360.06

11 Payments computed based on Class I utilization of all pool distributing plants of 82.83% for April 2005 and 82.74% for October 2005.

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Estimated Total Pounds and Dollars from Proposed Intra-Market Transportation Credit Fund to Proponents of Proposal 1, 2, and 3, Based on Calculations Using Varying Mileage Rates
Appalachian Marketing Area - Federal Order 5
April and October 2005
Prepared at the request of Dairy Farmers of America

	$0.0042 per cwt per mile	$0.0044 per cwt per mile	$0.0046 per cwt per mile	$0.0048 per cwt per mile
April 2005				
Total Pounds Receiving Credit	96,822,739	96,822,739	96,822,739	96,822,739
Percent of Total Pounds	74.7%	74.7%	74.7%	74.7%
Total Dollars	$257,088.88	$275,141.80	$293,217.40	$311,346.95
Percent of Total Dollars	85.9%	85.9%	85.8%	85.8%
October 2005				
Total Pounds Receiving Credit	79,859,723	79,859,723	79,859,723	79,859,723
Percent of Total Pounds	75.63%	75.63%	75.63%	75.63%
Total Dollars	$188,721.22	$202,431.39	$216,620.19	$230,887.43
Percent of Total Dollars	83.4%	83.3%	83.3%	83.2%

1/ Proponents pooled on Federal Order 5 are Dairy Farmers of America, Lone Star Milk Producers, and Maryland and Virginia Milk Producers.

Prepared by:
Market Administrator
Louisville, KY

Exhibit _____

Total Pounds of Milk Produced From Counties In the Appalachian and Southeast Marketing Areas and Pooled on Federal Order 5
Appalachian Marketing Area - Federal Order 5
April and October 2005
Prepared at the request of Dairy Farmers of America

	Milk Pooled from Proponent Cooperatives 1/	Milk Pooled from Non-Proponent Cooperatives	Milk Pooled from Nonmembers
April 2005	236,869,953	22,847,383	79,176,069
October 2005	197,907,769	19,482,767	66,616,949

1/ Proponents of Proposal 1, 2, and 3. Proponents pooled on Federal Order 5 are Dairy Farmers of America, Lone Star Milk Producers, and Maryland and Virginia Milk Producers.

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Summary Data from Analysis of the Proposed Intra-Market Transportation Credit Fund,
April and October 2005
Federal Order **5** -Appalachian Marketing Area
Prepared at the Request of Dairy Farmers of America

	April 2005	October 2005
Average Distance Milk Moved Beyond Nearest Pool Distributing Plant (miles)		
Simple Average	47	49
Weighted Average	44	41
Average zone Adjustment Between Plant of the Actual Receipt and Nearest Pool Distributing Plant ($/cwt)		
Simple Average	$0.081	$0.078
Weighted Average	$0.079	$0.081
Average Class I Utilization For All Pool Distributing Plants	82.83%	82.74%

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Estimated Total Pounds and Dollars from Current Transportation Credit Fund Received by Proponents of Proposal 1, 2, and 3,
Based on Calculations Using Varying Mileage Rates 1/
Appalachian Marketing Area - Federal Order 5
October and November 2005
Prepared at the request of Dairy Farmers of America

	Total TC Requested at $0.0035 per cwt per mile 2/	$0.0042 per cwt per mile	$0.0044 per cwt per mile	$0.0046 per cwt per mile	$0.0048 per cwt per mile
October 2005					
Total Pounds Receiving Credit	60,296,508	60,296,508	60,296,508	60,296,508	60,296,508
Percent of Total Pounds	94.0%	94.0%	94.0%	94.0%	94.0%
Total Dollars	$605,951.02	$793,262.93	$846,761.95	$900,274.28	$953,773.30
Percent of Total Dollars	88.0%	88.2%	88.2%	88.3%	88.3%
November 2005					
Total Pounds Receiving Credit	55,429,278	55,429,278	55,429,278	55,429,278	55,429,278
Percent of Total Pounds	94.4%	94.4%	94.4%	94.4%	94.4%
Total Dollars	$511,894.79	$677,589.55	$724,888.99	$772,248.09	$819,547.52
Percent of Total Dollars	87.2%	87.6%	87.7%	87.8%	87.8%

1/ Proponents pooled on Federal Order 5 are Dairy Farmers of America, Lone Star Milk Producers, and Maryland and Virginia Milk Producers.
2/ Actual transportation credit fund payments were prorated in October and November 2005.

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Appalachian Marketing Area, Federal Order No. 5

Dairy Farmers of America Request

1) The months of September - December 2005 recap of all entities requesting a FMMO Class Price announcement.	**Total**
Other Federal Order Offices	5
Federal Government Entities that might purchase milk or dairy products	**4**
State Government Entities that might purchase milk or dairy products	**1**
County or City Government Entities that might purchase milk or dairy products	**0**
School Districts (if a school district might be a County or City government entity include it in this grouping)	**15**
Institutional or college university entity (hospital, nursing home, college)	**5**
Milk processing company	37
Cooperative	13
Retail or Wholesale grocery company or food broker	**9**
Other (agricultural finance institutions, agricultural statisticians, consultants, dairy farmers, dairy publications, groceries, marketing groups, restaurants, state milk commissioner.)	**49**

Prepared by:
Market Administrator
Louisville, KY

Exhibit _____

Total Milk Pooled on Federal Order 5 By State
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dairy Farmers of America

	Georgia	Indiana	Kentucky	Maryland	Michigan	N. Carolina	Ohio
Jan-04	8,901,285	77,332,215	78,252,281	8,452,879	35,417,712	84,397,673	21,957,759
Feb-04	10,165,211	59,673,034	73,503,259	2,927,505	33,069,848	80,524,041	23,531,048
Mar-04	10,272,257	48,006,919	81,557,175	4,216,708	23,361,530	88,171,359	15,269,693
Apr-04	9,102,026	45,171,514	82,006,305	437,334	15,588,572	86,064,564	12,528,839
May-04	8,729,335	53,496,393	87,258,578	268,207	25,683,653	84,810,740	17,943,404
Jun-04	5,583,792	62,715,095	78,033,102	5,918,702	28,517,574	76,613,492	23,680,388
Jul-04	6,636,158	95,609,727	78,056,802	6,908,488	15,931,756	75,006,626	11,091,669
Aug-04	4,700,174	89,619,906	75,903,603	10,461,013	13,198,798	73,363,903	12,094,955
Sep-04	3,440,883	73,365,508	71,791,458	10,543,294	11,756,350	70,704,404	12,591,849
Oct-04	3,487,168	64,498,486	74,577,307	11,131,838	19,756,086	74,787,145	13,012,365
Nov-04	4,057,879	70,077,164	68,485,480	9,810,376	18,761,874	74,534,550	12,123,295
Dec-04	4,041,191	62,542,843	71,171,155	10,529,913	8,301,178	81,038,887	11,662,243
Jan-05	4,080,555	72,678,683	73,460,126	11,508,284	16,234,352	83,523,415	16,056,562
Feb-05	4,209,085	63,153,943	66,671,549	3,741,722	7,133,802	77,142,359	12,647,095
Mar-05	4,443,588	84,433,183	74,380,208	6,725,969	12,940,913	87,807,635	22,546,110
Apr-05	3,642,734	74,331,696	75,607,905	6,326,188	5,196,316	85,974,273	15,395,788
May-05	5,830,575	103,183,014	79,362,874	3,807,669	6,563,756	89,352,461	20,676,581
Jun-05	3,891,675	99,212,280	73,540,220	7,933,856	7,767,856	81,574,329	19,142,227
Jul-05	3,384,933	59,939,628	68,328,441	8,354,901	41,999,940	76,926,768	16,805,362
Aug-05	2,962,258	52,873,856	65,237,510	8,643,256	41,283,338	66,490,889	17,989,574
Sep-05	2,536,540	44,285,405	63,175,849	4,903,563	30,938,295	65,242,741	18,824,001
Oct-05	2,953,852	53,150,518	65,001,723	5,710,523	38,028,917	72,224,253	18,293,207
Nov-05	2,854,434	52,632,483	64,105,738	5,383,551	42,060,086	73,179,232	19,487,728

Total Milk Pooled on Federal Order 5 By State
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dairy Farmers of America

	Pennsylvania	S. Carolina	Tennessee	Virginia	Other 1/	Total
Jan-04	44,765,743	25,540,842	49,780,905	91,175,423	43,252,954	569,227,671
Feb-04	24,578,036	24,781,618	47,158,282	84,603,759	55,930,414	520,446,055
Mar-04	23,200,991	27,234,769	52,565,438	90,879,935	35,420,582	500,157,356
Apr-04	31,629,689	26,241,724	52,747,353	90,341,744	30,211,342	482,071,006
May-04	35,203,684	26,169,879	53,040,599	95,520,974	28,775,355	516,900,801
Jun-04	37,805,536	22,755,138	47,655,156	86,854,000	71,494,017	547,625,992
Jul-04	43,166,189	21,265,742	46,750,109	82,092,945	36,337,664	518,853,875
Aug-04	42,204,678	20,315,669	45,270,703	82,464,857	67,785,761	537,384,020
Sep-04	42,962,282	19,650,226	42,994,158	74,707,240	57,239,666	491,747,318
Oct-04	50,576,777	21,069,095	45,537,567	83,083,530	59,782,117	521,299,481
Nov-04	46,283,784	22,164,649	45,294,506	81,556,998	55,221,093	508,371,648
Dec-04	44,532,943	24,513,256	47,844,979	89,911,869	32,317,763	488,408,220
Jan-05	48,927,260	26,404,161	49,752,717	97,106,315	59,696,763	559,429,193
Feb-05	31,923,255	25,322,540	46,649,185	87,265,450	64,224,504	490,084,489
Mar-05	30,383,541	28,033,609	52,470,560	97,411,721	108,393,844	609,970,881
Apr-05	34,391,637	26,997,107	51,763,365	98,396,746	104,335,252	582,359,007
May-05	28,804,667	27,216,030	53,237,598	101,369,843	80,630,745	600,035,813
Jun-05	36,391,831	23,800,988	48,397,551	95,592,952	70,229,225	567,474,990
Jul-05	34,220,307	20,330,226	45,617,764	89,552,615	38,456,021	503,916,906
Aug-05	40,197,716	18,466,548	44,156,859	84,701,180	47,918,580	490,921,564
Sep-05	40,123,262	18,555,973	42,754,753	78,448,852	56,440,116	466,229,350
Oct-05	38,499,857	20,865,395	43,470,862	83,179,456	49,981,359	491,359,922
Nov-05	38,217,349	22,082,090	**44,992,336**	92,410,610	**51,073,542**	508,479,179

1/ Due to confidentiality issues, other contains milk production from Alabama, Delaware, Illinois, Iowa, Kansas, Missouri, New Mexico, New York, Oklahoma, Texas, West Virginia, and Wisconsin.

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Producer Milk Produced In Counties Located in the Appalachian Marketing Area and Pooled on the Order. By State
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dairy Farmers of America

	Indiana	Kentucky	N. Carolina	S. Carolina	Tennessee and Georgia 1/	Virginia	Total In-Area	Additional Virginia 2/	Total Expanded Area 21
Jan-04	19,168,029	62,128,452	84,397,673	25,540,842	46,964,513	6,297,810	244,497,319	72,756,778	317,254,097
Feb-04	17,764,918	58,075,180	80,524,041	24,781,618	44,470,138	5,560,180	231,176,075	64,372,266	295,548,341
Mar-04	19,038,258	63,712,377	88,171,359	27,234,769	49,829,617	5,726,150	253,712,530	68,077,192	321,789,722
Apr-04	18,321,178	62,621,520	86,064,564	26,241,724	50,157,378	5,336,695	248,743,059	67,585,545	316,328,604
May-04	18,126,401	66,584,488	84,810,740	26,169,879	50,271,984	5,599,871	251,563,363	71,067,401	322,630,764
Jun-04	15,949,145	59,555,534	76,613,492	22,755,138	45,305,852	5,255,897	225,435,058	66,956,008	292,391,066
Jul-04	15,341,059	59,836,643	75,006,626	21,265,742	44,248,864	5,387,001	221,085,935	64,884,645	285,970,580
Aug-04	14,748,442	58,523,907	73,363,903	20,315,669	42,766,616	5,164,626	214,883,163	63,584,791	278,467,954
Sep-04	14,245,104	54,739,668	70,704,404	19,650,226	40,370,609	4,878,994	204,589,005	59,590,494	264,179,499
Oct-04	15,162,153	56,422,951	74,787,145	21,069,095	42,930,892	4,969,994	215,342,230	64,699,777	280,042,007
Nov-04	15,450,780	52,023,515	74,534,550	22,164,649	42,518,262	4,788,402	211,480,158	63,734,394	275,214,552
Dec-04	16,165,100	54,032,102	81,038,887	24,513,256	44,953,831	5,127,198	225,830,374	69,064,093	294,894,467
Jan-05	17,564,293	55,076,877	83,523,415	26,404,161	47,095,279	5,219,095	234,883,120	74,268,485	309,151,605
Feb-05	16,732,520	49,700,950	77,142,359	25,322,540	43,948,421	4,741,008	217,587,798	64,981,303	282,569,101
Mar-05	18,510,788	55,801,426	87,807,635	28,033,609	49,471,440	5,228,576	244,853,474	74,574,742	319,428,216
Apr-05	18,310,455	56,890,839	85,974,273	26,997,107	48,615,437	5,349,293	242,137,404	75,242,862	317,380,266
May-05	18,672,552	59,974,930	89,352,461	27,216,030	49,972,264	5,654,636	250,842,873	76,492,522	327,335,395
Jun-05	16,879,318	55,597,438	81,574,329	23,800,988	45,677,823	5,303,527	228,833,423	74,226,366	303,059,789
Jul-05	15,438,282	51,762,267	76,926,768	20,330,226	42,880,294	5,153,533	212,491,370	69,633,743	282,125,113
Aug-05	12,820,430	49,721,025	66,490,889	18,466,548	41,552,481	4,971,423	194,022,796	66,809,945	260,832,741
Sep-05	12,037,442	48,561,099	65,242,741	18,555,973	40,209,536	4,722,371	189,329,162	61,638,848	250,968,010
Oct-05	13,340,613	49,838,767	72,224,253	20,865,395	40,786,361	4,757,504	201,812,893	64,535,651	266,348,544
Nov-05	13,335,296	48,908,277	73,179,232	22,082,090	41,097,346	76,772,301	275,374,542		275,374,542

1/ Georgia production data was combined with Tennessee due to confidentiality issues.
2/ Reflects the additional counties added to the Appalachian Marketing Area, effective November 1, 2005.

Prepared by:
Market Administrator
Louisville. KY

Exhibit _____

Total Milk Pooled on Federal Order 5 that was Delivered to a Pool Distributing Plant in Either Federal Order 5 or 7
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dairy Farmers of America

	Georgia	Indiana	Kentucky	Maryland	Michigan	N. Carolina	Ohio
Jan-04	8,333,756	59,501,720	73,681,016	6,165,109	13,279,178	83,456,945	10,959,321
Feb-04	9,408,273	47,119,554	69,246,108	2,356,160	20,995,302	79,408,512	13,564,861
Mar-04	10,025,725	47,091,732	76,376,773	3,587,437	22,248,294	86,575,157	13,771,866
Apr-04	8,845,342	43,750,935	78,408,723	0	13,754,082	84,874,145	11,445,779
May-04	8,211,658	38,826,350	76,364,061	0	12,056,427	82,725,718	8,635,333
Jun-04	5,438,852	48,116,519	69,402,842	3,504,045	12,371,503	75,831,596	13,079,828
Jul-04	6,283,167	61,506,375	67,177,290	4,588,614	6,285,014	74,223,343	6,892,733
Aug-04	4,567,467	68,223,761	68,202,587	6,840,954	5,855,221	72,676,146	8,265,650
Sep-04	3,362,659	67,220,007	65,394,320	7,930,230	6,036,634	69,876,138	7,741,227
Oct-04	3,386,742	58,861,547	67,767,256	8,172,331	8,271,696	73,861,808	8,013,846
Nov-04	3,996,382	63,931,569	66,163,572	7,347,141	10,104,711	73,247,669	8,419,366
Dec-04	3,947,947	55,347,877	67,404,023	6,290,561	4,011,309	79,486,495	8,833,766
Jan-05	3,965,211	62,595,903	70,548,133	8,016,076	4,886,971	82,559,698	10,153,545
Feb-05	4,143,504	58,805,901	62,704,429	2,025,155	4,900,938	76,282,530	9,278,409
Mar-05	4,258,069	63,752,633	69,633,459	4,442,807	2,467,910	86,672,312	11,038,242
Apr-05	3,479,963	53,229,322	72,716,387	1,295,786	2,610,598	84,798,095	11,520,558
May-05	5,680,013	54,550,231	75,082,174	0	1,377,461	88,297,968	8,864,533
Jun-05	3,817,415	54,081,442	69,919,535	2,283,516	3,919,967	80,769,251	7,633,331
Jul-05	3,071,588	45,799,712	65,065,554	5,685,200	24,478,415	76,094,349	11,405,970
Aug-05	2,628,647	48,199,200	63,920,524	5,377,079	26,586,896	63,283,096	12,983,174
Sep-05	2,300,113	40,042,784	62,309,580	4,168,790	22,624,616	62,807,635	11,205,688
Oct-05	2,953,852	47,689,964	64,028,451	4,715,633	28,137,546	70,396,624	12,956,903
Nov-05	2,826,637	46,529,470	62,308,914	4,572,744	29,044,925	72,314,964	12,704,160

Total Milk Pooled on Federal Order 5 that was Delivered to a Pool Distributing Plant in Either Federal Order 5 or 7
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dairy Farmers of America

	Pennsylvania	S. Carolina	Tennessee	Virginia	Other 1/	Total
Jan-04	25,153,803	25,540,842	49,501,118	75,501,408	17,587,302	448,661,518
Feb-04	5,870,399	24,684,094	46,636,760	72,735,282	17,746,032	409,771,337
Mar-04	10,321,720	27,157,093	51,452,835	76,619,263	14,204,693	439,432,588
Apr-04	11,224,196	26,182,855	52,667,428	74,367,124	11,231,753	416,752,362
May-04	7,835,547	25,990,499	52,592,650	73,298,539	10,509,647	397,046,429
Jun-04	12,293,545	22,718,013	47,549,479	69,379,163	12,130,365	391,815,750
Jul-04	21,958,368	21,208,403	46,465,981	69,049,587	15,781,178	401,420,053
Aug-04	28,800,902	20,217,828	45,183,471	69,145,475	26,280,262	424,259,724
Sep-04	31,977,965	19,585,215	42,333,170	65,485,613	24,229,705	411,172,883
Oct-04	35,206,842	20,936,290	45,262,473	70,131,256	19,081,786	418,953,873
Nov-04	32,976,594	22,049,105	43,966,235	68,504,616	18,000,469	418,707,429
Dec-04	26,166,465	24,513,256	46,793,929	73,338,617	17,977,991	414,112,236
Jan-05	27,110,002	26,362,912	47,769,322	77,112,041	13,454,833	434,534,647
Feb-05	8,994,009	25,322,540	44,532,951	69,038,721	18,754,154	384,783,241
Mar-05	7,550,071	27,487,089	49,608,474	77,991,819	18,371,997	423,274,882
Apr-05	7,378,679	26,997,107	48,843,921	77,680,578	15,924,949	406,475,943
May-05	3,923,020	27,169,475	49,660,184	77,809,368	15,556,553	407,970,980
Jun-05	6,498,114	23,705,884	45,114,291	76,789,182	15,593,848	390,125,776
Jul-05	14,071,543	20,123,843	41,926,475	72,191,736	17,101,407	397,015,792
Aug-05	26,653,884	18,418,080	40,025,058	68,943,725	19,017,243	396,036,606
Sep-05	24,067,269	18,545,366	39,382,767	65,783,630	22,124,920	375,363,158
Oct-05	21,725,380	20,827,305	39,652,418	69,071,582	19,465,021	401,620,679
Nov-05	23,459,432	22,016,099	41,547,654	78,322,939	15,562,446	411,210,384

1/ Due to confidentiality issues, other contains deliveries from milk produced in Alabama, Delaware, Illinois, Iowa, Kansas, Missouri, New Mexico, New York, Oklahoma, Texas, West Virginia, and Wisconsin.

Prepared by:
Market Administrator
Louisville, KY

Exhibit _____

Daily Deliveries of Total Milk Pooled on Federal Order 5 that was Delivered to a Pool Distributing Plant in Either Federal Order 5 or 7 11
AppalachianMarketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dairy Farmers of America

Days of the Month	Jan-04	Feb-04	Mar-04	Apr-04	May-04	Jun-04	Jul-04	Aug-M	Sep-04	Oct-04
1	11,793,938	11,453,124	12,483,675	12,807,991	9,826,142	10,671,071	12,568,865	9,971,442	11,923,338	11,888,777
2	12,160,442	12,688,717	13,068,230	11,572,488	9,671,899	11,716,405	11,322,072	12,150,114	12,012,796	10,592,012
3	11,201,785	12,437,492	13,600,911	10,941,961	11,374,642	11,699,400	10,019,455	12,574,053	12,414,780	11,025,134
4	10,793,080	13,857,626	13,008,123	9,807,508	11,727,505	11,895,811	9,849,317	12,984,768	10,638,369	11,669,132
5	12,352,315	13,185,504	13,555,598	12,091,865	11,914,051	10,137,750	11,931,769	13,016,090	10,476,413	13,002,781
6	13,731,154	13,484,383	11,967,612	12,104,924	11,241,497	9,944,927	11,715,826	13,227,075	12,055,788	13,346,838
7	13,601,207	11,708,456	10,883,587	12,339,870	11,692,871	11,127,056	12,276,019	11,102,526	13,078,413	12,617,883
8	14,222,005	11,605,531	12,802,292	12,820,403	10,670,823	11,235,727	12,099,319	10,974,664	12,520,412	12,799,108
9	15,510,769	12,964,758	13,374,896	12,514,362	10,154,093	12,631,656	10,532,867	12,706,401	12,887,696	10,495,321
10	12,592,142	13,269,767	12,820,093	11,148,506	11,675,567	12,404,005	9,625,669	13,666,999	13,472,720	10,820,977
11	12,057,974	13,191,876	13,005,500	10,810,204	12,338,917	12,609,536	8,783,257	13,534,527	11,188,876	12,280,095
12	13,455,313	13,098,256	12,143,418	12,699,468	12,058,867	10,482,997	11,124,062	13,689,323	10,954,270	12,127,509
13	14,057,276	13,024,523	11,777,952	12,702,662	12,124,371	9,928,769	11,105,043	13,512,903	12,640,177	12,316,960
14	14,241,440	11,343,294	10,920,064	12,536,021	11,509,972	11,218,802	11,535,292	10,755,474	12,984,379	12,275,015
15	14,130,500	11,083,469	12,767,464	12,746,247	10,247,526	11,798,115	11,952,064	11,076,139	13,642,891	12,396,907
16	14,272,942	12,878,057	12,752,064	12,841,660	9,885,439	12,325,411	12,324,441	12,599,901	13,467,858	10,263,173
17	11,832,359	13,161,328	13,293,508	11,002,647	10,979,650	11,465,335	9,998,533	13,270,242	12,047,065	10,223,081
18	11,706,088	13,145,778	12,032,756	10,575,962	11,202,485	12,145,176	9,963,560	13,258,966	10,515,272	11,974,521
19	13,240,334	12,901,993	12,553,464	12,211,603	12,220,352	10,217,623	11,409,048	12,632,506	10,713,352	12,011,611
20	13,494,399	11,986,453	10,896,129	12,312,542	11,909,271	9,734,903	12,387,436	11,212,255	12,026,760	12,949,139
21	12,692,604	10,889,896	10,651,564	12,430,366	11,235,419	10,990,819	12,421,453	10,641,513	12,725,172	12,446,375
22	12,708,128	10,827,120	12,236,756	12,797,166	10,112,898	11,565,756	12,587,845	10,285,523	11,997,048	12,617,074
23	11,199,126	12,250,082	12,254,230	12,110,310	9,981,015	12,727,242	12,415,416	12,049,062	12,726,260	10,748,269
24	11,319,801	12,568,555	12,700,840	11,257,874	10,987,205	12,447,126	9,887,654	12,217,901	11,497,577	10,944,459
25	10,022,289	12,467,953	12,769,140	10,734,025	10,801,249	12,174,736	9,424,395	12,258,450	10,624,206	12,307,836
26	12,880,929	12,388,282	13,028,879	12,869,722	10,801,711	10,202,652	11,479,806	11,497,990	10,091,963	12,695,780
27	13,224,903	12,142,587	12,130,483	12,322,179	11,069,626	10,214,146	11,470,723	11,931,978	12,332,320	12,594,652
28	13,518,626	11,992,049	11,321,403	12,689,221	10,743,884	11,895,956	11,767,688	9,991,901	11,917,517	12,116,606
29	13,942,020	11,027,593	12,796,835	12,444,031	10,055,281	11,306,379	12,370,703	10,246,602	12,610,908	11,629,098
30	12,268,821		12,405,872	12,365,289	9,211,922	12,019,655	12,133,989	11,357,854	12,110,351	10,913,968
31	11,316,028		12,516,010		10,769,258		10,008,020	11,614,552		10,356,864
Total 2/	395,540,737	359,024,502	384,519,348	360,609,077	340,195,408	340,934,942	348,491,606	372,009,694	360,294,947	366,446,955
Percent of Total Pod Distributing Plant Deliveries	88.2%	87.6%	87.5%	86.5%	85.7%	87.0%	86.8%	87.7%	87.6%	87.5%

Daily Deliveries of Total Milk Pooled on Federal Order 5 that was Delivered to a Pool Distributing Plant in Either Federal Order 5 or 7 1/
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dairy Farmers of America

Days of the Month	Nov-04	Dec-04	Jan-05	Feb-05	Mar-05	Apr-05	May-05	Jun-05	Jul-05	Aug-05
1	12,617,175	13,750,848	10,701,548	13,868,718	13,241,894	12,839,503	11,489,198	11,417,073	11,876,264	12,765,803
2	12,584,082	13,442,246	11,280,424	13,952,369	13,989,172	11,361,520	12,623,354	10,890,419	10,597,212	12,489,149
3	12,841,105	12,504,721	13,414,365	14,065,022	13,830,353	10,779,204	13,332,631	10,780,210	10,760,618	13,010,957
4	12,954,576	11,282,518	13,589,822	14,568,764	13,884,422	12,948,879	13,056,087	9,860,327	11,886,866	12,586,710
5	11,926,661	11,121,097	14,315,399	12,281,329	11,774,085	12,909,113	13,467,055	10,262,185	12,100,364	12,876,023
6	10,542,997	13,165,272	14,272,894	12,128,702	11,686,027	13,810,536	13,098,720	10,586,239	12,653,114	11,127,971
7	10,822,754	13,439,452	14,259,998	13,066,895	13,403,424	13,423,779	11,844,354	10,746,013	13,283,542	10,203,429
8	11,987,076	13,671,092	11,994,414	13,680,691	13,366,537	13,097,180	11,711,040	11,211,714	13,255,225	12,367,859
9	13,497,978	13,681,573	11,469,609	14,225,957	13,530,908	11,230,395	13,032,694	11,325,660	11,441,119	12,677,650
10	13,308,607	13,525,738	13,452,150	12,724,561	13,783,688	11,668,021	13,377,627	11,503,004	10,999,807	12,957,810
11	13,143,880	12,218,050	14,136,228	11,645,947	14,078,495	13,250,033	12,814,318	10,251,742	12,681,852	12,503,348
12	13,129,606	11,843,469	13,536,224	10,990,515	11,751,042	13,219,459	13,351,999	9,046,525	12,833,871	12,188,366
13	11,261,210	13,060,898	14,473,460	11,001,798	11,367,795	13,571,946	12,171,358	10,754,071	12,865,060	10,406,477
14	10,963,606	13,637,259	14,382,706	12,795,008	13,006,682	13,292,630	11,057,776	10,885,677	13,022,630	9,689,687
15	12,407,875	13,939,134	11,313,610	13,036,060	13,165,031	13,088,851	10,907,600	12,473,843	12,538,911	10,946,090
16	13,880,384	13,489,617	11,655,128	12,790,690	13,828,185	11,610,701	11,917,122	12,197,235	10,500,038	11,414,430
17	13,821,284	13,950,217	13,277,292	12,160,073	13,868,904	11,221,306	12,871,262	12,121,006	10,669,413	11,357,901
18	13,587,188	12,523,821	13,592,997	12,538,531	12,651,634	13,168,770	13,177,995	10,790,973	11,645,243	12,163,338
19	13,419,563	11,620,817	13,699,805	11,272,482	10,890,278	13,217,562	12,593,873	10,604,102	12,331,480	12,288,928
20	11,710,160	13,361,271	14,285,387	10,947,395	10,741,063	13,546,413	12,662,685	11,303,301	12,168,590	10,497,245
21	11,300,798	13,185,375	14,467,954	13,238,549	12,445,704	12,552,994	10,689,879	11,931,116	12,693,722	10,130,506
22	12,741,244	12,814,535	12,496,661	13,090,817	13,048,295	12,202,799	11,086,833	11,998,421	12,644,719	11,875,609
23	12,991,103	11,625,591	11,337,513	12,950,191	13,325,700	11,274,097	11,787,156	11,916,232	10,272,832	11,866,617
24	12,345,034	11,415,693	13,042,035	13,262,161	13,407,622	11,349,219	11,649,533	10,863,606	10,134,686	12,048,897
25	9,917,527	9,063,583	13,507,333	12,941,266	12,378,139	12,563,491	11,717,509	10,007,381	12,048,026	12,830,819
26	11,566,174	9,733,685	13,200,004	11,478,822	10,153,110	13,064,101	11,551,855	9,921,616	12,672,206	13,192,974
27	10,553,450	12,505,750	14,083,774	11,387,712	10,844,527	13,613,924	11,180,790	11,093,041	12,303,560	10,896,984
28	10,171,913	12,363,470	14,627,415	13,062,387	12,337,953	12,834,199	10,983,542	10,949,230	13,341,469	11,282,709
29	12,639,286	12,616,361	11,627,730		12,393,962	12,602,999	10,655,206	11,729,666	12,548,654	12,715,064
30	12,440,139	11,739,987	12,098,131		12,838,242	11,613,069	11,745,301	11,009,832	10,510,323	13,165,297
31		12,251,969	12,797,712		12,620,271		12,087,169		11,151,961	12,856,819
Total 2/	367,074,435	388,545,109	406,389,722	355,153,412	393,633,144	376,926,693	375,693,521	330,431,460	370,433,377	369,381,466
Percent of Total Pool Distributing Plant Deliveries	87.7%	93.8%	93.5%	92.3%	93.0%	92.7%	92.1%	84.7%	93.3%	93.3%

Daily Deliveries of Total Milk Pooled on Federal Order 5 that was Delivered to a Pool Distributing Plant in Either Federal Order 5 or 7 1/
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
'Prepared at the Request of Dairy Farmers of America

Days of the Month	Sep-05	Oct-05	Nov-05
1	12,705,045	11,888,777	13,470,006
2	11,836,759	10,592,012	13,944,018
3	10,699,924	11,025,134	13,278,239
4	10,506,746	11,669,132	13,113,774
5	11,978,104	13,002,781	11,665,074
6	12,363,837	13,346,838	11,242,263
7	12,984,138	12,617,883	13,258,076
8	12,750,459	12,799,108	13,519,024
9	12,733,545	10,495,321	13,542,419
10	10,887,422	10,820,977	13,556,300
11	10,432,804	12,280,095	13,031,544
12	11,541,635	12,127,509	11,614,825
13	12,395,001	12,316,960	11,025,880
14	11,899,481	12,275,015	13,205,268
15	11,843,109	12,396,907	13,755,712
16	11,537,920	10,263,173	13,849,070
17	10,389,366	10,223,081	13,587,480
18	9,866,174	11,974,521	13,768,727
19	11,216,590	12,011,611	11,916,784
20	11,334,965	12,949,139	12,123,942
21	12,416,382	12,446,375	12,933,865
22	11,549,265	12,617,074	13,968,001
23	11,637,571	10,748,269	13,107,837
24	10,502,117	10,944,459	10,189,598
25	10,071,176	12,307,836	12,667,701
26	11,420,291	12,695,780	11,999,638
27	12,009,938	12,594,652	11,262,451
28	11,951,854	12,116,606	13,554,737
29	12,192,434	11,629,098	13,714,696
30	11,934,519	10,913,968	14,000,874
31		10,356,864	
Total 2/	347,588,571	366,446,955	385,667,823
Percent of Total Pool Distributing Plant Deliveries	92.6%	91.2%	93.8%

1/ Daily delivery data was not available for all handlers, percent of pool distributing plant deliveries reflect the total daily delivery data shown relative to the total volume deliveried to a pool distibuting plant for the month.
2/ Total of daily deliveries by month shown in table.

Exhibit_____

Proposal 5 - Estimated Uniform Price at the Location of the Plants Receiving 75 Percent of Total Diversions, Cities Listed in Alphabetical Order
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dairy Farmers of America

Diversion Location City, State	Current Differential	Uniform Price at Location	Actual Class III price	Actual Class IV price	Percent of Total Out of Area Diversions 1/	Closest Pool Distributing Plant		Estimated Uniform Price at Location - Proposal 5 31		
						Miles	Differential	$0.003 per mile per cwt rate	$0.0035 per mile per cwt rate	$0.004 per mile per cwt rate
Month With the Lowest Diverted Volume in the last 12 months										
December 2004										
Brenham, TX	3.30	17.18	16.14	13.42	75.9%	285	3.60	16.67	16.54	16.40
Broken Arrow, OK	2.60	16.48	16.14	13.42	75.9%	104	2.80	16.42	16.37	16.32
Carlisle, PA	2.80	16.68	16.14	13.42	75.9%	168	2.80	16.23	16.15	16.07
Freemont, OH	2.00	15.88	16.14	13.42	75.9%	304	2.20	15.22	15.08	14.93
Laurel, MD	3.00	16.88	16.14	13.42	75.9%	152	2.80	16.27	16.21	16.13
Marietta, OH	2.00	15.88	16.14	13.42	75.9%	215	2.20	15.48	15.39	15.28
New Wilmington, PA	2.10	15.98	16.14	13.42	75.9%	292	2.80	15.85	15.72	15.57
Newark. OH	2.00	15.88	16.14	13.42	75.9%	219	2.20	15.47	15.37	15.26
Sulphur Springs, TX	3.00	16.88	16.14	13.42	75.9%	126	3.10	16.65	16.60	16.54
Winnsboro, TX	3.00	16.88	16.14	13.42	75.9%	101	3.10	16.73	16.69	16.64
Month With Highest Diverted Volume in the last 12 months										
March 2005										
Broken Arrow, OK	2.60	16.24	14.08	12.66	74.2%	104	2.80	16.34	16.33	16.32
Kiel, WI	5.75	15.39	14.08	12.66	74.2%	458	2.20	14.67	14.49	14.31
Laurel, MD	3.00	16.64	14.08	12.66	74.2%	152	2.80	16.19	16.16	16.13
Layton, UT	1.90	15.54	14.08	12.66	74.2%	1265	2.20	12.26	11.66	11.08
Minster, OH	2.00	15.64	14.08	12.66	74.2%	199	2.20	15.45	15.39	15.34
Newark, OH	2.00	15.64	14.08	12.66	74.2%	219	2.20	15.39	15.32	15.26
Newport, KY	2.20	15.84	14.08	12.66	74.2%	85	2.20	15.80	15.79	15.80
Oklahoma City, OK	2.60	16.24	14.08	12.66	74.2%	182	2.80	16.10	16.05	16.01
Portales, NM	2.10	15.74	14.08	12.66	74.2%	559	2.80	14.97	14.73	14.51
Roswell, NM	2.10	15.74	14.08	12.66	74.2%	651	2.80	14.70	14.41	14.14
Smithfield, UT	1.90	15.54	14.08	12.66	74.2%	1289	2.20	12.18	11.58	10.98
Sulphur Springs, TX	3.00	16.64	14.08	12.66	74.2%	126	3.10	16.57	16.55	16.54
Waupun, WI	1.75	15.39	14.08	12.66	74.2%	452	2.20	14.69	14.51	14.33
Winnsboro, TX	3.00	16.64	14.08	12.66	74.2%	101	3.10	16.65	16.64	16.64

1/ Percentage of total diversions that the locations represent.

21 The Appalachian or Southeast Order pool distributing plant closest to the plant receiving diverted milk. Morningstar, Mt. Crawford, VA, was included as a pool distributing plant for all months. The plant became a pool distributing plant on FO 5 effective November 1, 2005.

3/ Estimated uniform price at the location of the plant receiving the diverted milk.

Compilation of Statistical Material Prepared at the Request of Dean Foods

Federal Order 5

Appalachian Marketing Area

Prepared by:
Market Administrator's Office
4511 Bardstown Road Suite 103
Louisville, Kentucky 40218

For Use in Public Hearing
Docket No. **AO-388-A17** and
AO-366-A46; DA-05-06
Louisville, Kentucky
January 2006

Date 1/10/06 Exhibit # 8
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

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Exhibit_____

Estimated Federal Order 5 Uniform Price Regarding Proposal 5 at Different per cwt Mileage Rates
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dean Foods

	Actual Class III Price	Actual Class IV Price	Actual Uniform Price	Uniform Price at Different per cwt Mileage Rates							
				Uniform Price at $0.002 per mile per cwt	Change from Actual	Uniform Price at $0.003 per mile per cwt	Change from Actual	Uniform Price at $0.0035 per mile per cwt	Change from Actual	Uniform Price at $0.004 per mile per cwt	Change from Actual
Jan-04	11.61	10.97	14.25	14.29	0.04	14.33	0.08	14.35	0.10	14.37	0.12
Feb-04	11.89	12.21	14.49	14.55	0.06	14.61	0.12	14.64	0.15	14.67	0.18
Mar-04	14.49	14.10	15.80	15.82	0.02	15.83	0.03	15.83	0.03	15.84	0.04
Apr-04	19.66	14.57	16.76	16.77	0.01	16.79	0.03	16.80	0.04	16.80	0.04
May-04	20.58	14.50	20.18	20.21	0.03	20.24	0.06	20.25	0.07	20.27	0.09
Jun-04	17.68	13.72	20.54	20.61	0.07	20.67	0.13	20.70	0.16	20.73	0.19
Jul-04	14.85	13.31	18.94	18.98	0.04	19.01	0.07	19.03	0.09	19.05	0.11
Aug-04	14.04	12.46	16.16	16.20	0.04	16.24	0.08	16.26	0.10	16.28	0.12
Sep-04	14.72	13.00	16.52	16.55	0.03	16.58	0.06	16.59	0.07	16.60	0.08
Oct-04	14.16	12.81	36.69	16.73	0.04	16.76	0.07	16.78	0.09	16.79	0.10
Nov-04	14.89	13.34	16.78	16.81	0.03	16.84	0.06	16.85	0.07	16.87	0.09
Dec-04	16.14	13.42	16.98	17.01	0.03	17.03	0.05	17.04	0.06	17.04	0.06
Jan-05	14.14	12.52	17.34	17.40	0.06	17.45	0.11	17.47	0.13	17.49	0.15
Feb-05	14.70	12.74	15.90	15.94	0.04	15.98	0.08	16.00	0.10	16.01	0.11
War-05	14.08	12.66	16.74	16.85	0.11	16.95	0.21	16.99	0.25	17.04	0.30
Apr-05	14.61	12.61	15.92	16.04	0.12	16.12	0.20	16.16	0.24	16.20	0.28
May-05	13.77	12.20	15.85	15.93	0.08	16.00	0.15	16.03	0.18	16.06	0.21
Jun-05	13.92	12.33	15.49	15.58	0.09	15.65	0.16	15.68	0.19	15.72	0.23
Jul-05	14.35	13.17	16.26	16.29	0.03	16.31	0.05	16.32	0.06	16.33	0.07
4ug-05	13.60	13.44	16.65	16.68	0.03	16.71	0.06	16.73	0.08	16.74	0.09
Sep-05	14.30	13.75	16.37	16.40	0.03	16.43	0.06	16.45	0.08	16.46	0.09
Oct-05	14.35	13.62	16.48	16.51	0.03	16.54	0.06	16.56	0.08	16.57	0.09
Nov-05	13.35	12.90	16.30	16.33	0.03	16.35	0.05	76.37	0.07	16.38	0.08

Uniform prices announced at Mecklenburg County, NC - $3.10 per cwt Class I differential

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Estimated Uniform Price Regarding Proposal 5 at the Location of the Top Ten Plants Receiving Diversions, Listed in Alphabetical Order
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dean Foods

Diversion Location City, State	Current Differential	Actual Uniform Price at Location	Actual Class III price	Actual Class IV price	Percent of Total Out of Area Diversions 1/	Closest Pool Distributing Plant 2/		Estimated Uniform Price at Location - Proposal 5 3/		
						Miles	Differential	$0.002 per mile per cwt rate	$0.003 per mile per cwt rate	$0.004 per mile per cwt rate
January 2004										
Carlisle, PA	2.80	13.95	11.61	10.97	63.1%	168	2.80	13.65	13.53	13.40
Freemont, OH	2.00	13.15	11.61	10.97	63.1%	304	2.20	12.78	12.52	12.26
Kiel, WI	1.75	12.90	11.61	10.97	63.1%	458	2.20	12.47	12.06	11.64
Laurel, MD	3.00	14.15	11.61	10.97	63.1%	152	2.80	13.69	13.57	13.46
New Wilmington, PA	2.10	13.25	11.61	10.97	63.1%	292	2.80	13.41	13.15	12.90
Newark, OH	2.00	13.15	11.61	10.97	63.1%	219	2.20	12.95	12.77	12.59
Oklahoma City,OK	2.60	13.75	11.61	10.97	63.1%	182	2.80	13.63	13.48	13.34
Sabetha, KS	2.00	13.15	11.61	10.97	63.1%	279	2.20	12.83	12.59	12.35
Stockton, IL	1.75	12.90	11.61	10.97	63.1%	421	2.20	12.55	12.17	11.79
Waupun, WI	1.75	12.90	11.61	10.97	63.1%	452	2.20	12.49	12.07	11.66
Febuary 2004										
Broken Arrow, OK	2.60	13.99	11.89	12.21	66.4%	104	2.80	14.04	14.00	13.95
Carlisle, PA	2.80	14.19	11.89	12.21	66.4%	168	2.80	13.91	13.81	13.70
Freemont, OH	2.00	13.39	11.89	12.21	66.4%	304	2.20	13.04	12.80	12.56
Kiel, WI	1.75	13.14	11.89	12.21	66.4%	458	2.20	12.73	12.34	11.94
New Wilmington, PA	2.10	13.49	11.89	12.21	66.4%	292	2.80	13.67	13.43	13.20
Newark, OH	2.00	13.39	11.89	12.21	66.4%	219	2.20	13.21	13.05	12.89
Newport, KY	2.20	13.59	11.89	12.21	66.4%	85	2.20	13.48	13.46	13.43
Roswell, NM	2.10	13.49	11.89	12.21	66.4%	651	2.80	12.95	12.36	11.77
Smithfield, UT	1.90	13.29	11.89	12.21	66.4%	1289	2.20	11.07	9.84	8.61
Waupun, WI	1.75	13.14	11.89	12.21	66.4%	452	2.20	12.75	12.35	11.96
March 2004										
Broken Arrow, OK	2.60	15.30	14.49	14.10	81.9%	104	2.80	15.31	15.22	15.12
Carlisle, PA	2.80	15.50	14.49	14.10	81.9%	168	2.80	15.18	15.03	14.87
Dallas, TX	3.00	15.70	14.49	14.10	81.9%	180	3.10	15.46	15.29	15.12
Hancock, MD	2.80	15.50	14.49	14.10	81.9%	112	2.80	15.30	15.19	15.09
Minster, OH	2.00	14.70	14.49	14.10	81.9%	199	2.20	14.52	14.33	14.14
Oklahoma City, OK	2.60	15.30	14.49	14.10	81.9%	182	2.80	15.16	14.98	14.81
Portales, NM	2.10	14.80	14.49	14.10	81.9%	559	2.80	14.40	13.85	13.31
Sabetha, KS	2.00	14.70	14.49	14.10	81.9%	279	2.20	14.36	14.09	13.82
Sulphur Springs, TX	3.00	15.70	14.49	14.10	81.9%	126	3.10	15.57	15.45	15.34
Winnsboro, TX	3.00	15.70	14.49	14.10	81.9%	101	3.10	15.62	15.51	15.44

Prepared by: Louisville Market Administrator

Estimated Uniform Price Regarding Proposal 5 at the Location of the Top Ten Plants Receiving Diversions. Listed in Alphabetical Order
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dean Foods

Diversion Location City, State	Current Differential	Actual Uniform Price at Location	Actual Class III price	Actual Class IV price	Percent of Total Out of Area Diversions 1/	Ctosest Pool Distributing Plant 21		Estimated Uniform Price at Location - Proposal 5 31		
						Miles	Differential	$0.002 per mile per cwt rate	$0.003 per mile per cwt rate	$0.004 per mile per cwt rate
April 2004										
Bellville, PA	2.70	16.36	19.66	14.57	95.5%	198	2.80	16.07	15.90	15.71
Broken Arrow, OK	2.60	16.26	19.66	14.57	95.5%	104	2.80	16.26	16.18	16.08
Carlisle, PA	2.80	16.46	19.66	14.57	95.5%	168	2.80	16.13	15.99	15.83
Fort Morgan, CO	2.35	16.01	19.66	14.57	95.5%	730	2.20	14.41	13.70	12.98
Laurel, MD	3.00	16.66	19.66	14.57	95.5%	152	2.80	16.17	16.03	15.89
Oklahoma City. OK	2.60	16.26	19.66	14.57	95.5%	182	2.80	16.11	15.94	15.77
Portales, NM	2.10	15.76	19.66	14.57	95.5%	559	2.80	15.35	14.81	14.27
Sulphur Springs, TX	3.00	16.66	19.66	14.57	95.5%	126	3.10	16.52	16.41	16.30
Winchester, VA	2.80	16.46	19.66	14.57	95.5%	73	2.80	16.32	16.27	16.21
Winnsboro, TX	3.00	16.66	19.66	14.57	95.5%	101	3.10	16.57	16.49	16.40
May *2004*										
Broken Arrow, OK	2.60	19.68	20.58	14.50	79.5%	104	2.80	19.70	19.63	19.55
Carlisle, PA	2.80	19.88	20.58	14.50	79.5%	168	2.80	19.57	19.44	19.30
Goshen, IN	1.80	18.88	20.58	14.50	79.5%	268	2.20	18.77	18.54	18.30
Laurel, MD	3.00	20.08	20.58	14.50	79.5%	152	2.80	19.61	19.48	19.36
Newark, OH	2.00	19.08	20.58	14.50	79.5%	219	2.20	18.87	18.68	18.49
Newport, KY	2.20	19.28	20.58	14.50	79.5%	85	2.20	19.14	19.09	19.03
Portales, NM	2.10	19.18	20.58	14.50	79.5%	559	2.80	18.79	18.26	17.74
Sabetha, KS	2.00	19.08	20.58	14.50	79.5%	279	2.20	18.75	18.50	18.25
Sulphur Springs, TX	3.00	20.08	20.58	14.50	79.5%	126	3.10	19.96	19.86	19.77
Winnsboro, TX	3.00	20.08	20.58	14.50	79.5%	101	3.10	20.01	19.94	19.87
June 2004										
Broken Arrow, OK	2.60	20.04	17.68	13.72	64.6%	104	2.80	20.10	20.06	20.01
Carlisle, PA	2.80	20.24	17.68	13.72	64.6%	168	2.80	19.97	19.87	19.76
Goshen, IN	1.80	19.24	17.68	13.72	64.6%	268	2.20	19.17	18.97	18.76
Kiel, WI	1.75	19.19	17.68	13.72	64.6%	458	2.20	18.79	18.40	18.00
Laurel, MD	3.00	20.44	17.68	13.72	64.6%	152	2.80	20.01	19.91	19.82
New Wilmington, PA	2.10	19.54	17.68	13.72	64.6%	292	2.80	19.73	19.49	19.26
Newport, KY	2.20	19.64	17.68	13.72	64.6%	85	2.20	19.54	19.52	19.49
Portales, NM	2.10	19.54	17.68	13.72	64.6%	559	2.80	19.19	18.69	18.20
Sabetha, KS	2.00	19.44	17.68	13.72	64.6%	279	2.20	19.15	18.93	18.71
Waupun, WI	1.75	19.19	17.68	13.72	64.6%	452	2.20	18.81	18.41	18.02

Prepared by: Louisville Market Administrator

Estimated Uniform Price Regarding Proposal **5** at the Location of the Top Ten Plants Receiving Diversions, Listed in Alphabetical Order
Appalachian Marketing Area - Federal Order 5
January ***2004*** - November **2005**
Prepared at the Request of Dean Foods

Diversion Location City, State	Current Differential	Actual Uniform Price at Location	Actual Class III price	Actual Class IV price	Percent of Total Out of Area Diversions 1/	Closest Pool Distributing Plant 2/		Estimated Uniform Price at Location - Proposal 5 3/		
						Miles	Differential	$0.002 per mile per cwt rate	**$0.003** per mile per cwt rate	**$0.004** per mile per cwt rate
July 2004										
Brownsville, WI	1.75	17.59	14.85	13.31	67.0%	439	2.20	17.20	16.79	16.39
Carlisle, PA	2.80	18.64	14.85	13.31	67.0%	168	2.80	18.34	18.21	18.08
Freemont, OH	2.00	17.84	14.85	13.31	67.0%	304	2.20	17.47	17.20	16.94
Goshen, IN	1.80	17.64	14.85	13.31	67.0%	268	2.20	17.54	17.31	17.08
Kiel, WI	1.75	17.59	14.85	13.31	67.0%	458	2.20	17.16	16.74	16.32
Laurel, MD	3.00	18.84	14.85	13.31	67.0%	152	2.80	18.38	18.25	18.14
New Wilmington, PA	2.10	17.94	14.85	13.31	67.0%	292	2.80	18.10	17.83	17.58
Newark. OH	2.00	17.84	14.85	13.31	67.0%	219	2.20	17.64	17.45	17.27
Sharpsville, PA	2.10	17.94	14.85	13.31	67.0%	305	2.80	18.07	17.79	17.53
Stockton, IL	1.75	17.59	14.85	13.31	67.0%	421	2.20	17.24	16.85	16.47
August 2004										
Brenham. TX	3.30	16.36	14.04	12.46	58.1%	285	3.60	16.13	15.88	15.64
Broken Arrow, OK	2.60	15.66	14.04	12.46	58.1%	104	2.80	15.69	15.63	15.56
Carlisle, PA	2.80	15.86	14.04	12.46	58.1%	168	2.80	15.56	15.44	15.31
Goshen, IN	1.80	14.86	14.04	12.46	58.1%	268	2.20	14.76	14.54	14.31
Kiel, WI	1.75	14.81	14.04	12.46	58.1%	458	2.20	14.38	13.97	13.55
Laurel, MD	3.00	16.06	14.04	12.46	58.1%	152	2.80	15.60	15.48	15.37
New Wilmington, PA	2.10	15.16	14.04	12.46	58.1%	292	2.80	15.32	15.06	14.81
Newark, OH	2.00	15.06	14.04	12.46	58.1%	219	2.20	14.86	14.68	14.50
Stockton. I t	1.75	14.81	14.04	12.46	58.1%	421	2.20	14.46	14.08	13.70
Sulphur Springs. TX	3.00	16.06	14.04	12.46	58.1%	126	3.10	15.95	15.86	15.78
September 2004										
Batavia, NY	2.20	15.62	14.72	13.00	61.5%	440	2.80	15.37	14.96	14.54
Brenham, TX	3.30	16.72	14.72	13.00	61.5%	285	3.60	16.48	16.22	15.96
Broken Arrow, OK	2.60	16.02	14.72	13.00	61.5%	104	2.80	16.04	15.97	15.88
Carlisle, PA	2.80	16.22	14.72	13.00	61.5%	168	2.80	15.91	15.78	15.63
Goshen, IN	1.80	15.22	14.72	13.00	61.5%	268	2.20	15.11	14.88	14.63
Kiel, WI	1.75	15.17	14.72	13.00	61.5%	458	2.20	14.73	14.31	13.87
Laurel, MD	3.00	16.42	14.72	13.00	61.5%	152	2.80	15.95	15.82	15.69
New Wilmington, PA	2.10	15.52	14.72	13.00	61.5%	292	2.80	15.67	15.40	15.13
Newark, OH	2.00	15.42	14.72	13.00	61.5%	219	2.20	15.21	15.02	14.82
Newport, KY	2.20	15.62	14.72	13.00	61.5%	85	2.20	15.48	15.43	15.36

Estimated Uniform Price Regarding Proposal 5 at the Location of the Top Ten Plants Receiving Diversions. Listed in Alphabetical Order
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January 2004 - November 2005
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Diversion Location City, State	Current Differential	Actual Uniform Price at Location	Actual Class III price	Actual Class IV price	Percent of Total Out of Area Diversions 1/	Closest Pool Distributing Plant 21		Estimated Uniform Price at Location - Proposal 5 31		
						Miles	Differential	$0.002 per mile per cwt rate	$0.003 per mile per cwt rate	$0.004 per mile per cwt rate
October 2004										
Brenham, TX	3.30	16.89	14.16	12.81	57.3%	285	3.60	16.66	16.40	16.15
Broken Arrow, OK	2.60	16.19	14.16	12.81	57.3%	104	2.80	16.22	16.15	16.07
Carlisle, PA	2.80	16.39	14.16	12.81	57.3%	168	2.80	16.09	15.96	15.82
Cleveland, OH	2.00	15.59	14.16	12.81	57.3%	323	2.20	15.18	14.89	14.60
Denmark, WI	1.75	15.34	14.16	12.81	57.3%	484	2.20	14.86	14.41	13.96
Kiel, WI	1.75	15.34	14.16	12.81	57.3%	458	2.20	14.91	14.49	14.06
Laurel. MD	3.00	16.59	14.16	12.81	57.3%	152	2.80	16.13	16.00	15.88
New Wilmington, PA	2.10	15.69	14.16	12.81	57.3%	292	2.80	15.85	15.58	15.32
Newark, OH	2.00	15.59	14.16	12.81	57.3%	219	2.20	15.39	15.20	15.01
Newport, KY	2.20	15.79	14.16	12.81	57.3%	85	2.20	15.66	15.61	15.55
November 2004										
Batavia, NY	2.20	15.88	14.89	13.34	59.8%	440	2.80	15.63	15.22	14.81
Brenham, TX	3.30	16.98	14.89	13.34	59.8%	285	3.60	16.74	16.48	16.23
Buffalo, NY	2.20	15.88	14.89	13.34	59.8%	404	2.80	15.70	15.33	14.95
Carlisle, PA	2.80	16.48	14.89	13.34	59.8%	168	2.80	16.17	16.04	15.90
Kiel, WI	1.75	15.43	14.89	13.34	59.8%	458	2.20	14.99	14.57	14.14
Laurel, MD	3.00	16.68	14.89	13.34	59.8%	152	2.80	16.21	16.08	15.96
New Wlmington, PA	2.10	15.78	14.89	13.34	59.8%	292	2.80	15.93	15.66	15.40
Newark, OH	2.00	15.68	14.89	13.34	59.8%	219	2.20	15.47	15.28	15.09
Newport, KY	2.20	15.88	14.89	13.34	59.8%	85	2.20	15.74	15.69	15.63
Oklahoma City, OK	2.60	16.28	14.89	13.34	59.8%	182	2.80	16.15	15.99	15.84
December 2004										
Brenham, TX	3.30	17.18	16.14	13.42	75.9%	285	3.60	16.94	16.67	16.40
Broken Arrow, OK	2.60	16.48	16.14	13.42	75.9%	104	2.80	16.50	16.42	16.32
Carlisle, PA	2.80	16.68	16.14	13.42	75.9%	168	2.80	16.37	16.23	16.07
Freemont, OH	2.00	15.88	16.14	13.42	75.9%	304	2.20	15.50	15.22	14.93
Laurel, MD	3.00	16.88	16.14	13.42	75.9%	152	2.80	16.41	16.27	16.13
Marietta, OH	2.00	15.88	16.14	13.42	75.9%	215	2.20	15.68	15.48	15.28
New Wilmington, PA	2.10	15.98	16.14	13.42	75.9%	292	2.80	16.13	15.85	15.57
Newark, OH	2.00	15.88	16.14	13.42	75.9%	219	2.20	15.67	15.47	15.26
Sulphur Springs, TX	3.00	16.88	16.14	13.42	75.9%	126	3.10	16.76	16.65	16.54
Winnsboro, TX	3.00	16.88	16.14	13.42	75.9%	101	3.10	16.81	16.73	16.64

Prepared by: Louisville Market Administrator

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Diversion Location City, State	Current Differential	Actual Uniform Price at Location	Actual Class III price	Actual Class IV price	Percent of Total Out of Area Diversions 1/	Closest Pool Distributing Plant 2/		Estimated Uniform Price at Location - Proposal 5 3/		
						Miles	differential	50.002 per mile per cwt rate	$0.003 per mile per cwt rate	50.004 per mile per cwt rate
January 2005										
Broken Arrow. OK	2.60	16.84	14.14	12.52	62.7%	104	2.80	16.89	16.84	16.77
Kiel. WI	1.75	15.99	14.14	12.52	62.7%	458	2.20	15.58	15.18	14.76
Laurel. MD	3.00	17.24	14.14	12.52	62.7%	152	2.80	16.80	16.69	16.58
Newark. OH	2.00	16.24	14.14	12.52	62.7%	219	2.20	16.06	15.89	15.71
Newport, KY	2.20	16.44	14.14	12.52	62.7%	85	2.20	16.33	16.30	16.25
Roswell, NM	2.10	16.34	14.14	12.52	62.7%	651	2.80	15.80	15.20	14.59
Sharpsville, PA	2.10	16.34	14.14	12.52	62.7%	305	2.80	16.49	16.23	15.97
Sulphur Springs, TX	3.00	17.24	14.14	12.52	62.7%	126	3.10	17.15	17.07	16.99
Waupun, WI	1.75	15.99	14.14	12.52	62.7%	452	2.20	15.60	15.19	14.78
Winnsboro. TX	3.00	17.24	14.14	12.52	62.7%	101	3.10	17.20	17.15	17.09
February 2005										
Broken Arrow, OK	2.60	15.40	14.70	12.74	82.0%	104	2.80	15.43	15.37	15.29
Carlisle, PA	2.80	15.60	14.70	12.74	82.0%	168	2.80	15.30	15.18	15.04
Laurel, MD	3.00	15.80	14.70	12.74	82.0%	152	2.80	15.34	15.22	15.10
Minster. OH	2.00	14.80	14.70	12.74	82.0%	199	2.20	14.64	14.48	14.31
Portales, NM	2.10	14.90	14.70	12.74	82.0%	559	2.80	14.52	14.00	13.48
Sabetha, KS	2.00	14.80	14.70	12.74	82.0%	279	2.20	14.48	14.24	13.99
Sulphur Springs, TX	3.00	15.80	14.70	12.74	82.0%	126	3.10	15.69	15.60	15.51
Sulphur Springs, TX	3.00	15.80	14.70	12.74	82.0%	126	3.10	15.69	15.60	15.51
Waupun. WI	1.75	14.55	14.70	12.74	82.0%	452	2.20	14.14	13.72	13.30
Winnsboro. TX	3.00	15.80	14.70	12.74	82.0%	101	3.10	15.74	15.68	15.61
March *2005*										
Kiel. WI	1.75	15.39	14.08	12.66	62.2%	458	2.20	15.03	14.68	14.31
Laurel, MD	3.00	16.64	14.08	12.66	62.2%	152	2.80	16.25	16.19	16.13
Layton, UT	1.90	15.54	14.08	12.66	62.2%	1265	2.20	13.42	12.26	11.08
Minster, OH	2.00	15.64	14.08	12.66	62.2%	199	2.20	15.55	15.45	15.34
Oklahoma City, OK	2.60	16.24	14.08	12.66	62.2%	182	2.80	16.19	16.10	16.01
Portales, NM	2.10	15.74	14.08	12.66	62.2%	559	2.80	15.43	14.97	14.51
Roswell, NM	2.10	15.74	14.08	12.66	62.2%	651	2.80	15.25	14.70	14.14
Sulphur Springs, TX	3.00	16.64	14.08	12.66	62.2%	126	3.10	16.60	16.57	16.54
Waupun, WI	1.75	15.39	14.08	12.66	62.2%	452	2.20	15.05	14.69	14.33
Winnsboro, TX	3.00	16.64	14.08	12.66	62.2%	101	3.10	16.65	16.65	16.64

Prepared by: Louisville Market Administrator

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Appalachian Marketing Area - Federal Order 5
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Diversion Location City. State	Current Differential	Actual Uniform Price at Location	Actual Class III price	Actual Class IV price	Percent of Total Out of Area Diversions 1/	it Pool Distributing Plant 2/		nat t U	Price at Location - Proposal 5 3/	
						Miles	Differential	$0.002 per mile per cwt rate	$0.003 per mile per cwt rate	$0.004 per mile per cwt rate
April 2005										
Carlisle, PA	2.80	15.62	14.61	12.61	68.6%	168	2.80	15.40	15.32	15.23
Kiel, WI	1.75	14.57	14.61	12.61	68.6%	458	2.20	14.22	13.85	13.47
Laurel, MD	3.00	15.82	14.61	12.61	68.6%	152	2.80	15.44	15.36	15.29
Layton, UT	1.90	14.72	14.61	12.61	68.6%	1265	2.20	12.61	11.43	10.24
Minster, OH	2.00	14.82	14.61	12.61	68.6%	199	2.20	14.74	14.62	14.50
Portales, NM	2.10	14.92	14.61	12.61	68.6%	559	2.80	14.62	14.14	13.67
Roswell, NM	2.10	14.92	14.61	12.61	68.6%	651	2.80	14.44	13.87	13.30
Sabetha, KS	2.00	14.82	14.61	12.61	68.6%	279	2.20	14.58	14.38	14.18
Waupun, WI	1.75	14.57	14.61	12.61	68.6%	452	2.20	14.24	13.86	13.49
Winnsboro, TX	3.00	15.82	14.61	12.61	68.6%	101	3.10	15.84	15.82	15.80
May *2005*										
Carlisle, PA	2.80	15.55	13.77	12.20	67.8%	168	2.80	15.29	15.20	15.09
Kiel, WI	1.75	14.50	13.77	12.20	67.8%	458	2.20	14.11	13.73	13.33
Laurel, MD	3.00	15.75	13.77	12.20	67.8%	152	2.80	15.33	15.24	15.15
Minster, OH	2.00	14.75	13.77	12.20	67.8%	199	2.20	14.63	14.50	14.36
New Wilmington, PA	2.10	14.85	13.77	12.20	67.8%	292	2.80	15.05	14.82	14.59
Portales, NM	2.10	14.85	13.77	12.20	67.8%	559	2.80	14.51	14.02	13.53
Smithfield, UT	1.90	14.65	13.77	12.20	67.8%	1289	2.20	12.45	11.23	10.00
Sulphur Springs, TX	3.00	15.75	13.77	12.20	67.8%	126	3.10	15.68	15.62	15.56
Waupun. WI	1.75	14.50	13.77	12.20	67.8%	452	2.20	14.13	13.74	13.35
Wnnsboro. TX	3.00	15.75	13.77	12.20	67.8%	101	3.10	15.73	15.70	15.66
June 2005										
Carlisle, PA	2.80	15.19	13.92	12.33	69.3%	168	2.80	14.94	14.85	14.75
Kiel, WI	1.75	14.14	13.92	12.33	69.3%	458	2.20	13.76	13.38	12.99
Laurel, MD	3.00	15.39	13.92	12.33	69.3%	152	2.80	14.98	14.89	14.81
Minster, OH	2.00	14.39	13.92	12.33	69.3%	199	2.20	14.28	14.15	14.02
Portales. NM	2.10	14.49	13.92	12.33	69.3%	559	2.80	14.16	13.67	13.19
Roswell, NM	2.10	14.49	13.92	12.33	69.3%	651	2.80	13.98	13.40	12.82
Sulphur Springs, TX	3.00	15.39	13.92	12.33	69.3%	126	3.10	15.33	15.27	15.22
Waupun. WI	1.75	14.14	13.92	12.33	69.3%	452	2.20	13.78	13.39	13.01
Winnsboro. TX	3.00	15.39	13.92	12.33	69.3%	101	3.10	15.38	15.35	15.32
Winthrop, MN	1.70	14.09	13.92	12.33	69.3%	632	2.20	13.42	12.85	12.29

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						Miles	Differential	$0.002 per mile per cwt rate	$0.003 per mile per cwt rate	$0.004 per mile per cwt rate
July 2005										
Broken Arrow, OK	2.60	15.76	14.35	13.17	75.6%	104	2.80	15.78	15.70	15.61
Carlisle, PA	2.80	15.96	14.35	13.17	75.6%	168	2.80	15.65	15.51	15.36
Freemont, OH	2.00	15.16	14.35	13.17	75.6%	304	2.20	14.78	14.50	14.22
Goshen, IN	1.80	14.96	14.35	13.17	75.6%	268	2.20	14.85	14.61	14.36
Huntley, IL	1.80	14.96	14.35	13.17	75.6%	339	2.20	14.71	14.39	14.07
Laurel. MD	3.00	16.16	14.35	13.17	75.6%	152	2.80	15.69	15.55	15.42
New Wilmington. PA	2.10	15.26	14.35	13.17	75.6%	292	2.80	15.41	15.13	14.86
Newark, OH	2.00	15.16	14.35	13.17	75.6%	219	2.20	14.95	14.75	14.55
Sulphur Springs, TX	3.00	16.16	14.35	13.17	75.6%	126	3.10	16.04	15.93	15.83
Winthrop, MN	1.70	14.86	14.35	13.17	75.6%	632	2.20	14.13	13.51	12.90
August 2005										
Carlisle, PA	2.80	16.35	13.60	13.44	72.9%	168	2.80	16.04	15.91	15.77
Denmark, WI	1.75	15.30	13.60	13.44	72.9%	484	2.20	14.81	14.36	13.91
Freemont, OH	2.00	15.55	13.60	13.44	72.9%	304	2.20	15.17	14.90	14.63
Goshen, IN	1.80	15.35	13.60	13.44	72.9%	268	2.20	15.24	15.01	14.77
Kiel, WI	1.75	15.30	13.60	13.44	72.9%	458	2.20	14.86	14.44	14.01
Laurel, MD	3.00	16.55	13.60	13.44	72.9%	152	2.80	16.08	15.95	15.83
New Wilmington, PA	2.10	15.65	13.60	13.44	72.9%	292	2.80	15.80	15.53	15.27
Newark, OH	2.00	15.55	13.60	13.44	72.9%	219	2.20	15.34	15.15	14.96
Portales, NM	2.10	15.65	13.60	13.44	72.9%	559	2.80	15.26	14.73	14.21
Sulphur Springs, TX	3.00	16.55	13.60	13.44	72.9%	126	3.10	16.43	16.33	16.24
September 2005										
Broken Arrow. OK	2.60	15.87	14.30	13.75	64.1%	104	2.80	15.89	15.82	15.74
Carlisle. PA	2.80	16.07	14.30	13.75	64.1%	168	2.80	15.76	15.63	15.49
Freemont, OH	2.00	15.27	14.30	13.75	64.1%	304	2.20	14.89	14.62	14.35
Goshen, IN	1.80	15.07	14.30	13.75	64.1%	268	2.20	14.96	14.73	14.49
Kiel, WI	1.75	15.02	14.30	13.75	64.1%	458	2.20	14.58	14.16	13.73
Laurel, MD	3.00	16.27	14.30	13.75	64.1%	152	2.80	15.80	15.67	15.55
Newark, OH	2.00	15.27	14.30	13.75	64.1%	219	2.20	15.06	14.87	14.68
Newport, KY	2.20	15.47	14.30	13.75	64.1%	85	2.20	15.33	15.28	15.22
Oklahoma City, OK	2.60	15.87	14.30	13.75	64.1%	182	2.80	15.74	15.58	15.43
Sulphur Springs, TX	3.00	16.27	14.30	13.75	64.1%	126	3.10	16.15	16.05	15.96

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October 2005										
Broken Arrow, OK	2.60	15.98	14,35	13.61	67.9%	104	2.80	16.00	15.93	15.85
Denmark, WI	1.75	15.13	14.35	13.61	67.9%	484	2.20	14.64	14.19	13.74
Freemont, OH	2.00	15.38	14.35	13.61	67.9%	304	2.20	15.00	14.73	14.46
Goshen, IN	1.80	15.18	14.35	13.61	67.9%	268	2.20	15.07	14.84	14.60
Kiel, WI	1.75	15.13	14.35	13.61	67.9%	458	2.20	14.69	14.27	13.84
Laurel, MD	3.00	16.38	14.35	13.61	67.9%	152	2.80	15.91	15.78	15.66
New London, WI	1.75	15.13	14.35	13.61	67.9%	500	2.20	14.61	14.14	13.67
Newport, KY	2.20	15.58	14.35	13.61	67.9%	85	2.20	15.44	15.39	15.33
Portales, NM	2.10	15.48	14.35	13.61	67.9%	559	2.80	15.09	14.56	14.04
Sulphur Springs, TX	3.00	16.38	14.35	13.61	67.9%	126	3.10	16.26	16.16	16.07
November 2005										
Carlisle, PA	2.80	16.00	13.35	12.90	67.5%	168	2.80	15.69	15.55	15.41
Clovis, NM	2.10	15.30	13.35	12.90	67.5%	541	2.80	14.95	14.43	13.92
Freemont, OH	2.00	15.20	13.35	12.90	67.5%	304	2.20	14.82	14.54	14.27
Goshen, IN	1.80	15.00	13.35	12.90	67.5%	268	2.20	14.89	14.65	14.41
Kiel, WI	1.75	14.95	13.35	12.90	67.5%	458	2.20	14.51	14.08	13.65
Laurel, MD	3.00	16.20	13.35	12.90	67.5%	152	2.80	15.73	15.59	15.47
New Wilmington, PA	2.10	15.30	13.35	12.90	67.5%	292	2.80	15.45	15.17	14.91
Newark. OH	2.00	15.20	13.35	12.90	67.5%	219	2.20	14.99	14.79	14.60
Newport, KY	2.20	15.40	13.35	12.90	67.5%	85	2.20	15.26	15.20	15.14
Winnsboro, TX	3.00	16.20	13.35	12.90	67.5%	101	3.10	16.13	16.05	15.98

1/ Percentage of total diversions that the top ten plants represent.

21 The Appalachian or Southeast Order pool distributing plant closest to the plant receiving diverted milk. Morningstar, Mt. Crawford, VA, was included as a pool distributing plant for all months. The plant became a pool distributing plant on FO 5 effective November 1, 2005.

31 Estimated uniform price at the location of the plant receiving the diverted milk.

Exhibit_____

Monthly Transportation Credit Balancing Fund Assuming Current $0.095 per cwt Assessment and Implementation of Proposal 4
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the Request of Dean Foods

Month/Year		Actual Assessment	Actual Credits Requested	Actual Credits Paid	Prorata Percentage	Impact of $0.095 Assessment and Proposal 4				
						Beginning Balance 1/	Assessment at $0.095	Proposal 4- Total Credits Paid	Prorata Percentage	Ending Balance 2/
Jan.	2004	$255,554.31				$7,687.18	$373,502.48			$381,189.66
Feb.	2004	$225,033.25				$381,189.66	$328,894.75			$710,084.41
Mar.	2004	$247,738.69				$710,084.41	$362,079.60			$1,072,164.02
Apr.	2004	$239,319.21				$1,072,164.02	$349,774.23			$1,421,938.25
May	2004	$215,589.08				$1,421,938.25	$315,091.77			$1,737,030.02
Jun.	2004	$216,674.45				$1,737,030.02	$316,678.00			$2,053,708.02
Jul.	2004	$226,917.85	$442,064.57	$442,064.57	100.0%	$2,053,708.02	$331,649.17	$358,410.61	100.0%	$2,026,946.58
Aug.	2004	$238,228.51	$763,396.13	$763,396.13	100.0%	$2,026,946.58	$348,180.11	$673,495.23	100.0%	$1,701,631.47
Sep.	2004	$235,912.01	$844,675.40	$844,675.40	100.0%	$1,701,631.47	$344,794.46	$777,949.98	100.0%	$1,268,475.95
Oct.	2004	$229,372.77	$617,341.61	$250,517.34	40.6%	$1,268,475.95	$335,237.12	$557,625.91	100.0%	$1,046,087.16
Nov.	2004	$239,669.92	$621,133.97	$242,118.04	39.0%	$1,046,087.16	$350,286.81	$548,907.33	100.0%	$847,466.63
Dec.	2004	$240,928.43	$556,701.59	$238,240.69	42.8%	$847,466.63	$352,126.18	$529,501.81	100.0%	$670,090.99
Annual	**2004**	**$2,810,938.48**	**$3,845,313.27**	**$2,781,012.17**	**72.3%**	**$7,687.18**	**$4,108,294.69**	**$3,445,890.88**	**100.0%**	**$670,090.99**
Jan.	2005	$240,221.63				$670,090.99	$351,093.17			$1,021,184.16
Feb.	2005	$214,388.21				$1,021,184.16	$313,336.63			$1,334,520.79
Mar.	2005	$244,895.76				$1,334,520.79	$357,924.59			$1,692,445.39
Apr.	2005	$233,372.57				$1,692,445.39	$341,082.98			$2,033,528.37
May	2005	$224,323.32				$2,033,528.37	$327,857.19			$2,361,385.56
Jun.	2005	$217,878.29				$2,361,385.56	$318,583.66			$2,679,969.21
Jul.	2005	$216,258.26	$463,173.69	$463,173.69	100.0%	$2,679,969.21	$316,069.80	$369,491.79	100.0%	$2,626,547.22
Aug.	2005	$227,881.93	$759,457.64	$759,457.64	100.0%	$2,626,547.22	$333,058.20	$665,663.36	100.0%	$2,293,942.06
Sep.	2005	$219,603.69	$915,087.20	$819,564.45	89.6%	$2,293,942.06	$320,959.24	$781,820.68	100.0%	$1,833,080.62
Oct.	2005	$221,342.21	$688,480.53	$210,493.42	30.6%	$1,833,080.62	$323,500.14	$604,941.16	100.0%	$1,551,639.60
Nov.	2005	$337,795.27	$586,710.11	$340,038.99	58.0%	$1,551,639.60	$337,795.27	$492,329.34	100.0%	$1,397,105.54
Dec.	2005	-	-	-	-	-	-	-	-	-
Annual	**2005**	**$2,597,961.14**	**$3,412,909.17**	**$2,592,728.19**	**76.0%**	**$20,202.03**	**$3,641,260.87**	**$2,914,246.33**	**100.0%**	**-**

1/ Beginning balance for January 2004 is the actual beginning balance for the month.
2/ Balances does not reflect any possible interest earned or audit adjustments

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Total Pounds Diverted and the Weighted Average Diversion Percentage for the Top Three Diverters Based on Diversion Percentage
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005
Prepared at the request of Dean Foods

Month	Total Pounds - Diverted	Weighted Average Diversion Percentage
Jan-04	104,831,716	24.28%
Feb-04	93,516,482	23.62%
Mar-04	43,386,375	10.28%
Apr-04	43,346,384	10.48%
May-04	89,846,910	22.33%
Jun-04	115,265,159	29.75%
Jul-04	93,432,094	23.25%
Aug-04	97,300,928	23.23%
Sep-04	69,367,812	17.27%
Oct-04	86,723,946	21.02%
Nov-04	75,099,685	18.30%
Dec-04	57,047,950	14.36%
Jan-05	103,752,321	24.64%
Feb-05	83,980,770	24.31%
Mar-05	159,805,830	38.49%
Apr-05	144,010,009	35.69%
May-05	158,100,307	38.97%
Jun-05	149,373,800	38.99%
Jul-05	81,525,117	21.00%
Aug-05	71,790,101	18.91%
Sep-05	74,173,274	20.50%
Oct-05	72,224,975	18.70%
Nov-05	79,763,321	20.47%

Prepared by:
Market Administrator
Louisville, KY

Compilation of Statistical Material Prepared at the Request of

Dairy **Farmers** of **America** and
Dean Foods

Federal Order 5

Appalachian Marketing Area

Prepared by:
Market Administrator's Office
4511 Bardstown Road **Suite** 103
Louisville, **Kentucky 40218**

For Use in Public **Hearing**
Docket No. AO-388-A17 and
AO-366-A46; DA-05-06
Louisville, **Kentucky**
January **2006**

Date 1/10/06 Exhibit # 9
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8966
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

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Exhibit_____

Total Diversions to Plants Located Outside of the Southeast and Appalachian Marketing Areas
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005

Month	Pounds
Jan-04	85,238,426
Feb-04	71,643,406
Mar-04	25,388,383
Apr-04	31,121,774
May-04	62,185,156
Jun-04	108,349,308
Jul-04	68,933,236
Aug-04	74,382,521
Sep-04	48,391,489
Oct-04	62,225,808
Nov-04	55,033,356
Dec-04	41,318,265
Jan-05	82,272,174
Feb-05	64,097,882
Mar-05	133,564,024
Apr-05	113,134,282
May-05	118,021,723
Jun-05	120,151,412
Jul-05	43,868,265
Aug-05	49,473,190
Sep-05	52,042,176
Oct-05	47,783,953
Nov-05	52,914,198

Prepared by:
Market Administrator
Louisville, KY

Compilation of Statistical Material Prepared at the Request of Jeff Sims

Federal Order 5

Appalachian Marketing Area

Prepared by:
Market Administrator's Office
4511 Bardstown Road **Suite** 103
Louisville, **Kentucky 40218**

For Use in Public Hearing
Docket No. AO-388-A17 and
AO-366-A46; DA-05-06
Louisville, **Kentucky**
January **2006**

Date 1/10/06 Exhibit # 10
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

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Current Transportation Credit Fund Calculations Using Alternative Mileage Rates
Appalachian Marketing Area - Federal Order 5
July - November 2004
Prepared at the request of Jeff Sims

	Actual Credits Paid 1/	Total Credits Requested 1/	Total Credits 0.42 cent rate	Total Credits 0.44 cent rate	Total Credits 0.46 cent rate	Total Credits 0.48 cent rate
Jul-04	$442,064.57	$442,064.57	$590,430.05	$632,881.52	$675,265.44	$717,716.90
Aug-04	$763,396.13	$763,396.13	$1,000,079.27	$1,067,752.45	$1,135,363.52	$1,203,036.70
Sep-04	$844,675.40	$844,675.40	$1,106,195.90	$1,180,824.35	$1,255,397.70	$1,330,026.15
Oct-04	$250,517.34	$617,341.61	$811,949.87	$867,565.64	$923,160.98	$978,776.75
Nov-04	$242,118.04	$621,133.97	$821,853.20	$879,240.44	$936,586.95	$993,974.19
Dec-04	$238,240.69	$556,701.59	$728,356.43	$777,431.16	$826,531.10	$875,605.82
Total	$2,781,012.17	$3,845,313.27	$5,058,864.73	$5,405,695.55	$5,752,305.70	$6,099,136.52

1/ Based on the current per hundredweight per mile rate of 0.35 cents.

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Current Transportation Credit fund Calculations Using Alternative Mileage Rates
Appalachian Marketing Area - Federal Order 5
July - November 2005
Prepared at the request of Jeff Sims

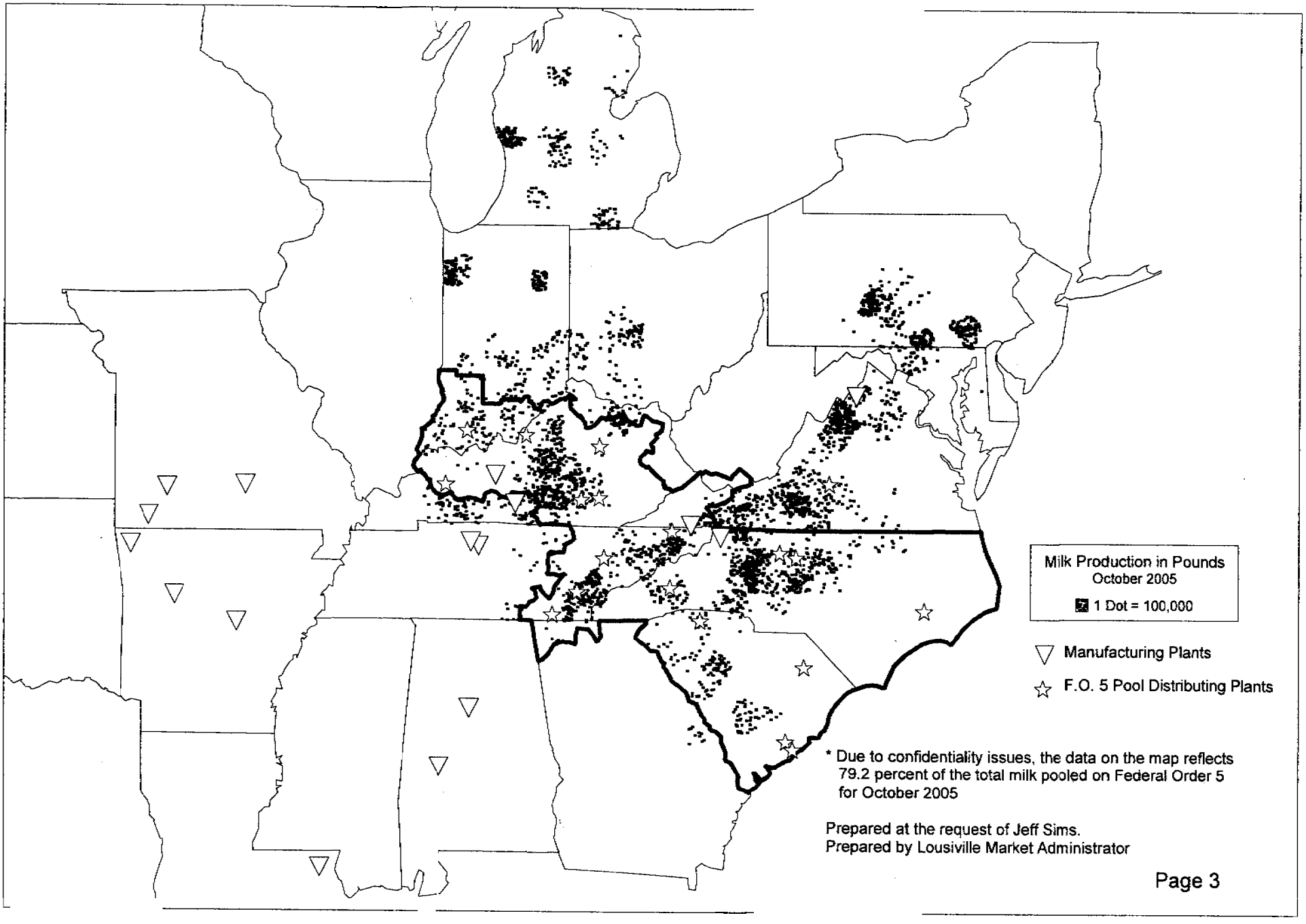
	Actual Credits Paid 1/	Total Credits Requested 1/	Total Credits 0.42 cent rate	Total Credits 0.44 cent rate	Total Credits **0.46** cent rate	Total Credits **0.48** cent rate
Jul-05	$463,173.69	$463,173.69	$613,793.26	$656,817.09	$699,850.28	$742,874.11
Aug-05	$759,457.64	$759,457.64	$999,011.94	$1,067,274.62	$1,135,585.41	$1,203,848.09
Sep-05	$819,564.45	$915,087.20	$1,183,386.01	$1,260,054.31	$1,336,677.24	$1,413,345.53
Oct-05	$210,493.42	$688,480.53	$899,526.97	$959,811.77	$1,020,104.60	$1,080,389.40
Nov-05	$340,038.99	$586,710.11	$773,361.13	$826,652.94	$879,994.91	$933,286.72
Dec-05						
Total	$2,592,728.19	$3,412,909.18	$4,469,079.31	$4,770,610.73	$5,072,212.44	$5,373,743.86

1/ Based on the current per hundredweight per mile rate of 0.35 cents.

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Appalachian Marketing Area Milkshed
Federal Order No. 5



* Due to confidentiality issues, the data on the map reflects 79.2 percent of the total milk pooled on Federal Order 5 for October 2005

Prepared at the request of Jeff Sims.
Prepared by Lousiville Market Administrator

Exhibit # _____

United States Department of Agriculture

Agricultural Marketing Service - Dairy Programs

Southeast Marketing Area
Federal Order No. 7

2004 ANNUAL STATISTICS

***Sue** L. Mosley*
Market Administrator
P.O. **Box** 491778
Lawrenceville, Georgia 30049

Date 1/10/04 Exhibit # 11
Case U.S. Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8964
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

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The data presented herein represents a compilation of general information pertaining to the marketing of milk in the Southeast Marketing Area during 2004. Except for the corrections of mathematical and other obvious errors, the data presented were taken from reports of receipts and utilization, payroll reports, and reports of nonpool handlers that were submitted to the office of the Market Administrator as well as publications released by this office.

This information is prepared pursuant to Section 1000.25 (c)(8) of the General Provisions of Federal Milk Marketing Orders, Part 1000 which is incorporated by reference and made a part of Federal Order Number 7. Part 1000 states that the Market Administrator shall "Prepare and disseminate publicly for the benefit of producers, handlers, and consumers such statistics and other information concerning operation of the order and facts relevant to the provisions thereof (or proposed provisions) as do not reveal confidential information."

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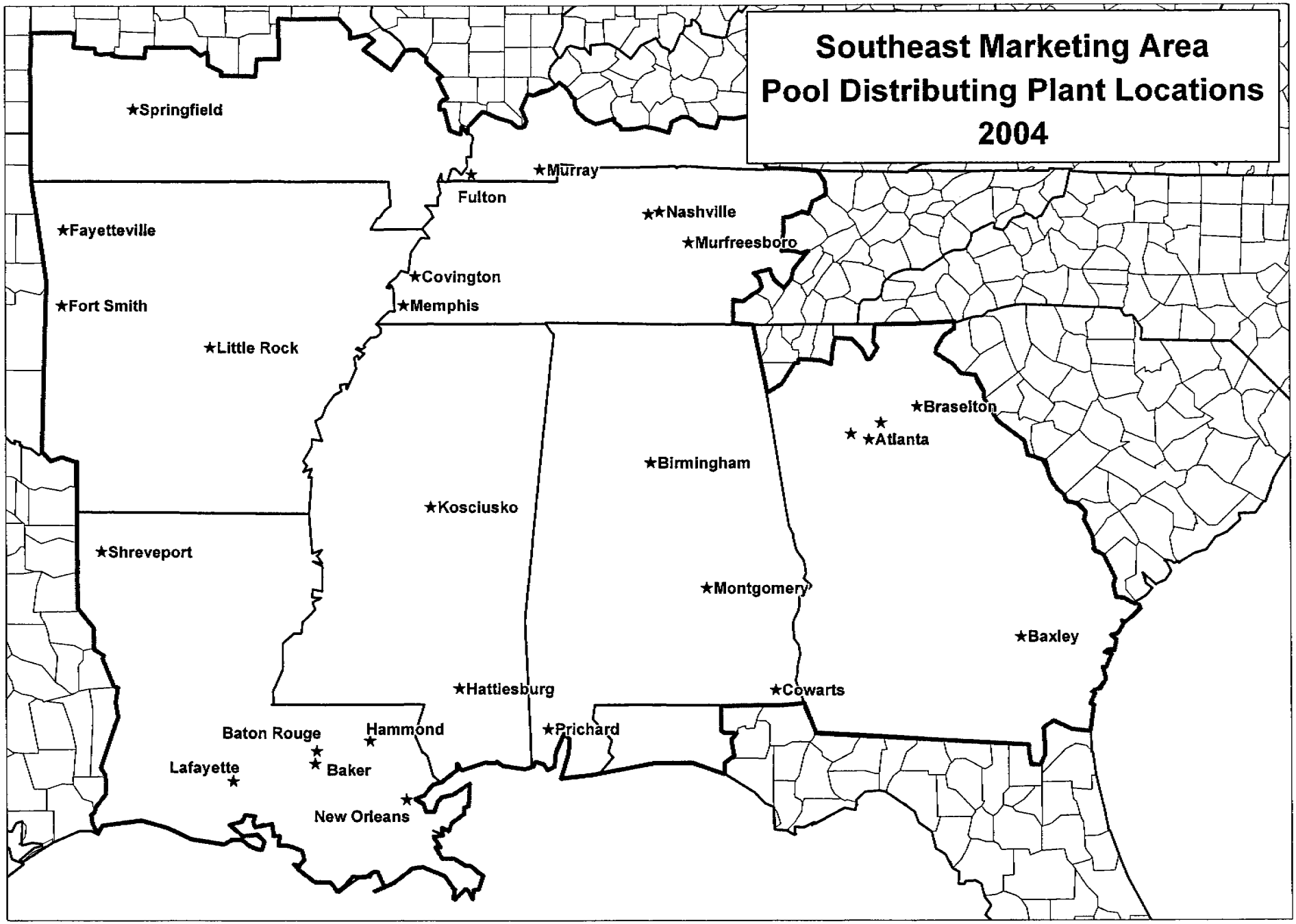
Southeast Marketing Area
Pool Distributing Plant Locations
2004



SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

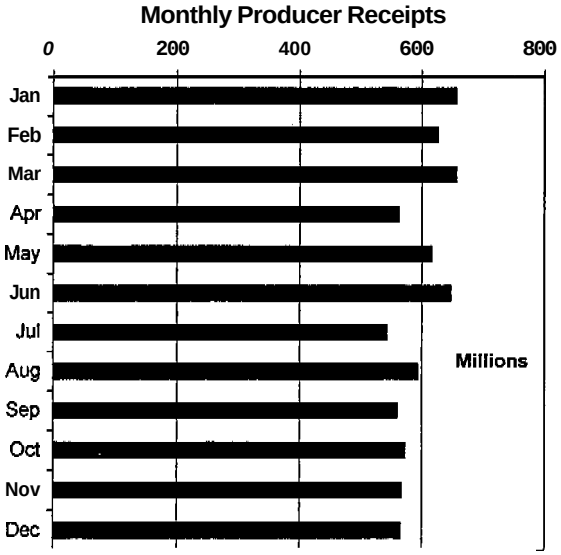
RECEIPTS AND CLASSIFICATION OF PRODUCER MILK AND BUTTERFAT

2004	CLASS I PRODUCT POUNDS	CLASS I %	CLASS I BUTTERFAT POUNDS	CLASS II PRODUCT POUNDS	CLASS II %	CLASS II BUTTERFAT POUNDS
January	412,319,938	62.89	8,831,174	64,742,119	9.87	5,333,936
February	365,247,568	58.32	7,752,942	67,197,553	10.73	5,436,318
March	401,134,305	61.15	8,492,801	78,229,727	11.92	5,779,654
April	390,524,980	69.46	8,261,266	74,196,191	13.20	5,499,717
May	354,867,884	57.62	7,642,267	85,576,347	13.89	5,826,677
June	346,813,429	53.56	7,733,951	90,522,210	13.98	6,129,062
July	372,617,123	68.71	8,303,802	61,455,160	11.33	5,517,237
August	401,050,392	67.56	8,508,895	75,420,523	12.71	6,075,059
September	393,789,636	70.36	8,308,931	63,784,400	11.40	5,586,317
October	395,196,799	68.94	8,441,868	66,827,017	11.66	5,364,369
November	405,676,071	71.59	8,960,382	58,889,354	10.39	5,080,970
December	400,809,887	70.90	9,023,926	56,627,539	10.02	4,335,102
Total	**4,640,048,012**	**64.77%**	**100,262,205**	**843,468,140**	**11.77%**	**65,964,418**

2004	CLASS III PRODUCT POUNDS	CLASS III %	CLASS III BUTTERFAT POUNDS	CLASS IV PRODUCT POUNDS	CLASS IV %	CLASS IV BUTTERFAT POUNDS
January	103,943,943	15.85	4,920,033	74,693,057	11.39	5,520,315
February	110,869,899	17.70	4,819,775	82,954,928	13.25	5,369,245
March	132,948,975	20.26	5,847,292	43,776,406	6.67	3,575,331
April	13,399,219	2.38	1,213,144	84,104,282	14.96	5,025,870
May	71,572,916	11.62	3,402,346	103,918,872	16.87	4,856,702
June	90,316,717	13.95	3,960,298	119,821,060	18.51	4,999,363
July	75,288,875	13.88	3,233,842	32,950,589	6.08	2,211,005
August	65,465,086	11.03	2,970,569	51,657,225	8.70	3,716,790
September	58,719,101	10.49	2,718,364	43,399,587	7.75	3,786,933
October	65,141,200	11.37	3,286,864	45,997,775	8.03	4,347,047
November	69,594,808	12.28	3,289,413	32,513,050	5.74	3,909,289
December	62,262,105	11.01	2,945,281	45,607,444	8.07	5,035,811
Total	**919,522,844**	**12.83%**	**42,607,221**	**761,394,275**	**10.63%**	**52,353,701**

TOTAL PRODUCER RECEIPTS

2004	PRODUCT POUNDS	%	BUTTERFAT POUNDS
January	655,699,057	100.00	24,605,458
February	626,269,948	100.00	23,378,280
March	656,089,413	100.00	23,695,078
April	562,224,672	100.00	19,999,997
May	615,936,019	100.00	21,727,992
June	647,473,416	100.00	22,822,674
July	542,311,747	100.00	19,265,886
August	593,593,226	100.00	21,271,313
September	559,692,724	100.00	20,400,545
October	573,162,791	100.00	21,440,148
November	566,673,283	100.00	21,240,054
December	565,306,975	100.00	21,340,120
Total	**7,164,433,271**	**100.00%**	**261,187,545**



SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

RECEIPTS AND CLASSIFICATION OF OTHER SOURCE MILK, OVERAGES, AND OPENING INVENTORIES

2004	OTHER SOURCE MILK	OVERAGES	OPENING INVENTORIES	TOTAL
January	17,627,483	3,225	46,347,898	63,978,606
February	15,463,706	12,160	46,694,687	62,170,553
March	18,277,031	28,128	56,945,047	75,250,206
April	13,970,285	5,075	52,652,361	66,627,721
May	23,341,763	2,095	48,245,549	71,589,407
June	19,676,018	21,501	45,176,575	64,874,094
July	22,374,762	2,132	48,545,488	70,922,382
August	20,734,722	0	45,097,213	65,831,935
September	25,312,894	25,557	48,884,433	74,222,884
October	24,465,648	0	52,508,919	76,974,567
November	21,527,611	0	58,085,365	79,612,976
December	20,634,825	201,288	51,827,516	72,663,629
Total	**243.406.748**	**301.161**	**601,011,051**	**844,718,960**

	AS CLASSIFIED			
2004	**CLASS I**	**CLASS II**	**CLASS III**	**CLASS IV**
January	37,032,500	3,095,439	2,947,421	20,903,246
February	36,931,168	3,467,470	2,592,092	19,179,823
March	37,085,496	5,323,972	2,944,555	29,896,183
April	37,807,573	6,183,342	511,101	22,125,705
May	46,022,439	3,770,175	2,772,706	19,024,087
June	30,903,520	5,762,308	3,471,935	24,736,331
July	30,752,818	9,271,702	2,789,391	28,108,471
August	35,885,391	7,925,359	2,875,168	19,146,017
September	45,717,814	8,938,501	2,651,976	16,914,593
October	45,419,715	5,311,596	2,327,034	23,916,222
November	40,820,434	5,940,505	2,744,608	30,107,429
December	44,783,175	4,908,037	2,385,023	20,587,394
Total	**469.162.043**	**69.898.406**	**31.013.010**	**274,645,501**

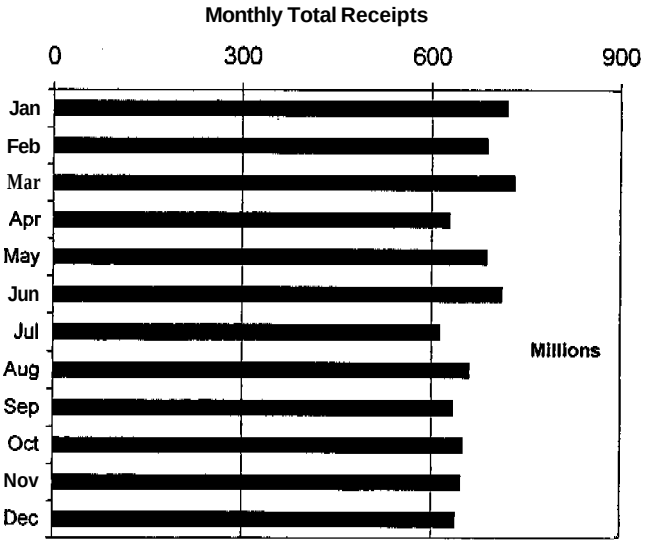
SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

CLASSIFICATION OF TOTAL RECEIPTS

2004	CLASS I PRODUCT POUNDS	CLASS I BUTTERFAT POUNDS	CLASS I BUTTERFAT TEST	CLASS II PRODUCT POUNDS	CLASS II BUTTERFAT POUNDS	CLASS II BUTTERFAT TEST
January	449,352,438	9,647,648	2.15%	67,837,558	5,613,578	8.28%
February	402,178,736	8,536,051	2.12%	70,665,023	5,793,598	8.20%
March	438,219,801	9,285,630	2.12%	83,553,699	6,272,266	7.51%
April	428,332,553	9,065,800	2.12%	80,379,533	5,890,709	7.33%
May	400,890,323	8,621,775	2.15%	89,346,522	6,259,070	7.01%
June	377,716,949	8,413,974	2.23%	96,284,518	6,826,891	7.09%
July	403,369,941	8,968,329	2.22%	70,726,862	6,094,327	8.62%
August	436,935,783	9,284,101	2.12%	83,345,882	6,590,364	7.91%
September	439,507,450	9,263,534	2.11%	72,722,901	6,010,495	8.26%
October	440,616,514	9,400,152	2.13%	72,138,613	5,822,919	8.07%
November	446,496,505	9,846,940	2.21%	64,829,859	5,915,240	9.12%
December	445,593,062	10,009,757	2.25%	61,535,576	4,999,597	8.12%
Total	**5,109,210,055**	**110,343,691**	**2.16%**	**913,366,546**	**72,089,054**	**7.89%**

2004	CLASS III PRODUCT POUNDS	CLASS III BUTTERFAT POUNDS	CLASS III BUTTERFAT TEST	CLASS IV PRODUCT POUNDS	CLASS IV BUTTERFAT POUNDS	CLASS IV BUTTERFAT TEST
January	106,891,364	5,035,743	4.71%	95,596,303	6,555,172	6.86%
February	113,461,991	4,944,739	4.36%	102,134,751	6,453,201	6.32%
March	135,893,530	5,994,209	4.41%	73,672,589	4,838,627	6.57%
April	13,910,320	1,264,945	9.09%	106,229,987	6,025,822	5.67%
May	74,345,622	3,525,276	4.74%	122,942,959	5,787,604	4.71%
June	93,788,652	4,084,004	4.35%	144,557,391	6,159,896	4.26%
July	78,078,266	3,342,954	4.28%	61,059,060	3,408,525	5.58%
August	68,340,254	3,086,454	4.52%	70,803,242	4,623,961	6.53%
September	61,371,077	2,896,902	4.72%	60,314,180	4,802,297	7.96%
October	67,468,234	3,377,081	5.01%	69.913,997	5,598,394	8.01%
November	72,339,416	3,379,271	4.67%	62,620,479	5,247,925	8.38%
December	64,647.128	3,054,881	4.73%	66,194,838	6,088,203	9.20%
Total	**950,535,854**	**43,986,459**	**4.63%**	**1,036,039,776**	**65,589,627**	**6.33%**

2004	TOTAL RECEIPTS PRODUCT POUNDS	TOTAL RECEIPTS BUTTERFAT POUNDS	TOTAL RECEIPTS BUTTERFAT TEST
January	719,677,663	26,852,141	3.73%
February	688,440,501	25,727,589	3.74%
March	731,339,619	26,390,732	3.61%
April	628,852,393	22,247,276	3.54%
May	687,525,426	24,193,725	3.52%
June	712,347,510	25,484,765	3.58%
July	613,234,129	21,814,135	3.56%
August	659,425,161	23,584,880	3.58%
September	633,915,608	22,973,228	3.62%
October	650,137,358	24,198,546	3.72%
November	646,286,259	24,389,376	3.77%
December	637,970,604	24,152,438	3.79%
Total	**8,009,152,231**	**292,008,831**	**3.65%**



SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TOTAL CLASS I UTILIZATION BY POOL HANDLERS

2004	TOTAL CLASS I ROUTE DISPOSITION	TRANSFERRED OR DIVERTED TO NONPOOL PLANTS	ENDING INVENTORY	CLASS I SHRINKAGE
January	408,578,759	6,690,744	31,507,007	2,575,928
February	361,852,253	7,985,164	29,949,373	2,391,946
March	398,156,593	7,509,807	30,472,483	2,080,918
April	379,817,580	8,161,695	38,325,268	2,028,010
May	364,699,522	8,013,830	25,591,298	2,585,673
June	343,695,475	7,646,163	24,861,383	1,513,928
July	365,011,088	7,259,613	29,127,345	1,971,895
August	391,863,956	7,260,582	34,657,810	3,153,435
September	394,224,870	8,929,614	33,699,558	2,653,408
October	398,811,828	7,383,133	31,704,002	2,717,551
November	399,342,576	8,554,124	34,888,549	3,711,256
December	399,700,226	7,964,890	35,407,083	2,520,863
Total	**4,605,754,726**	**93,359,359**	**380,191,159**	**29,904,811**

TOTAL CLASS I UTILIZATION

2004	PRODUCT POUNDS	BUTTERFAT POUNDS	BUTTERFAT TEST	DAILY AVERAGE UTILIZATION
January	449,352,438	9,647,648	2.15%	14,495,240
February	402,178,736	8,536,051	2.12%	13,868,232
March	438,219,801	9,285,630	2.12%	14,136,123
April	428,332,553	9,065,800	2.12%	14,277,752
May	400,890,323	8,621,775	2.15%	12,931,946
June	377,716,949	8,413,974	2.23%	12,590,565
July	403,369,941	8,968,329	2.22%	13,011,934
August	436,935,783	9,284,101	2.12%	14,094,703
September	439,507,450	9,263,534	2.11%	14,650,248
October	440,616,514	9,400,152	2.13%	14,213,436
November	446,496,505	9,846,940	2.21%	14,883,217
December	445,593,062	10,009,757	2.25%	14,373,970
Total	**5,109,210,055**	**110,343,691**	**2.16%**	**13,959,590**

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TOTAL DISPOSITION ON ROUTES INSIDE THE MARKETING AREA BY POOL PLANTS

2004	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL IN AREA
January	137,974,610	40,204,245	23,255,219	102,031,337	8,786,917	35,007,765	347,260,093
February	121,232,203	36,722,827	22,387,837	90,288,783	7,901,004	30,218,163	308,750,817
March	132,794,220	40,446,198	23,027,105	99,156,592	8,727,415	35,601,368	339,752,898
April	125,926,048	38,688,576	21,790,802	95,615,495	8,324,323	32,506,531	322,851,775
May	123,543,974	38,770,811	21,925,964	93,720,425	7,676,989	25,997,937	311,636,100
June	121,997,097	36,872,248	20,207,449	91,962,679	7,393,261	13,767,172	292.199,906
July	129,135,108	40,002,828	21,645,748	98,667,399	7,828,382	13,071,829	310,351,294
August	128,742,442	40,594,642	23,377,838	103,100,713	7,746,583	31,397,668	334,959,886
September	126,174,478	40,210,885	24,829,511	103,099,311	7,666,013	33,941,725	335,921,923
October	126,800,302	41,145,342	24,167,251	104,702,160	7,977,978	36,071,381	340,864,414
November	131,869,122	39,897,198	23,373,819	98,550,953	9,511,716	37,307,130	340,509,938
December	131,455,463	39,758,837	23,141,974	106,111,084	8,947,965	32,725,285	342,140,608
Total	**1,537,645,067**	**473,314,631**	**273,130,517**	**[illegible],187,006,931**	**98,488,546**	**357,613,954**	**3,927,199,652**

TOTAL DISPOSITION ON ROUTES OUTSIDE THE MARKETING AREA BY POOL PLANTS

2004	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL OUT OF AREA
January	22,122,789	7,990,702	4,747,001	20,114.214	999,424	5,344,536	61,318,666
February	19,023,007	7,128,694	4,155,203	17,344,093	840.541	4,609,898	53,101,436
March	20,806,824	7,735,666	4,644,246	19,013,813	943,006	5,260,140	58,403,695
April	20,075,506	7,527,432	4,432,642	18,690,480	942,593	5,297,152	56,965,805
May	18,764,639	7,342,172	4,223,518	17,741,968	859,460	4.131,665	53,063,422
June	18,940,962	7,303,893	3,987,797	17,989,951	849,505	2,423,461	51,495,569
July	19,984,255	7,652,669	4,225,106	19,329,762	894,003	2,573,999	54,659,794
August	19,593,213	7,725,211	4,482,577	19,522,251	913,247	4,667,571	56,904,070
September	19,429,364	7,858,654	4,730,519	19,727,067	872.068	5,685,275	58,302,947
October	19,065,517	7,884,514	4,671,607	19,570,026	953,063	5,802,687	57,947,414
November	19,382.115	7,755,860	4,590,960	19,794,776	1,056,847	6,252,080	58,832,638
December	19,876,036	7,496,579	4,367,823	19,734,282	936.470	5,148,428	57,559,618
Total	**237,064,227**	**91,402,046**	**53,258,999**	**228,572,683**	**11,060,227**	**57,196,892**	**678,555,074**

TOTAL DISPOSITION ON ROUTES IN AND OUT OF THE MARKETING AREA BY POOL PLANTS

2004	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL SALES
January	160,097,399	48,194,947	28,002,220	122,145,551	9,786,341	40,352,301	408,578,759
February	140,255,210	43,851,521	26,543,040	107,632,876	8,741,545	34,828,061	361,852,253
March	153,601,044	48,181,864	27,671,351	118,170,405	9,670,421	40,861,508	398,156,593
April	146,001,554	46,216,008	26,223,444	114,305,975	9,266,916	37,803,683	379,817,580
May	142,308,613	46,112,983	26,149,482	111,462,393	8,536,449	30,129,602	364,699,522
June	140,938,059	44,176,141	24,195,246	109,952,630	8,242,766	16,190,633	343,695,475
July	149.119,363	47,655,497	25,870,854	117,997,161	8,722,385	15,645,828	365,011,088
August	148,335,655	48.319,853	27,860,415	122,622,964	8,659,830	36,065,239	391,863,956
September	145,603,842	48,069,539	29,560,030	122,826,378	8,538,081	39,627,000	394,224,870
October	145,865,819	49,029,856	28,838,858	124,272,186	8,931,041	41,874,068	398,811,828
November	151,251,237	47,653,058	27,964,779	118,345,729	10,568,563	43,559,210	399,342,576
December	151,331,499	47,255,416	27,509,797	125,845,366	9,884,435	37,873,713	399,700,226
Total	**1,774,709,294**	**564,716,683**	**326,389,516**	**1,415.579,614**	**109,548,773**	**411,810,846**	**4,605,754,726**

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

DISPOSITION ON ROUTES INSIDE THE MARKETING AREA BY NONPOOL PLANTS

2004	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL NONPOOL
January	28,513,527	8,305,382	4,162,114	25,607,875	1,636,231	7,548,151	75,773,280
February	25,487,426	7,544,284	4,155,113	22,865,638	1,444,875	7,949,622	69,446,958
March	27,963,965	8,583,016	4,561,292	25,574,946	1,566,671	8,935,370	77,185,260
April	26,606,406	8,371,176	4,733,756	24,771,825	1,426,257	8,804,916	74,714,336
May	25,323,944	8,001,028	4,473,587	23,223,456	1,448,504	7,156.715	69,627,234
June	25,308,307	7,746,375	4,176,012	23,431,831	1,389,605	5,633,223	67,685,353
July	25,587,674	8,172,229	4,275,287	23,727,257	1,476,951	5,840,488	69,079,886
August	24,669,018	8,023,047	4,486,200	23,008,137	1,491,587	9,224,847	70,902,836
September	24,526,078	7.110,099	4,503,891	23,671,123	1,511,358	10,073,711	71,396,260
October	24,400,979	8,089,337	4,216,070	24,191,784	1,515,233	8,801,752	71,215,155
November	23,746,581	7,582,349	4,214,209	24,068,846	1.751.109	9,447,965	70,811,059
December	25,609,046	7,704,016	4,056,949	24,204,946	1,691,819	7,880,372	71,147,148
Total	**307,742,951**	**95,232,338**	**52,014,480**	**288,347,664**	**16,350,200**	**97,297,132**	**858,984,765**

DISPOSITION ON ROUTES INSIDE THE MARKETING AREA BY POOL PLANTS

2004	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL POOL
January	137,974,610	40,204,245	23,255,219	102,031,337	8,786,917	35,007,765	347,260,093
February	121,232,203	36,722,827	22,387,837	90,288,783	7,901,004	30,218,163	308,750,817
March	132,794,220	40,446,198	23,027,105	99,156,592	8,727,415	35,601,368	339,752,898
April	125,926,048	38,688,576	21,790,802	95,615,495	8,324,323	32,506,531	322,851,775
May	123,543,974	38,770,811	21,925,964	93,720,425	7,676,989	25,997,937	311,636,100
June	121,997,097	36,872,248	20,207,449	91,962,679	7,393,261	13,767.172	292,199,906
July	129,135,108	40,002,828	21,645,748	98,667,399	7,828,382	13,071,829	310,351,294
August	128,742,442	40,594,642	23,377,838	103.100.713	7,746,583	31,397,668	334,959,886
September	126,174,478	40,210,885	24,829,511	103,099,311	7,666,013	33,941,725	335,921,923
October	126,800,302	41,145,342	24,167,251	104,702,160	7,977,978	36,071,381	340,864.414
November	131,869,122	39,897,198	23,373,819	98,550,953	9,511,716	37,307,130	340,509,938
December	131,455,463	39,758,837	23,141,974	106,111,084	8,947,965	32,725,285	342,140,608
Total	**1,537,645,067**	**473,314,637**	**273,130,517**	**1,187,006,931**	**98,488,546**	**357,613,954**	**3,927,199,652**

TOTAL DISPOSITION ON ROUTES INSIDE THE MARKETING AREA

2004	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL SALES
January	166,488,137	48,509,627	27,417,333	127,639,212	10,423,148	42,555,916	423,033,373
February	146,719,629	44,267,111	26,542,950	113,154,421	9,345,879	38,167,785	378,197,775
March	160,758,185	49,029,214	27,588,397	124,731,538	10,294,086	44,536,738	416,938,158
April	152,532,454	47,059,752	26,524,558	120,387,320	9,750,580	41.311,447	397,566,111
May	148,867,918	46,771,839	26,399,551	116,943,881	9,125,493	33,154,652	381,263,334
June	147,305,404	44,618,623	24,383,461	115,394,510	8,782,866	19,400,395	359,885,259
July	154,722,782	48,175,057	25,921,035	122,394,656	9,305,333	18,912,317	379,431,180
August	153,411,460	48,617,689	27,864,038	126,108,850	9,238,170	40,622,515	405,862,722
September	150,700,556	47,320,984	29,333,402	126,770,434	9,177,371	44,015,436	407,318,183
October	151,201,281	49,234,679	28,383,321	128,893,944	9,493,211	44,873,133	412,079,569
November	155,615,703	47,479,547	27,588,028	122,619,799	11,262,825	46,755,095	411,320,997
December	157,064,509	47,462,853	27.198,923	130,316,030	10,639,784	40,605,657	413,287,756
Total	**1,845,388,018**	**568,546,975**	**325,144,997**	**1,475,354,595**	**116,838,746**	**454,911,086**	**4,786,184,417**

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TOTAL CLASS II UTILIZATION BY POOL HANDLERS

2004	NONFLUID USED TO PRODUCE	SHRINKAGE	TRANSFERRED OR DIVERTED TO NONPOOL PLANTS	USED TO PRODUCE/ OTHER USES
January	1,560,100	0	48,209,620	18,067,838
February	1,433,162	0	51,089,394	18,142,467
March	1,641,211	0	59,946,310	21,966,178
April	1,773,352	0	56,074,914	22,531,267
May	1,790,998	0	64,078,481	23,477,043
June	1,770,417	0	67,502,690	27,011,411
July	1,947,154	0	42,941,671	25,838,037
August	1,893,991	0	55,675,084	25,776,807
September	1,609,729	0	48,097,267	23,015,905
October	1,493,998	0	49,004,543	21,640,072
November	1,219,966	0	41,412,507	22,197,386
December	1,242,736	0	40,208,876	20.083.964
Total	19,376,814	0	624,241,357	269,748,375

TOTAL CLASS II UTILIZATION

2004	PRODUCT POUNDS	BUTTERFAT POUNDS	BUTTERFAT TEST	DAILY UTILIZATION
January	67,837,558	5,613,578	8.28%	2,188,308
February	70,665,023	5,793,598	8.20%	2,436,725
March	83,553,699	6,272,266	7.51%	2,695,281
April	80,379,533	5,890,709	7.33%	2,679,318
May	89,346,522	6,259,070	7.01%	2,882,146
June	96,284,518	6,826,891	7.09%	3,209,484
July	70,726,862	6,094,327	8.62%	2,281,512
August	83,345,882	6,590,364	7.91%	2,688,577
September	72,722,901	6,010,495	8.26%	2,424,097
October	72,138,613	5,822,919	8.07%	2,327,052
November	64,829,859	5,915,240	9.12%	2,160,995
December	61,535,576	4,999,597	8.12%	1,985,019
Total	913,366,546	72,089,054	7.89%	2,495,537

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TOTAL CLASS III UTILIZATION BY POOL HANDLERS

2004	SHRINKAGE 1/	TRANSFERRED OR DIVERTED TO NONPOOL PLANTS	USED TO PRODUCE/ OTHERUSES 2/
January	0	106,891,364	0
February	7,617,246	101,322,257	4,522,488
March	0	135,893,530	0
April	0	13,910,320	0
May	0	74,345,622	0
June	0	93,788,652	0
July	0	78,078,266	0
August	0	68,340,254	0
September	0	61,371,077	0
October	0	67,468,234	0
November	0	72,339,416	0
December	0	64,647,128	0
Total	**7,617,246**	**938,396,120**	**4,522,488**

TOTAL CLASS III UTILIZATION

2004	PRODUCT POUNDS	BUTTERFAT POUNDS	BUTTERFAT TEST	DAILY AVERAGE UTILIZATION
January	106,891,364	5,035,743	4.71%	3,448,109
February	113,461,991	4,944,739	4.36%	3,912,482
March	135,893,530	5,994,209	4.41%	4,383,662
April	13,910,320	1,264,945	9.09%	463,677
May	74,345,622	3,525,276	4.74%	2,398,246
June	93,788,652	4,084,004	4.35%	3,126,288
July	78,078,266	3,342,954	4.28%	2,518,654
August	68,340,254	3,086,454	4.52%	2,204,524
September	61,371,077	2,896,902	4.72%	2,045,703
October	67,468,234	3,377,081	5.01%	2,176,395
November	72,339,416	3,379,271	4.67%	2,411,314
December	64,647,128	3,054,881	4.73%	2,085,391
Total	**950,535,854**	**43,986,459**	**4.63%**	**2,597,092**

1/ Pursuant § 1000.43 (b) (1). Assigned to lowest priced class.

2/ Pursuant § 1000.40 (e). Other Uses assigned to lowest priced class.

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TOTAL CLASS IV UTILIZATION BY POOL HANDLERS

200	ENDING INVENTORY	NONFLUID USED TO OR F	IRINK 1/	TRANSFERRED OR DIVERTED TO N TS	USED TO PRODUCE1 OTHERUSES 2/
January	15,554,741	1,651,109	7,178,455	59,695,820	11,516,178
February	26,995,674	1,542,669	0	70,772,456	2,823,952
March	23,241,345	1,752,954	7,721,126	29,652,408	11,304,756
April	9,810,402	1,670,228	7,201,533	82,703,745	4,844,079
May	20,275,248	1,555,480	6,978,446	73,911,032	20,222,753
June	23,684,105	1,435,517	5,664,687	94,126,874	19,646,208
July	15,923,896	1,640,402	6,822,149	21,209,116	15,463,497
August	14,226,623	1,649,754	7,785,060	39,980,484	7,161,321
September	18,809,361	1,729,312	7,180,639	26,377,070	6,217,798
October	26,381,363	2,008,778	7,815,710	28,865,569	4,842,577
November	16,938,967	4,264,331	7,774,203	28,628,819	5,014,159
December	11,230,686	3,589,190	6,625,013	34,767,091	9,982,858
Total	223,072,411	24,480,724	78,747,021	590,690,484	119,040,136

TOTAL CLASS IV UTILIZATION

2004	PRODUCT POUNDS	BUTTERFAT POUNDS	BUTTERFAT TEST	DAILY UTILIZATION
January	95,596,303	6,555,172	6.86%	3,083,752
February	102,134,751	6,453,201	6.32%	3,521,888
March	73,672,589	4,838,627	6.57%	2,376,535
April	106,229,987	6,025,822	5.67%	3,541,000
May	122,942,959	5,787,604	4.71%	3,965,902
June	144,557,391	6,159,896	4.26%	4,818,580
July	61,059,060	3,408,525	5.58%	1,969,647
August	70,803,242	4,623,961	6.53%	2,283,976
September	60,314,180	4,802,297	7.96%	2,010,473
October	69,913,997	5,598,394	8.01%	2,255,290
November	62,620,479	5,247,925	8.38%	2,087,349
December	66,194,838	6,088,203	9.20%	2,135,317
Total	1,036,039,776	65,589,627	6.33%	2,830,710

1/ Pursuant § 1000.43 (b) (1). Shrinkage assigned to lowest priced class.

2/ Pursuant § 1000.40 (d) and (e). Used to Produce, Bulk Ending Inventory & NFMP-UTF assigned to Class IV. Other Uses assigned to lowest priced class.

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7
ANNOUNCED FEDERAL ORDER CLASS & UNIFORM PRICES

CLASS I*

2004	Skim	Butterfat	Milk @ 3.5%
January	$10.56	$1.3593	$14.95
February	$9.65	$1.5354	$14.69
March	$9.06	$1.7985	$15.04
April	$9.06	$2.2835	$16.74
May	$14.60	$2.4747	$22.75
June	$16.08	$2.4890	$24.23
July	$14.05	$2.1398	$21.05
August	$10.65	$2.1262	$17.72
September	$11.06	$1.8200	$17.04
October	$11.63	$1.9025	$17.88
November	$10.91	$1.9598	$17.39
December	$11.22	$1.9144	$17.53
Average	$11.54	$1.9836	$18.08

CLASS II

2004	Skim	Butterfat	Milk @ 3.5%
January	$6.64	$1.5048	$11.67
February	$6.63	$1.8588	$12.90
March	$6.66	$2.3883	$14.79
April	$6.66	$2.5083	$15.21
May	$6.74	$2.4352	$15.03
June	$6.91	$2.1838	$14.31
July	$7.03	$2.0613	$14.00
August	$7.07	$1.8011	$13.13
September	$7.11	$1.9424	$13.66
October	$7.14	$1.9090	$13.57
November	$7.14	$2.0559	$14.09
December	$7.07	$2.0436	$13.98
Average	$6.90	$2.0577	$13.86

CLASS III

2004	Skim	Butterfat	Milk @ 3.5%
January	$6.60	$1.4978	$11.61
February	$5.61	$1.8518	$11.89
March	$6.38	$2.3813	$14.49
April	$11.30	$2.5013	$19.66
May	$12.52	$2.4282	$20.58
June	$10.43	$2.1768	$17.68
July	$7.94	$2.0543	$14.85
August	$8.04	$1.7941	$14.04
September	$8.23	$1.9354	$14.72
October	$7.78	$1.9020	$14.16
November	$8.00	$2.0489	$14.89
December	$9.34	$2.0366	$16.14
Average	$8.51	$2.0507	$15.39

CLASS IV

2004	Skim	Butterfat	Milk @ 3.5%
January	$5.94	$1.4978	$10.97
February	$5.94	$1.8518	$12.21
March	$5.97	$2.3813	$14.10
April	$6.03	$2.5013	$14.57
May	$6.22	$2.4282	$14.50
June	$6.32	$2.1768	$13.72
July	$6.34	$2.0543	$13.31
August	$6.40	$1.7941	$12.46
September	$6.45	$1.9354	$13.00
October	$6.38	$1.9020	$12.81
November	$6.39	$2.0489	$13.34
December	$6.52	$2.0366	$13.42
Average	$6.24	$2.0507	$13.20

UNIFORM*

2004	Skim	Butterfat	Milk @ 3.5%
January	$9.27	$1.4492	$14.02
February	$8.41	$1.7481	$14.23
March	$8.29	$2.1737	$15.61
April	$8.58	$2.4128	$16.72
May	$12.13	$2.4460	$20.27
June	$12.55	$2.2841	$20.11
July	$12.20	$2.0927	$19.10
August	$9.76	$1.9285	$16.17
September	$10.17	$1.8899	$16.43
October	$10.48	$1.9035	$16.78
November	$10.14	$2.0125	$16.83
December	$10.45	$1.9859	$17.03
Average	$10.20	$2.0272	$16.94

* Class 1 and Uniform Prices are at Fulton County (Atlanta), Georgia

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

NASS DAIRY PRODUCT PRICE AVERAGES USED IN FEDERAL MILK ORDER PRICE FORMULAS

Class I (Skim, Bfat), Class II (Skim. Nonfat Solids)

2004	Weeks Ending	Butter	Nonfat Dry Milk	Cheese	Dry Whey
		Dollars per pound			
January	12/6,13	1.2219	0.8072	1.3227	0.1967
February	1/10,17	1.3687	0.8051	1.2977	0.1824
March	2/7,14	1.5879	0.8085	1.3054	0.1691
April	3/6,13	1.9921	0.8090	1.4582	0.1706
May	4/10,17	2.1514	0.8179	2.0530	0.2611
June	5/8,15	2.1633	0.8372	2.1838	0.2975
July	6/5,12	1.8723	0.8500	1.8683	0.2942
August	7/10,17	1.8610	0.8552	1.5439	0.2600
September	8/7,14	1.6058	0.8596	1.5047	0.2280
October	9/4,11	1.6746	0.8622	1.5958	0.2155
November	10/9,16	1.7223	0.8626	1.5373	0.2241
December	11/6,13	1.6845	0.8553	1.5481	0.2338

Class II (Bfat), Class III, Class IV, Components

2004	Weeks Ending	Butter	Nonfat Dry Milk	Cheese	Dry Whey
		Dollars per pound			
January	1/3,10,17,24	1.3632	0.8062	1.3023	0.1801
February	1/31,2/7,14,21,28	1.6582	0.8064	1.3260	0.1677
March	3/6,13,20,27	2.0994	0.8101	1.5680	0.1817
April	4/3,10,17,24	2.1994	0.8171	2.0520	0.2602
May	5/1,8,15,22,29	2.1385	0.8383	2.1266	0.2992
June	6/5,12,19,26	1.9290	0.8497	1.8411	0.2890
July	7/3,10,17,24	1.8269	0.8513	1.5695	0.2607
August	7/31,8/7,14,21,28	1.6101	0.8584	1.5167	0.2246
September	9/4,11,18,25	1.7278	0.8639	1.5867	0.2162
October	10/2,9,16,23,30	1.7000	0.8565	1.5256	0.2247
November	11/6,13,20,27	1.8224	0.8570	1.5886	0.2367
December	12/4,11,18,25	1.8122	0.8713	1.7146	0.2423

Producer Milk By County/State
(More Than Two Producers Per County)
Federal **Order No. 7**
May **2004**

County Name	Code	No. Farms	Total Pounds
Alabama			
Clay	27	3	437,962
Cleburne	29	3	210,657
Coffee	31	3	1,641,756
Covington	39	3	817,785
Cullman	43	7	2,208,125
Dallas	47	3	353,241
De kalb	49	5	505,125
Elmore	51	4	192,366
Fayette	57	4	794,456
Franklin	59	3	1,206,426
Hale	65	3	585,093
Lamar	75	3	544,572
Lawrence	79	4	290,838
Mobile	97	3	601,937
Morgan	103	5	2,699,188
Tuscaloosa	125	3	368,918
Restricted	999	34	7,157,843
Total for **Alabama**		93	20.616.288
Arizona			
Restricted			
Arkansas			
Benton	7	26	3,303,931
Boone	9	9	531,410
Carroll	15	15	1,408,704
Cleburne	23	7	1,046,491
Conway	29	18	1,965,793
Faulkner	45	10	2,824,988
Franklin	47	7	960,945
Fulton	49	10	759,859
Izard	65	3	127,026
Logan	83	9	701,824
Lonoke	85	6	1,111,600
Madison	87	16	1,238,016
Searcy	129	15	1,443,427
Stone	137	4	339,062
Van buren	141	14	1,586,431
Washington	143	33	3,675,143
White	145	9	961,101
Yell	149	3	320,617
Restricted	999	25	3,303,223
Total for **Arkansas**			27,609,591
Florida			
Restricted			

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
May **2004**

County Name	Code	No. Farms	Total Pounds
Georgia			
Burke	33	7	652,936
Carroll	45	4	346,396
Elbert	105	4	1,850,419
Greene	133	16	4,587,038
Hall	139	4	796,339
Houston	153	4	184,059
Jefferson	163	12	1,681,576
Jenkins	165	6	481,889
Jones	169	4	1,388,705
Lamar	171	4	1,058,531
Macon	193	18	1,394,750
Monroe	207	6	965,127
Morgan	211	35	9,416,879
Oglethorpe	221	4	1,805,734
Polk	233	5	262,070
Putnam	237	38	12,467,246
Sumter	261	3	159,270
Taliaferro	265	5	1,240,621
Troup	285	4	549,076
Walker	295	8	662,658
Warren	301	6	1,590,958
Washington	303	3	891,038
Wilkes	317	9	2,351,010
Restricted	999		8,842,934
Total for **Georgia**			[illegible]
Illinois			
Restricted			
Indiana			
Restricted			
Kansas			
Allen	1	8	1,157,708
Anderson	3	12	969,092
Bourbon	11	3	368,128
Brown	13	7	538,906
Crawford	37	4	525,582
Doniphan	43	4	313,013
Douglas	45	9	1,219,608
Franklin	59	18	1,238,046
Geary	61	3	115,389
Greenwood	73	4	682,868
Jackson	85	4	321,878
Johnson	91	5	312,337
Labette	99	6	369,419
Linn	107	6	849,976
Mcpherson	113	4	285,589

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
May 2004

County Name	Code	No. farms	Total Pounds
Marion	115	12	957,052
Miami	121	5	209,867
Montgomery	125	5	423,903
Morris	127	5	119,015
Nemaha	131	8	736,602
Neosho	133	8	573,665
Osage	139	4	180,565
Reno	155	6	188,733
Restricted	999	17	5,251,115
Total for Kansas		167	17,908,056
Kentucky			
Adair	1	22	2,963,210
Allen	3	5	157,401
Ballard	7	3	454,524
Barren	9	64	10,360,794
Carlisle	39	5	541,997
Christian	47	34	2,678,947
Cumberland	57	3	162,417
Edmonson	61	3	47,354
Graves	83	13	1,374,455
Grayson	85	10	778,411
Green	87	3	154,665
Hardin	93	11	1,577,391
Hart	99	14	944,533
Larue	123	3	430,783
Logan	141	24	4,556,364
Mccracken	145	3	246,760
Metcalfe	169	26	1,874,089
Monroe	171	21	1,284,335
Simpson	213	7	1,272,110
Taylor	217	8	642,532
Todd	219	20	2,260,906
Warren	227	33	4,079,403
Restricted	999	10	802,007
Total for Kentucky		345	39,645,388
Louisiana			
Beauregard	11	5	554,297
De soto	31	22	4,857,147
East baton rouge	33	3	498,470
East feliciana	37	3	669,751
Sabine	85	5	648,898
St. helena	91	30	4,692,286
Tangipahoa	105	128	17,799,728
Washington	117	98	12,427,174
Restricted	999	17	1,415,681
Total for Louisiana		311	43,563,432

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order **No.** 7
May 2004

County Name	Code	No. Farms	Total Pounds
Mississippi			
Amite	5	15	2,314,824
Clay	25	3	153,885
Copiah	29	10	1,255,682
Harrison	47	6	373,656
Jones	67	5	869,173
Lawrence	77	6	951,879
Leake	79	4	612,408
Lee	81	3	366,399
Lincoln	85	19	2,627,050
Marion	91	20	3,280,012
Marshall	93	5	1,773,831
Neshoba	99	4	296,745
Newton	101	10	2,117,926
Noxubee	103	8	1,529,963
Pearl river	109	7	516,170
Pike	113	27	3,800,344
Prentiss	117	3	288,150
Stone	131	5	204,413
Tate	137	6	1,355,287
Tippah	139	3	313,348
Walthall	147	41	5,109,584
Winston	159	3	332,523
Restricted	999	31	7,866,570
Total **for Mississippi**		244	38,309,822
Missouri			
Barry	9	36	4,109,674
Barton	11	5	596,521
Bates	13	15	1,353,814
Benton	15	7	341,893
Camden	29	8	560,007
Cape girardeau	31	7	716,835
Cass	37	9	647,393
Cedar	39	6	520,874
Christian	43	28	2,070,219
Cole	51	4	9,228
Cooper	53	5	637,694
Dade	57	6	427,336
Dallas	59	55	4,760,388
Douglas	67	76	5,867,509
Gresne	77	36	3,491,253
Henry	83	4	484,907
Hickory	85	8	778,225
Howell	91	50	4,186,751
Jasper	97	14	1,619,759
Johnson	101	10	724,370
Laclede	105	75	6,703,338

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
May **2004**

County Name	Code	No. Farms	**Total Pounds**
Lafayette	107	12	1,176,467
Lawrence	109	56	6,405,909
Mcdonald	119	11	1,358,118
Moniteau	135	11	66,850
Morgan	141	11	35,742
Newton	145	23	2,308,179
Oregon	149	9	837,320
Ozark	153	38	3,291,351
Perry	157	8	172,629
Pettis	159	6	444,051
Polk	167	54	8,029,598
St. clair	185	4	187,635
Stone	209	25	2,449,242
Taney	213	3	203,795
Texas	215	67	6,429,938
Webster	225	105	9,756,177
Wright	229	173	16,780,003
Restricted	999	21	1,589,210
Total for Missouri		1,101	102,130,202
Nebraska			
Restricted			
New Mexico			
Restricted			
Oklahoma			
Adair	1	54	6,170,471
Cherokee	21	19	2,218,121
Craig	35	7	571,928
Delaware	41	25	2,999,063
Mayes	97	41	4,123,612
Muskogee	101	7	1,538,204
Nowata	105	4	248,048
Ottawa	115	11	1,250,235
Rogers	131	10	645,173
Wagoner	145	5	430,946
Restricted	999	9	5,344,367
Total for Oklahoma		192	25,540,168
South Carolina			
Restricted			
Tennessee			
Bedford	3	11	1,931,117
Bledsoe	7	7	502,672
Bradley	11	16	1,463,398
Cannon	15	10	745,653
Coffee	31	16	2,631,406

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
May 2004

County Name	Code	No. Farms	Total Pounds
Cumberland	35	9	2,127,098
De kalb	41	3	360,699
Fayette	47	3	311,583
Franklin	51	5	638,206
Gibson	53	3	389,347
Giles	55	20	2,271,159
Grundy	61	4	222,649
Henry	79	20	2,889,241
Hurnphreys	85	3	230,022
Lawrence	99	19	2,795,179
Lincoln	103	14	2,007,557
Marshall	117	33	6,066,902
Maury	119	17	2,887,391
Overton	133	13	1,304,763
Putnam	141	6	1,131,667
Robertson	147	17	3,556,018
Ruthetford	149	19	1,921,732
Smith	159	4	282,457
Sumner	165	11	1,378,255
Warren	177	30	3,221,110
Weakley	183	8	1,008,025
White	185	16	2,995,920
Williamson	187	8	799,318
Wilson	189	7	767,654
Restricted	999	23	2,270,829
Total for Tennessee		375	51,109,027
Texas			
Anderson	1	3	313,181
Bailey	17	3	10,802,441
Bowie	37	3	2,943,322
Camp	63	3	156,962
Cherokee	73	11	4,258,652
Erath	143	17	5,084,029
Franklin	159	21	6,805,544
Hamilton	193	3	2,413,429
Hopkins	223	137	35,780,851
Lamar	277	8	1,091,227
Nacogdoches	347	5	930,173
Rains	379	12	1,754,578
Upshur	459	17	4,085,997
Van zandt	467	14	6,727,641
Wood	499	39	7,909,734
Restricted	999	[illegible]	24,346,938
Total for Texas			115,404,699
Virginia			
Restricted			

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
May 2004

County Name	Code	No. Farms	Total Pounds
Wisconsin			
Restricted			

	No. Farms	Total Pounds
Unrestricted States Total	3,645	537,463,932
Restricted States Total	149	78,472,087
Order 7 Total	3,794	615,936,019

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
December 2004

County Name	Code	No. Farms	Total Pounds
Alabama			
Clay	27	3	436,564
Covington	39	3	736,938
Cullman	43	9	2,419,883
Dallas	47	3	335,166
De kalb	49	4	391,529
Elmore	51	4	178,910
Fayette	57	3	667,114
Franklin	59	3	1,076,790
Hale	65	3	506,498
Lamar	75	3	521,392
Lawrence	79	4	224,745
Mobile	97	3	526,564
Morgan	103	5	2,554,747
Restricted	999	39	7,233,210
Total for Alabama		89	17,810,050
Arkansas			
Benton	7	23	2,495,335
Boone	9	7	397,568
Carroll	15	14	1,386,719
Cleburne	23	5	645,872
Conway	29	18	2,302,424
Faulkner	45	10	2,726,929
Franklin	47	7	840,550
Fulton	49	10	633,689
Logan	83	9	539,800
Lonoke	85	6	1,002,837
Madison	87	13	695,184
Searcy	129	13	813,457
Stone	137	4	279,207
Van buren	141	12	1,265,469
Washington	143	29	2,735,411
White	145	9	882,190
Yell	149	3	245,154
Restricted	999	25	2,747,499
Total for Arkansas		217	22,635,294
Florida			
Restricted			
Georgia			
Appling	1	3	389,885
Burke	33	7	1,667,368
Carroll	45	3	233,964
Elbert	105	4	1,694,997
Gilmer	123	4	580,150

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
December 2004

County Name	Code	No. Farms	Total Pounds
Greene	133	16	4,208,516
Hall	139	4	724,283
Jefferson	163	12	1,832,868
Jenkins	165	9	1,266,232
Jones	169	3	786,594
Lamar	171	4	515,869
Macon	193	8	123,335
Morgan	211	35	8,894,649
Oglethorpe	221	4	1,863,475
Polk	233	5	209,780
Putnam	237	38	11,468,123
Taliaferro	265	5	1,076,618
Troup	285	4	495,523
Union	291	4	92,193
Walker	295	8	429,280
Warren	301	5	1,076,292
Washington	303	3	722,516
Wilkes	317	9	2,184,376
Restricted	999	33	6,956,315
Total for Georgia		230	49,493,201
Illinois			
Restricted			
Indiana			
Restricted			
Kansas			
Restricted			
Kentucky			
Adair	1	22	2,095,039
Allen	3	5	123,185
Ballard	7	3	449,012
Barren	9	71	10,244,611
Carlisle	39	4	418,256
Christian	47	49	2,341,752
Curnberland	57	3	74,345
Edmonson	61	3	132,384
Graves	83	13	1,291,916
Grayson	85	11	1,476,391
Green	87	22	1,140,528
Hardin	93	11	1,570,973
Hart	99	33	1,529,844
Larue	123	4	400,078
Logan	141	18	4,131,804
Mccracken	145	3	169,831
Metcalfe	169	46	2,717,523
Monroe	171	22	1,090,308
Russell	207	4	85,371

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
December 2004

County Name	Code	No. Farms	Total Pounds
Simpson	213	7	1,164,744
Taylor	217	15	1,133,557
Todd	219	24	1,927,525
Trigg	221	8	165,116
Warren	227	35	3,809,346
Restricted	999	8	507,087
Total for Kentucky		444	40,190,526
Louisiana			
Beauregard	11	5	539,546
De soto	31	18	3,743,086
East baton rouge	33	3	379,280
East feliciana	37	3	558,307
Sabine	85	5	551,947
St. helena	91	30	4,568,989
Tangipahoa	105	119	15,221,066
Washington	117	97	10,818,482
Restricted	999	18	1,237,227
Total for Louisiana		298	37,617,930
Maryland			
Restricted			
Michigan			
Restricted			
Mississippi			
Amite	5	13	1,863,672
Clay	25	3	120,559
Copiah	29	9	1,149,003
Harrison	47	6	355,344
Jones	67	5	833,680
Lawrence	77	6	484,982
Leake	79	4	564,420
Lee	81	3	331,825
Lincoln	85	20	2,325,951
Marion	91	20	3,189,193
Marshall	93	4	1,383,016
Neshoba	99	4	262,099
Newton	101	10	1,966,998
Noxubee	103	8	1,468,764
Pearl river	109	7	457,654
Pike	113	24	3,107,688
Stone	131	5	148,179
Tate	137	6	1,174,572
Tippah	139	3	236,002
Walthall	147	37	4,405,419
Winston	159	3	212,438
Restricted	999	32	7,067,303

Producer Milk By County/State
(More Than Two Producers Per County)

Federal Order No. 7

December 2004

County Name	Code	No. Farms	Total Pounds
Total for Mississippi		232	33,108,761
Missouri			
Barry	9	35	3,638,753
Barton	11	5	543,439
Bates	13	14	1,189,204
Benton	15	7	422,028
Camden	29	7	448,106
Cape girardeau	31	7	480,064
Cass	37	8	573,635
Cedar	39	6	303,847
Christian	43	26	1,747,026
Cooper	53	5	616,532
Dade	57	4	411,547
Dallas	59	52	4,001,403
Douglas	67	69	4,608,069
Greene	77	32	2,883,947
Henry	83	6	469,710
Hickory	85	8	687,483
Howell	91	42	3,583,528
Jasper	97	15	1,784,998
Johnson	101	10	732,169
Laclede	105	70	5,606,192
Lafayette	107	12	922,489
Lawrence	109	51	5,482,385
Mcdonald	119	9	957,300
Newton	145	23	2,252,596
Oregon	149	9	892,950
Ozark	153	30	2,334,912
Perry	157	8	214,428
Pettis	159	4	325,150
Polk	167	54	7,179,651
St. clair	185	4	205,707
Stone	209	18	1,604,348
Taney	213	3	190,864
Texas	215	57	5,233,064
Webster	225	106	7,387,647
Wright	229	167	15,253,701
Restricted	999	17	2,324,900
Total for Missouri		1,000	[illegible]
Nebraska			
Restricted			
New Mexico			
Restricted			
North Carolina			
Restricted			

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. **7**
December **2004**

County Name	Code	No. Farms	Total Pounds
Ohio			
Restricted			
Oklahoma			
Adair	1	52	5,540,198
Bryan	13	6	1,313,230
Cherokee	21	17	1,681,230
Coal	29	3	180,586
Craig	35	6	360,291
Delaware	41	25	2,911,936
Mayes	97	30	3,210,956
Muskogee	101	7	881,838
Nowata	105	3	151,786
Ottawa	115	11	1,077,941
Rogers	131	10	620,683
Tillman	141	3	5,228,592
Wagoner	145	4	275,885
Restricted	999	[illegible]	7,594,583
Total for **Oklahoma**		190	31,029,735
Pennsylvania			
Restricted			
South Carolina			
Restricted			
Tennessee			
Bedford	3	11	1,785,146
Bledsoe	7	7	497,425
Bradley	11	13	1,316,073
Cannon	15	10	658,491
Coffee	31	16	2,105,888
Cumberland	35	9	1,847,064
Fayette	47	3	297,140
Franklin	51	4	335,732
Gibson	53	3	359,912
Giles	55	18	2,089,864
Grundy	61	4	228,419
Henry	79	22	2,746,138
Lawrence	99	18	2,228,996
Lincoln	103	14	1,584,121
Marshall	117	33	5,446,008
Maury	119	15	2,534,586
Overton	133	9	897,015
Putnam	141	5	1,009,470
Robertson	147	16	3,206,277
Rutherford	149	16	1,490,614
Smith	159	4	262,356

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
December 2004

County Name	Code	No. Farms	Total Pounds
Sumner	165	11	1,412,180
Warren	177	27	2,763,230
Weakley	183	7	484,652
White	185	15	2,599,830
Williamson	187	8	803,460
Wilson	189	7	686,910
Restricted	999	25	2,095,948
Total for Tennessee		350	43,772,945
Texas			
Archer	9	4	2,262,834
Bowie	37	3	2,705,457
Camp	63	4	643,448
Cherokee	73	12	3,971,153
Deaf smith	117	3	836,458
Erath	143	9	12,195,298
Franklin	159	20	4,527,786
Hopkins	223	137	32,047,365
Hunt	231	3	103,928
Johnson	251	9	3,297,941
Lamar	277	8	2,103,445
Nacogdoches	347	6	1,269,021
Rains	379	13	2,196,978
Upshur	459	16	3,597,461
Van zandt	467	11	4,096,734
Wood	499	44	8,173,415
Restricted	999	30	17,204,716
Total for Texas		332	101,233,438
Virginia			
Restricted			
Wisconsin			
Restricted			

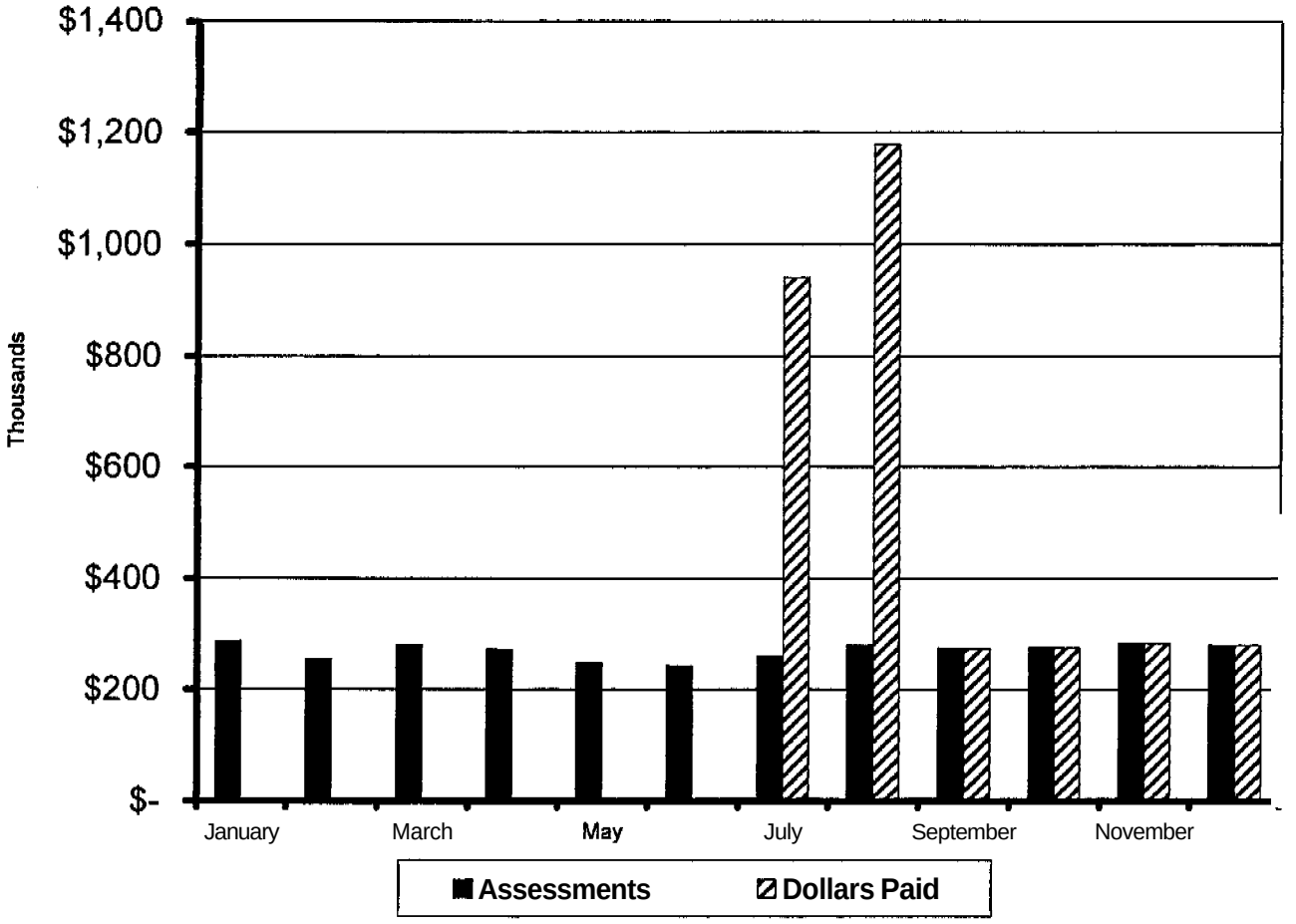
	No. Farms	Total Pounds
Unrestricted States Total	3,382	464,385,652
Restricted States Total	298	100,921,323
Order 7 Total	3,680	565,306,975

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TRANSPORTATION CREDIT BALANCING FUND

2004	Assessments	Pounds Claimed	Dollars Claimed	Dollars Paid	Proration
Beginning Balance	$				
Jan-June	$ 1,589,635.67				
July	$ 260,831.99	73,759,505	$ 941,109.09	$ 941,109.09	100.00%
August	$ 280,735.27	112,468,982	$ 1,378,615.07	$ 1,178,531.70	85.49%
September	$ 275,652.75	104,694,625	$ 1,283,714.51	$ 274,570.23	21.39%
October	$ 276,637.76	99,599,547	$ 1,049,206.36	$ 276,239.63	26.33%
November	$ 283,973.25	87,222,553	$ 1,000,193.84	$ 283,973.06	28.39%
December	$ 280,566.92	63,243,496	$ 596,484.62	$ 280,550.35	47.03%
TOTAL /1	$ 3,248,033.61	540,988,708	$ 6,249,323.49	$ 3,234,974.06	

1/ Difference between Assessments and Dollars Paid is accounted for by accrued interest and audit adjustments.



SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7
2004 POOL HANDLERS

Fluid Milk Distributing Pool Plants §1007.7(a)

	J	F	M	A	M	J	J	A	S	O	N	D
Barber Pure Milk Company Birmingham, Alabama	X	X	X	X	X	X	X	X	X	X	X	X
Barbe's Dairy Westwego, Louisiana	X	X	X	X	X	X	X	Plant Closed				
Borden Milk Products, LLC Lafayette, Louisiana	X	X	X	X	X	X	X	X	X	X	X	X
Brown's Dairy New Orleans, Louisiana	X	X	X	X	X	X	X	X	X	X	X	X
Centennial Farms Dairy Atlanta, Georgia	X	X	X	X	X	X	X	X	X	X	X	X
Country Delite Farms Nashville, Tennessee	X	X	X	X	X	X	X	X	X	X	X	X
Dairy Fresh of Alabama, LLC Cowarts, Alabama	X	X	X	X	X	X	X	X	X	X	X	X
Dairy Fresh of Alabama, LLC Hattiesburg, Mississippi	X	X	X	X	X	X	X	X	X	X	X	X
Dairy Fresh of Alabama, LLC Prichard, Alabama	X	X	X	X	X	X	X	X	X	X	X	X
Dairy Fresh of Louisiana, LLC Baker, Louisiana	X	X	X	X	X	X	X	X	X	X	X	X
Foremost Dairy, Inc. Shreveport, Louisiana	X	X	X	X	X	X	X	X	X	X	X	X
Heritage Farms Dairy Murfreesboro, Tennessee	X	X	X	X	X	X	X	X	X	X	X	X
Hiland Dairy Fayetteville, Arkansas	X	X	X	X	X	X	X	X	X	X	X	X
Hiland Dairy Fort Smith, Arkansas	X	X	X	X	X	X	X	X	X	X	X	X
Hiland Dairy Springfield, Missouri	X	X	X	X	X	X	X	X	X	X	X	X
Kleinpeter Dairy Farms Baton Rouge, Louisiana	X	X	X	X	X	X	X	X	X	X	X	X

	J	F	M	A	M	J	J	A	S	O	N	D
LuVel Dairy Products, Inc. Kosciusko, Mississippi	X	X	X	X	X	X	X	X	X	X	X	X
Mayfield Dairy Farms, Inc. Braselton, Georgia	X	X	X	X	X	X	X	X	X	X	X	X
Morningstar Foods Murray, Kentucky	X	X	X	X	X	X	X	X	X	X	X	X
New Atlanta Dairies, Inc. Atlanta, Georgia	X	X	Name Changed to New Atlanta Trust Dairy									
New Atlanta Trust Dairy Atlanta, Georgia			X	X	X	X	X	X	X	X	X	X
Pet Dairies Baxley, Georgia					X	X	X	X	X	X	X	X
Publix Supermarkets, Inc. Lawrenceville, Georgia	X	X	X	X	X	X	X	X	X	X	X	X
Purity Dairies, Inc. Nashville, Tennessee	X	X	X	X	X	X	X	X	X	X	X	X
Turner/Coleman Dairy Little Rock, Arkansas	X	X	X	X	X	X	X	X	X	X	X	X
Turner Holdings, LLC Covington, Tennessee	X	X	X	X	X	X	X	X	X	X	X	X
Turner Holdings, LLC Fulton, Kentucky	X	X	X	X	X	X	X	X	X	X	X	X
Turner Holdings, LLC Memphis, Tennessee	X	X	X	X	X	X	X	X	X	X	X	X
Winn-Dixie Stores, Inc. Hammond, Louisiana	X	X	X	X	X	X	X	X	X	X	X	X
Winn-Dixie Stores, Inc. Montgomery, Alabama	X	X	X	X	X	X	X	X	X	X	X	X

	J	F	M	A	M	J	J	A	S	O	N	D

Pool Supply Plants §1007.7(c) and/or §1007.7(d)

Arkansas Dairy Receiving Station Damascus. Arkansas		X	X	X	X							
Dairy Farmers of America, Inc. Cabool. Missouri	X	X	X	X	X	X	X	X	X	X	X	X
Dairy Farmers of America, Inc. Franklinton, Louisiana	X	X	X		X	X	X	X	X	X	X	X
Dairy Farmers of America, Inc. Monet, Missouri	X	X	X		X	X	X	X	X	X	X	X

Cooperatives Qualifying as Pool Handlers §1000.9(c)

	J	F	M	A	M	J	J	A	S	O	N	D
Cooperative Milk Producers Assoc. Blackstone, Virginia								X				
Dairy Farmers of America, Inc. Kansas City, Missouri	X	X	X	X	X	X	X	X	X	X	X	X
Dairymens Marketing Cooperative Mountain Grove, Missouri	X	X	X	X	X	X	X	X	X	X	X	X
Foremost Farms USA Baraboo, Wisconsin									X			
Lone Star Milk Producers, Inc. Windthorst, Texas	X	X	X	X	X	X	X	X	X	X	X	X
Maryland/Virginia Milk Producers Reston, Virginia	X	X	X	X	X	X	X	X	X	X	X	X
National Farmers Organization Minster, Ohio	X	X	X	X	X	X	X	X	X	X	X	X
Select Milk Producers Artesia, New Mexico	X	X	X	X	X	X	X	X	X	X	X	X
Southeast Milk, Inc. Belleview, Florida	X	X	X	X	X	X	X	X	X	X	X	X

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7
NONPOOL PLANTS WITH ROUTE DISPOSITION IN THE AREA - 2004

Other Order Plants §1000.8(a)

	J	F	M	A	M	J	J	A	S	O	N	D
Federal Order # 1												
Dannon Milk Products West Jordan. Utah	X	X	X	With Termination of FO 135, Plant Became Partially Regulated								
H.P. Hood, Inc. Oneida, New York	X	X	X	X	X	X	X	X	X	X	X	X
H.P. Hood, Inc. Winchester, Virginia	X	X	X	X	X	X	X	X	X	X	X	X
Morningstar Foods Mount Crawford, Virginia	X	X	X	X	X	X	X	X	X	X	X	X
Steuben Foods Elma, New York	X	X	X	X	X	X	X	X	X	X	X	X
Tuscan/Lehigh Valley Dairies Union, New Jersey		X	X	X	X	X			X	X	X	X
Federal Order #5												
Coburg Dairy, Inc. Charleston, South Carolina	X	X	X	X	X	X	X	X	X	X	X	X
Dean Foods Louisville, Kentucky	X	X	X	X	X	X	X	X	X	X	X	X
Flav-0-Rich, Inc. Florence. South Carolina	X	X	X	X	X	X	X	X	X	X	X	X
Flav-0-Rich, Inc. London, Kentucky	X	X	X	X	X	X	X	X	X	X	X	X
Golden Gallon, Inc. Chattanooga, Tennessee	X	X	X	X	X	X	X	X	X	X	X	X
Hunter Jersey Farms High Point, North Carolina	X	X	X	X	X	X	X	X	X	X	X	X
Land-0-Sun Kingsport, Tennessee	X	X	X	X	X	X	X	X	X	X	X	X
Land-0-Sun Spartanburg, South Carolina	X	X	X	X	X	X	X	X	X	X	X	X

	J	F	M	A	M	J	J	A	S	O	N	D
Mayfield Dairy Farms, Inc. Athens, Tennessee	X	X	X	X	X	X	X	X	X	X	X	X
Milkco, Inc. Asheville, North Carolina	X	X	X	X	X	X	X	X	X	X	X	X
Regis Milk Company Charleston. South Carolina	X	X	X	X	X	X	X	X	X	X	X	X
Southern Belle Dairy, Inc. Somerset, Kentucky	X	X	X	X	X	X	X	X	X	X	X	X
U.C. Milk Company Madisonville, Kentucky	X	X	X	X	X	X	X	X	X	X	X	X
Westover Dairy Lynchburg, Virginia	X	X	X	X	X	X	X	X	X	X	X	X
Winn-Dixie Stores, Inc. Greenville, South Carolina	X	X	X	X	X	X	X	X	X	X	X	X
Winn-Dixie Stores, Inc. High Point, North Carolina	X	X	X	X	X	X	X	X	X	X	X	X
Federal Order #6												
Morningstar Foods Jacksonville. Florida	X	X	X	X	X	X	X	X	X	X	X	X
Publix Supermarkets, Inc. Lakeland, Florida	X	X	X	X	X	X	X	X	X	X	X	X
Federal Order #30												
Kohler Mix Specialties, Inc. White Bear Lake. Minnesota	X	X	X	Plant Became Partially Regulated								
Lifeway Foods, Inc. Morton Grove, Illinois	X	X	X	X	X	X	X	X	X	X	X	X
Pride of Main Street Dairy, LLC Sauk Centre, Minnesota	X	X	X	X	X	X	X	X	X	X	X	X
Schroeder Milk Company, Inc. Maplewood, Minnesota	X	X	X	X	X	X	X	X	X	X	X	X

	J	F	M	A	M	J	J	A	S	O	N	D
Federal Order #32												
Aurora Organic Dairy Platteville, Colorado								X	X			
Borden Dairy, Inc. Tulsa, Oklahoma	X	X	X	X	X	X	X	X	X	X	X	X
Chester Dairy Company Chester, Illinois	X	X	X	X	X	X	X	X	X	X	X	X
Jackson Ice Cream Company Hutchinson, Kansas	X	X	X	X	X	X	X	X	X	X	X	X
Mid States Dairy, Inc. Hazelwood, Missouri	X	X	X	X	X	X	X	X	X	X	X	X
Pet O'Fallon, LLC O'Fallon, Illinois	X	X	X	X	X	X	X	X	X	X	X	X
Pevely Dairy Company St. Louis, Missouri	X	X	X	X	X	X	X	X	X	X	X	X
Prairie Farms Dairy, Inc. Carlinville, IL	X	X	X	X	X	X	X	X	X	X	X	X
Prairie Farms Dairy, Inc. Granite City, Illinois	X	X	X	X	X	X	X	X	X	X	X	X
Prairie Farms Dairy, Inc. Olney, Illinois	X	X	X	X	X	X	X	X	X	X	X	X
Federal Order #33												
Crossroads Farms Indianapolis, Indiana	X	X	X	X	X	X	X	X	X	X	X	X
Parmalat White Knight Pkging Wyoming, Michigan	X	X	X	X	X	X	X	X	X	X	X	X
Federal Order #126												
Borden Milk Products, LLC Dallas, Texas	X	X	X	X	X	X	X	X	X	X	X	X
Morningstar Foods Sulphur Springs, Texas	X	X	X	X	X	X	X	X	X	X	X	X
Oak Farms Dallas, Texas								X		X	X	X
Promised Land Dairy Floresville, Texas	X	X	X	X	X	X	X	X	X	X	X	X
Southwest Dairy Tyler, Texas	X	X	X	X	X	X	X	X	X	X	X	X

	J	F	M	A	M	J	J	A	S	O	N	D
Vandervoort Dairy Fort Worth, Texas	X	X	X	X	X	X	X	X	X	X	X	X
Western Quailty Foods Cedar City, Utah				X	X	X	X	X	X	X	X	X

Federal Order #131

Shamrock Foods Company Phoenix, Arizona										X		

Federal Order #135

Gossner Foods, Inc. Logan, Utah	X	X	X	With Termination of FO 135, Plant Became Partially Regulated								
Western Quality Foods Cedar City, Utah	X	X	X	Became Regulated on FO 126								

Exempt Distributing Plants §1000.8(e)

California Natural Products Savannah, Georgia	X	X	X	X	X	X	X	FO 1	X	X	X	X
College of the Ozarks Point Lookout. Missouri	X	X	X	X	X	X	X	X	X	X	X	X
Etowah Maid Dairies, Inc. Canton, Georgia	X	X	X	X	X	X	X	X	X	X	X	X
Hosanna Hills Dairy Eureka Springs, Arkansas	X	X	X	X	X	X	X	X	Closed			
Humphrey's Dairy Hot Springs, Arkansas	X	X	X	X	X	X	X	X	X	X	X	X
Louisiana Tech University Ruston, Louisiana	X	X	X	X	X	X	X	X	X	X	X	X
Mauthe's Dairy, LLC Folsorn, Louisiana	X	X	X	X	X	X	X	X	X	X	X	X
Memory Lane Dairy Fordland, Missouri	X	X	X	X	X	X	X	X	X	X	X	X
Mississippi State University Starkville, Mississippi	X	X	X	X	X	X	X	X	X	X	X	X
Mountain Springs Creamery Marshall, Arkansas				X	X	X	X	X	X	X	X	X
Rock Springs Dairy Wildersville, Tennessee	X	X	X	X	X	X	X	X	X	X	X	X

	J	F	M	A	M	J	J	A	S	O	N	D
Smith Creamery, LLC Mt. Hermon, Louisiana	X	X	X	X	X	X	X	X	X	X	X	X
Wright Dairy, LLC Alexandria, Alabama	X	X	X	X	X	X	X	X	X	X	X	X

Partially Regulated Distributing Plants §1000.8(c)

Cacique, Inc. City of Industry, California	X	X	X	X	X	X	X	X	X	X	X	X
Dannon Milk Products Fort Worth, Texas	X	X	X	X	X	X	X	X	X	X	X	X
Dannon Milk Products West Jordan, Utah	FO 1 Plant			X	X	X	X	X	X	X	X	X
Gossner Foods, Inc. Logan, Utah	FO 135 Plant			X	X	X	X	X	X	X	X	X
Jasper Products, LLC Joplin, Missouri	X	X	X	X	X	X	X	X	X	X	X	X
Kohler Mix Specialties, Inc. Sulphur Springs, Texas	X	X	X	X	X	X	X	X	X	X	Closed	
Kohler Mix Specialties, Inc. White Bear Lake, Minnesota				X				X		X	X	X
Milk Products of Alabama Decatur, Alabama	X	X	X	X	X	X	X	X	X	X	X	X
WestFarms Foods, Inc. Fruitland, Idaho						X	X	X	X	X	X	X

Producer-Handler Plants §1000.8(b)

Aurora Organic Dairy Platteville, Colorado										X	X	X
Martin Dairy, Inc. Humansville, Missouri	X	X	X	X	X	X	X	X	X	X	X	X
W.H. Braum, Inc. Tuttle, Oklahoma	X	X	X	X	X	X	X	X	X	X	X	X

Exhibit # _____

United States Department of Agriculture

Agricultural Marketing **Service** - Dairy Programs

Southeast Marketing Area
Federal Order No. 7

2005 ANNUAL STATISTICS

(January through November)

Sue L. *Mosley*
Market Administrator
P.O. Box 491778
Lawrenceville, Georgia 30049

Date 1/10/06 Exhibit # 12
Case US Dept of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

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The data presented herein represents a compilation of general information pertaining to the marketing of milk in the Southeast Marketing Area during January through November 2005. Except for the corrections of mathematical and other obvious errors, the data presented were taken from reports of receipts and utilization, payroll reports, and reports of nonpool handlers that were submitted to the office of the Market Administrator as well as publications released by this office.

This information is prepared pursuant to Section $1000.25 (c)(8) of the General Provisions of Federal Milk Marketing Orders, Part 1000 which is incorporated by reference and made a part of Federal Order Number 7. Part 1000 states that the Market Administrator shall "Prepare and disseminate publicly for the benefit of producers, handlers, and consumers such statistics and other information concerning operation of the order and facts relevant to the provisions thereof (or proposed provisions) as do not reveal confidential information."

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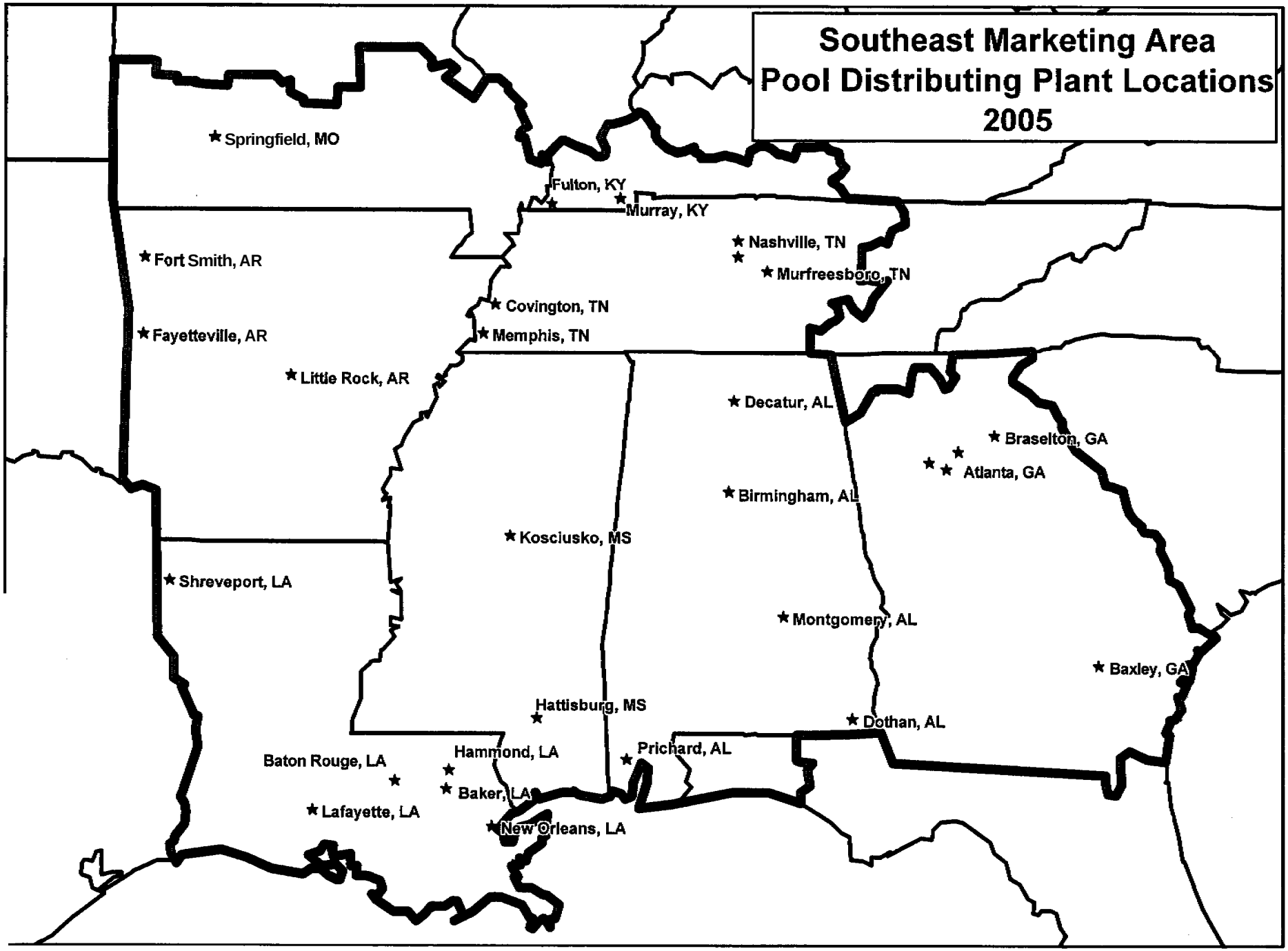

Southeast Marketing Area
Pool Distributing Plant Locations
2005
Springfield, MO
Fulton, KY
Murray, KY
Nashville, TN
Murfreesboro, TN
Fort Smith, AR
Covington, TN
Memphis, TN
Fayetteville, AR
Little Rock, AR
Decatur, AL
Braselton, GA
Atlanta, GA
Birmingham, AL
Kosciusko, MS
Shreveport, LA
Montgomery, AL
Baxley, GA
Hattisburg, MS
Dothan, AL
Hammond, LA
Prichard, AL
Baton Rouge, LA
Baker, LA
Lafayette, LA
New Orleans, LA

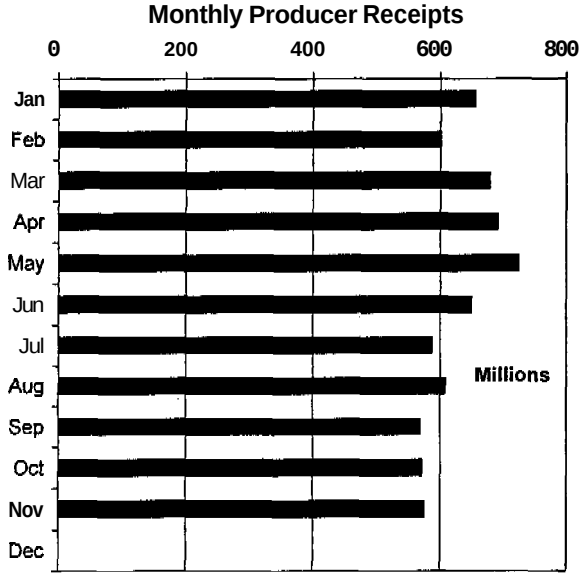
SOUTHEAST MARKETING AREA
FEDERAL ORDER NO, 7

RECEIPTS AND CLASSIFICATION OF PRODUCER MILK AND BUTTERFAT

	CLASS I			CLASS II		
2005	PRODUCT POUNDS	%	BUTTERFAT POUNDS	PRODUCT POUNDS	%	BUTTERFAT POUNDS
January	405,635,878	61.83	8,411,228	66,595,110	10.15	4,684,837
February	367,200,689	61.00	7,620,105	76,104,939	12.65	4,812,155
March	402,239,337	59.28	8,409,453	86,688,478	12.78	5,994,053
April	391,109,553	56.55	8,137,116	86,015,540	12.43	5,546,027
May	380,246,777	52.55	7,967,232	95,120,459	13.15	6,294,004
June	361,047,722	55.55	7,909,827	84,266,661	12.96	6,189,453
July	363,020,061	61.71	7,974,605	72,114,316	12.26	5,592,926
August	406,022,498	66.69	8,508,953	69,260,073	11.37	5,913,254
September	397,642,652	69.87	8,343,748	59,669,541	10.48	4,854,772
October	390,959,356	68.28	8,156,371	56,932,699	9.94	5,017,444
November	388,326,096	67.42	8,548,506	53,895,777	9.36	4,674,952
December						
Total	**4,253,450,619**	**61.50%**	**89,987,144**	**806,663,593**	**11.66%**	**59,573,877**

	CLASS III			CLASS IV		
2005	PRODUCT POUNDS	%	BUTTERFAT POUNDS	PRODUCT POUNDS	%	BUTTERFAT POUNDS
January	83,291,186	12.70	3,790,187	100,479,207	15.32	7.511,567
February	60,457,961	10.05	2,518,525	98,085,945	16.30	7,210,024
March	91,864,478	13.54	3,862,989	97,723,164	14.40	6,338,550
April	102,043,568	14.75	4,049,144	112,559,299	16.27	6,897,366
May	123,726,082	17.10	4,634,474	124,492,070	17.20	6,590,005
June	109,175,202	16.79	4,002,387	95,586,749	14.70	4,721,047
July	81,909,652	13.92	3,456,358	71,263,464	12.11	3,678,281
August	69,486,704	11.41	3,099,771	64,137,796	10.53	3,961,655
September	69,181,624	12.15	2,983,870	42,700,598	7.50	4,303,617
October	70,187,565	12.26	3,075,049	54,479,479	9.52	4,853,294
November	72,632,574	12.61	3,302,529	61,130,832	10.61	5,314,981
December						
Total	**933,956,596**	**13.50%**	**38,775,283**	**922,638,603**	**13.34%**	**61,380,387**

	TOTAL PRODUCER RECEIPTS		
2005	PRODUCT POUNDS	%	BUTTERFAT POUNDS
January	656,001,381	100.00	24,397,819
February	601,849,534	100.00	22,160,809
March	678,515,457	100.00	24,605,045
April	691,727,960	100.00	24,629,653
May	723,585,388	100.00	25,485,715
June	650,076,334	100.00	22,822,714
July	588,307,493	100.00	20,702,170
August	608,907,071	100.00	21,483,633
September	569,194,415	100.00	20,486,007
October	572,559,099	100.00	21,102,158
November	575,985,279	100.00	21,840,968
December			
Total	**6,916,709,411**	**100.00%**	**249,716,691**



SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

RECEIPTS AND CLASSIFICATION OF OTHER SOURCE MILK, OVERAGES, AND OPENING INVENTORIES

2005	OTHER SOURCE MILK	OVERAGES	OPENING INVENTORIES	TOTAL
January	21,868,293	91,923	46,808,947	68,769,163
February	19,440,626	5,857	52,679,211	72,125,694
March	32,591,014	139,089	53,001,966	85,732,069
April	36,977,918	32,248	50,913,625	87,923,791
May	39,395,528	31,372	47,562,353	86,989,253
June	30,274,310	29,088	46,522,516	76,825,914
July	25,103,561	60,404	48,072,651	73,236,616
August	37,519,790	230,626	51,966,611	89,717,027
September	32,101,324	247,090	48,748,902	81,097,316
October	36,496,084	0	42,893,036	79,389,120
November	40,733,556	117,336	52,057,208	92,908,100
December				
Total	**352,502,004**	**985,033**	**541,227,026**	**894,714,063**

	AS CLASSIFIED			
2005	**CLASS I**	**CLASS II**	**CLASS III**	**CLASS IV**
January	41,795,357	6,241,667	2,463,740	18,268,399
February	35,546,051	7,297,564	2,011,183	27,270,896
March	36,615,602	11,911,392	5,561,405	31,643,670
April	38,785,283	8,677,630	11,842,684	28,618,194
May	36,669,894	8,715,882	10,993,857	30,609,620
June	34,260,351	10,739,190	8,839,691	22,966,682
July	35,219,606	10,581,830	3,374,902	24,060,278
August	38,158,424	14,138,412	5,577,208	31,842,983
September	42,028,402	14,505,013	3,032,963	21,530,938
October	46,967,852	9,738,249	4,000,640	18,682,379
November	45,571,685	10,363,758	4,783,369	32,189,288
December				
Total	**431,618,507**	**112,910,587**	**62,481,642**	**287,703,327**

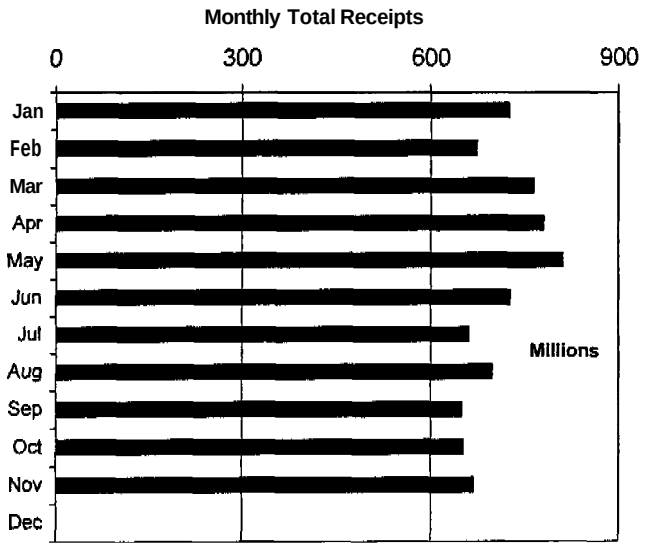
SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

CLASSIFICATION OF TOTAL RECEIPTS

2005	CLASS I PRODUCT POUNDS	CLASS I BUTTERFAT POUNDS	CLASS I BUITERFAT TEST	CLASS II PRODUCT POUNDS	CLASS II BUITERFAT POUNDS	CLASS II BUTTERFAT TEST
January	447,431,235	9,288,210	2.08%	72,836,777	5,120,233	7.03%
February	402,746,740	8,360,235	2.08%	83,402,503	5,540,074	6.64%
March	438,854,939	9,158,606	2.09%	98,599,870	7.213,669	7.32%
April	429,894,836	8,950,387	2.08%	94,693,170	6,398,887	6.76%
May	416,916,671	8,728,218	2.09%	103,836,341	6,943,887	6.69%
June	395,308,073	8,641,306	2.19%	95,005,851	7,141,949	7.52%
July	398,239,667	8,749,546	2.20%	82,696,146	6,654,569	8.05%
August	444,180,922	9,298,425	2.09%	83,398,485	7,120,411	8.54%
September	439,671,054	9,169,407	2.09%	74,174,554	6,211,216	8.37%
October	437,927,208	9.119,983	2.08%	66,670,948	6,134,549	9.20%
November	433,897,781	9,514,969	2.19%	64,259,535	6,164,018	9.59%
December						
Total	**4,685,069,126**	**98,979,292**	**2.11%**	**919,574,180**	**70,643,462**	**7.68%**

2005	CLASS III PRODUCT POUNDS	CLASS III BUTTERFAT POUNDS	CLASS III BUTTERFAT TEST	CLASS IV PRODUCT POUNDS	CLASS IV BUITERFAT POUNDS	CLASS IV BUTTERFAT TEST
January	85,754,926	3,888,380	4.53%	118,747,606	8,553,396	7.20%
February	62,469,144	2,598,639	4.16%	125,356,841	8,559,337	6.83%
March	97,425,883	4,063,680	4.17%	129,366,834	7,837,258	6.06%
April	113,886,252	4,465,189	3.92%	141,177,493	8,278,446	5.86%
May	134,719,939	5,033,312	3.74%	155,101,690	8,032,246	5.18%
June	118,014,893	4,305,259	3.65%	118,573,431	5,812,314	4.90%
July	85,284,554	3,576,724	4.19%	95,323,742	4,804,593	5.04%
August	75,063,912	3,333,870	4.44%	95,980,779	5,400,424	5.63%
September	72,214,587	3,129,300	4.33%	64,231,536	5,422,302	8.44%
October	74,188,205	3,244,577	4.37%	73,161,858	6,008,150	8.21%
November	77,415,943	3,475,411	4.49%	93,320,120	7,078,254	7.58%
December						
Total	**996,438,238**	**41,114,341**	**4.13%**	**1,210,341,930**	**75,786,720**	**6.26%**

2005	TOTAL RECEIPTS PRODUCT POUNDS	TOTAL RECEIPTS BUTTERFAT POUNDS	TOTAL RECEIPTS BUTTERFAT TEST
January	724,770,544	26,850,219	3.70%
February	673,975,228	25,058,285	3.72%
March	764,247,526	28,273,213	3.70%
April	779,651,751	28,092,909	3.60%
May	810,574,641	28,737,663	3.55%
June	726,902,248	25,900,828	3.56%
July	661,544,109	23,785,432	3.60%
August	698,624,098	25,153,130	3.60%
September	650,291,731	23,932,225	3.68%
October	651,948,219	24,507,259	3.76%
November	668,893,379	26,232,652	3.92%
December			
Total	**7,811,423,474**	**286,523,815**	**3.67%**



SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TOTAL CLASS I UTILIZATION BY POOL HANDLERS

2005	TOTAL CLASS I ROUTE DISPOSITION	TRANSFERRED OR DIVERTED TO NONPOOL PLANTS	ENDING INVENTORY	CLASS I SHRINKAGE
January	408,011,111	6,692,209	29,780,572	2,947,343
February	362,492,226	6,994,931	29,586,895	3,672,688
March	395,324,628	8,614,515	32,913,910	2,001,886
April	388,365,431	7,260,998	31,569,058	2,699,349
May	378,601,469	6,713,230	29,307,564	2,294,408
June	354,773,174	6,135,156	30,500,082	3,899,661
July	363,515,882	5,363,560	26,779,880	2,580,345
August	405,850,158	7,532,626	26,886,708	3,911,430
September	398,743,148	6,021,030	32,480,681	2,426,195
October	399,874,965	6,430,657	28,917,695	2,703,891
November	392,252,373	8,205,375	30,734,244	2,705,789
December				
Total	**4,247,804,565**	**75,964,287**	**329,457,289**	**31,842,985**

TOTAL CLASS I UTILIZATION

2005	PRODUCT POUNDS	BUTTERFAT POUNDS	BUTTERFAT TEST	DAILY AVERAGE UTILIZATION
January	447,431,235	9,288,210	2.08%	14,433,266
February	402,746,740	8,360,235	2.08%	14,383,812
March	438,854,939	9,158,606	2.09%	14,156,611
April	429,894,836	8,950,387	2.08%	14,329,828
May	416,916,671	8,728,218	2.09%	13,448,925
June	395,308,073	8,641,306	2.19%	13,176,936
July	398,239,667	8,749,546	2.20%	12,846,441
August	444,180,922	9,298,425	2.09%	14,328,417
September	439,671,054	9,169,407	2.09%	14,655,702
October	437,927,208	9,119,983	2.08%	14,126,684
November	433,897,781	9,514,969	2.19%	14,463,259
December				
Total	**4,685,069,126**	**98,979,292**	**2.11%**	**14,027,153**

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TOTAL DISPOSITION ON ROUTES INSIDE THE MARKETING AREA BY POOL PLANTS

2005	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL IN AREA
January	129,910,067	43,006,302	25,232,002	108,658,773	8,318,904	35,099,578	350,225,626
February	114,551,307	38,585,017	22,517,934	96,936,713	7,159,645	33,070,972	312,821,588
March	125.116,309	41,657,490	24,259,352	104,902,289	7,995,007	33,127,322	337,057,769
April	121,495,784	41,102.154	24,406,723	103,904,251	6,906,732	34,080,185	331,895,829
May	120,854,225	40,330,184	23,795,397	101,673,332	7,307,540	28,610,278	322,570,956
June	120,753,735	38,885,779	21,992,967	99,032,416	7,028,946	13,603,387	301,297,230
July	123,720,622	40,177,935	22,834,470	102,373,003	6,984,781	12,814,778	308,905,589
August	126,856,504	43,173,187	26,300,937	110,651,936	7,595,446	31,323,842	345,901,852
September	122,504,712	41,299,189	24,976,704	109,035,954	7,555,789	34,746,179	340.118,527
October	125,252,396	40,085,867	26,075,519	105,205,015	7,455,526	36,585,041	340,659,364
November	120,062,951	39,239,323	24,365,456	105,885,994	9,060,019	37,249,857	335,863,600
December							
Total	1,351,078,612	447,542,427	266,757,461	1,148,259,676	83,368,335	330,311,419	3,627,317,930

TOTAL DISPOSITION ON ROUTES OUTSIDE THE MARKETING AREA BY POOL PLANTS

2005	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL OUT OF AREA
January	19,080,117	7,882,264	4,920,563	19,592,933	828,352	5,481,256	57,785,485
February	16,384,571	6,643,257	4,134,078	16,555,417	815.491	5,137,824	49,670,638
March	19,380,033	7,877,336	4,916.233	19,771,768	900,061	5,421,428	58,266,859
April	18,243,912	7,732,635	4,789,692	19,065,573	862,969	5,774,821	56,469,602
May	18,583,993	7,705,475	4,748,372	19,331,400	886,684	4,774,589	56,030,513
June	19,133,747	7,296,243	4,506,990	18,917,649	846,888	2,774,427	53,475,944
July	19,191,716	7,868,938	4,316,353	19,650,959	848,421	2,733,906	54,610,293
August	19,983,973	8,032,108	5,240,915	20,990,830	895,425	4,805,055	59,948,306
September	19,039,367	7,615,495	4,905,494	20,332,558	895,334	5,836,373	58,624,621
October	18,973,179	7,872,370	5,069,298	20,347,832	922,456	6,030,466	59,215,601
November	18,160,444	7,242,347	4,646,558	19,378,351	1,017,222	5,943,851	56,388,773
December							
Total	206,155,052	83,768,468	52,194,546	213,935,270	9,719,303	54,713,996	620,486,635

TOTAL DISPOSITION ON ROUTES IN AND OUT OF THE MARKETING AREA BY POOL PLANTS

2005	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL SALES
January	148,990,184	50,888,566	30,152,565	128,251,706	9,147,256	40,580,834	408,011,111
February	130,935,878	45,228,274	26,652,012	113,492,130	7,975,136	38,208,796	362,492,226
March	144,496,342	49,534,826	29,175,585	124,674,057	8,895,068	38,548,750	395,324,628
April	139,739,696	48,834,789	29,196,415	122,969,824	7,769,701	39,855,006	388,365,431
May	139,438,218	48,035,659	28,543,769	121,004,732	8,194,224	33,384,867	378,601,469
June	139,887,482	46,182,022	26,499,957	117,950,065	7,875,834	16,377,814	354,773,174
July	142,912,338	48,046,873	27,150,823	122,023,962	7,833,202	15,548,684	363,515,882
August	146,840,477	51,205,295	31,541,852	131,642,766	8,490,871	36,128,897	405,850,158
September	141,544,079	48,914,684	29,882,198	129,368,512	8,451,123	40,582,552	398,743,148
October	144,225,575	47,958,237	31,144,817	125,552,847	8,377,982	42.615,507	399,874,965
November	138,223,395	46,481,670	29.012,014	125,264,345	10,077,241	43.193,708	392,252,373
December							
Total	1,557,233,664	531.31 0,895	318,952,007	1,362,194,946	93,087,638	385,025,415	4,247,804,565

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

DISPOSITION ON ROUTES INSIDE THE MARKETING AREA BY NONPOOL PLANTS

2005	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL NONPOOL
January	25,092,611	8,283,829	4,268,637	25,005,486	1,592,073	8,080,288	72,322,924
February	23,221,805	7,781,970	4,050,789	24,027,954	1,459,903	7,874,968	68,417,389
March	27,196,310	8,762,735	4.717,204	27.216,058	1,623,727	8,003,177	77,519,211
April	25,311,619	8,417,080	4,617,852	25,449,272	1,546,856	7,420,517	72,763,196
May	25,595,034	8,294,451	4,609,805	24,488,855	1,538,966	7,259,727	71,786,838
June	25,362,481	7,617,355	4,319,826	24,759,688	1,494,598	5,314,232	68,868,180
July	24,069,918	7,857,810	4,301,396	25,605,270	1,446,846	4,918,441	68,199,681
August	26,206,358	8,364,590	4,841,375	28,725,476	1,620,950	8,666,074	78,424,823
September	23,690,900	8,169,513	4,943,511	28,521,543	1,615,507	9,122,795	76,063,769
October	27,882,881	8,992,722	5,970,081	29,707,717	1,687,304	9,831,757	84,072,462
November	28,965,697	8,765,363	5,196,018	29,365,718	1,916,759	9,567,872	83,777,427
December							
Total	**282,595,614**	**91,307,418**	**51,836,494**	**292,873,037**	**17,543,489**	**86,059,848**	**822,215,900**

DISPOSITION ON ROUTES INSIDE THE MARKETING AREA BY POOL PLANTS

2005	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL POOL
January	129.910,067	43,006,302	25,232,002	108,658,773	8,318,904	35,099,578	350,225,626
February	114,551,307	38,585,017	22,517,934	96,936,713	7,159,645	33,070,972	312,821,588
March	125,116,309	41,657,490	24,259,352	104,902,289	7,995,007	33,127,322	337,057,769
April	121,495,784	41,102,154	24,406,723	103,904,251	6,906,732	34,080,185	331,895,829
May	120,854,225	40,330,184	23,795,397	101,673,332	7,307,540	28,610,278	322,570,956
June	120,753,735	38,885,779	21,992,967	99,032,416	7,028,946	13,603,387	301,297,230
July	123,720,622	40,177,935	22,834,470	102,373,003	6,984,781	12,814,778	308,905,589
August	126,856,504	43,173,187	26,300,937	110,651,936	7,595,446	31,323,842	345,901,852
September	122,504,712	41,299,189	24,976,704	109,035,954	7,555,789	34,746,179	340,118,527
October	125,252,396	40,085,867	26,075,519	105,205,015	7,455,526	36,585,041	340,659,364
November	120,062,951	39,239,323	24,365,456	105,885,994	9,060,019	37,249,857	335,863,600
December							
Total	**1,351,078,612**	**447,542,427**	**266,757,461**	**1,148,259,676**	**83,368,335**	**330,311,419**	**3,627,317,930**

TOTAL DISPOSITION ON ROUTES INSIDE THE MARKETING AREA

2005	WHOLE MILK	FAT FREE MILK	LOW FAT MILK	REDUCED FAT MILK	CULTURED MILK	FLAVORED MILK&DRINKS	TOTAL SALES
January	155,002,678	51,290,131	29,500,639	133,664,259	9,910,977	43,179,866	422,548,550
February	137,773,112	46,366,987	26,568,723	120,964,667	8,619,548	40,945,940	381,238,977
March	152,312,619	50,420,225	28,976,556	132,118,347	9,618,734	41,130,499	414,576,980
April	146,807,403	49,519,234	29,024,575	129,353,523	8,453,588	41,500,702	404,659,025
May	146,449,259	48,624,635	28,405,202	126,162,187	8,846,506	35,870,005	394,357,794
June	146.116,216	46,503,134	26,312,793	123,792,104	8,523,544	18,917,619	370,165,410
July	147,790,540	48,035,745	27,135,866	127,978,273	8,431,627	17,733,219	377,105,270
August	153,062,862	51,537,777	31,142,312	139,377,412	9,216,396	39,989,916	424,326,675
September	146,195,612	49,468,702	29,920,215	137,557,497	9,171,296	43,868,974	416,182,296
October	153,135,277	49,078,589	32,045,600	134,912.732	9,142,830	46.416.798	424,731,826
November	149,028,648	48,004,686	29,561,474	135,251,712	10,976,778	46,817,729	419,641,027
December							
Total	**1,633,674,226**	**538,849,845**	**318,593,955**	**1,441,132,713**	**100,911,824**	**416,371,267**	**4,449,533,830**

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TOTAL CLASS II UTILIZATION BY POOL HANDLERS

2005	NONFLUID USED TO PRODUCE	TRANSFERRED OR DIVERTED TO NONPOOL PLANTS	SHRINKAGE/ USED TO PRODUCE1 OTHER USES
January	1,678,985	43,676,255	27,481,537
February	1,241,229	55,500,167	26,661,107
March	1,908,335	60,053,677	36,637,858
April	1,533,169	61,105,416	32,054,585
May	1,681,581	68,878,763	33,275,997
June	1,881,913	57,498,655	35,625,283
July	2,006,895	45,806,304	34,882,947
August	1,969,847	42,234,683	39,193,955
September	1,400,619	40,782,853	31,991,082
October	1,341,868	34,864,535	30,464,545
November	1,185,173	32,472,525	30,601,837
December			
Total	17,829,614	**542,873,833**	**358,870,733**

TOTAL CLASS II UTILIZATION

2005	PRODUCT POUNDS	BUTTERFAT POUNDS	BUTTERFAT TEST	DAILY UTILIZATION
January	72,836,777	5,120,233	7.03%	2,349,573
February	83,402,503	5,540,074	6.64%	2,978,661
March	98,599,870	7,213,669	7.32%	3,180,641
April	94,693,170	6,398,887	6.76%	3,156,439
May	103,836,341	6,943,887	6.69%	3,349,559
June	95,005,851	7,141,949	7.52%	3,166,862
July	82,696,146	6,654,569	8.05%	2,667,618
August	83,398,485	7,120,411	8.54%	2,690,274
September	74,174,554	6,211,216	8.37%	2,472,485
October	66,670,948	6,134,549	9.20%	2,150,676
November	64,259,535	6,164,018	9.59%	2,141,985
December				
Total	919,574,180	**70,643,462**	**7.68%**	**2,753,216**

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TOTAL CLASS III UTILIZATION BY POOL HANDLERS

2005	SHRINKAGE 1/	TRANSFERRED OR DIVERTED TO NONPOOL PLANTS	USED TO PRODUCE/ OTHERUSES 2/
January	0	85,754,926	0
February	0	62,469,144	0
March	0	97,425,883	0
April	0	113,886,252	0
May	0	134,719,939	0
June	0	118,014,893	0
July	0	85,284,554	0
August	0	75,063,912	0
September	0	72,214,587	0
October	0	74,188,205	0
November	0	77,415,943	0
December			
Total	**0**	**996,438,238**	**0**

TOTAL CLASS III UTILIZATION

2005	PRODUCT POUNDS	BUTTERFAT POUNDS	BUTTERFAT TEST	DAILY AVERAGE UTILIZATION
January	85,754,926	3,888,380	4.53%	2,766,288
February	62,469,144	2,598,639	4.16%	2,231,041
March	97,425,883	4,063,680	4.17%	3,142,770
April	113,886,252	4,465,189	3.92%	3,796,208
May	134,719,939	5,033,312	3.74%	4,345,804
June	118,014,893	4,305,259	3.65%	3,933,830
July	85,284,554	3,576,724	4.19%	2,751,115
August	75,063,912	3,333,870	4.44%	2,421,417
September	72,214,587	3,129,300	4.33%	2,407,153
October	74,188,205	3,244,577	4.37%	2,393,168
November	77,415,943	3,475,411	4.49%	2,580,531
December				
Total	**996,438,238**	**41,114,341**	**4.13%**	**2,983,348**

1/ Pursuant § 1000.43 (b) (1). Assigned to lowest priced class.

2/ Pursuant § 1000.40 (e). Other Uses assigned to lowest priced class.

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO: 7

TOTAL CLASS IV UTILIZATION BY POOL HANDLERS

2005	ENDING INVENTORY	NONFLUID USED TO FORTIFY	SHRINKAGE 1/	TRANSFERRED OR DIVERTED TO NONPOOL PLANTS	USED TO PRODUCE1 OTHER USES 2/
January	22,895,534	1,603,980	7,345,885	78,080,623	8,821,584
February	23,415,071	1,576,373	6,329,838	85,075,584	8,959,975
March	17,999,715	1,638,227	7,146,001	81,496,614	21,086,277
April	16,593,813	1,469,737	6,825,560	91,832,351	24,456,032
May	17,214,952	1,498,626	6,729,898	103,315,503	26,342,711
June	17,414,820	1,399,194	6,952,215	71,766,017	21,041,185
July	25,186,731	1,395,542	6,740,715	43,480,194	18,520,560
August	21,768,317	1,589,064	7,817,512	52,919,507	11,886,379
September	10,412,355	1,596,109	5,655,854	41,491,665	5,075,553
October	22,376,359	2,059,554	7,782,468	36,531,571	4,411,906
November	23,156,792	3,212,253	7,402,041	51,270,297	8,278,737
December					
Total	218,434,459	19,038,659	76,727,987	737,259,926	158,880,899

TOTAL CLASS IV UTILIZATION

2005	PRODUCT POUNDS	BUTTERFAT POUNDS	BUTTERFAT TEST	DAILY UTILIZATION
January	118,747,606	8,553,396	7.20%	3,830,568
February	125,356,841	8,559,337	6.83%	4,477,030
March	129,366,834	7,837,258	6.06%	4,173,124
April	141,177,493	8,278,446	5.86%	4,705,916
May	155,101,690	8,032,246	5.18%	5,003,280
June	118,573,431	5,812,314	4.90%	3,952,448
July	95,323,742	4,804,593	5.04%	3,074,959
August	95,980,779	5,400,424	5.63%	3,096,154
September	64,231,536	5,422,302	8.44%	2,141,051
October	73,161,858	6,008,150	8.21%	2,360,060
November	93,320,120	7,078,254	7.58%	3,110,671
December				
Total	1,210,341,930	75,786,720	6.26%	3,623,778

1/ Pursuant § 1000.43 (b) (1). Shrinkage assigned to lowest priced class.

2/ Pursuant § 1000.40 (d) and (e). Used to Produce, Bulk Ending Inventory & NFMP-UTF assigned to Class IV. Other Uses assigned to lowest priced class.

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7
ANNOUNCED FEDERAL ORDER CLASS & UNIFORM PRICES

CLASS I*

2005	Skim	Butterfat	Milk @ 3.5%
January	$12.80	$2.1128	$19.75
February	$11.07	$1.7748	$16.89
March	$12.69	$1.7968	$78.53
April	$11.45	$2.7669	$17.23
May	$12.24	$1.7402	$17.90
June	$71.68	$1.5576	$16.72
July	$11.83	$1.5920	$16.99
August	$11.39	$1.8706	$17.54
September	$10.81	$1.8182	$16.80
October	$11.06	$1.9128	$17.37
November	$11.58	$1.8526	$17.66
December	$11.13	$1.6943	$16.67
Average	**$11.64**	$1.7908	**$17.50**

CLASS II

2005	Skim	Butterfat	Milk @ 3.5%
	$7.20	$1.7400	$13.04
	$7.38	$1.7824	$13.36
	$7.44	$1.7349	$13.25
	$7.54	$1.7034	$13.24
	$7.61	$1.5545	$12.78
	$7.73	$1.6002	$13.06
	$7.73	$1.8077	$13.79
	$7.81	$1.8316	$13.95
	$8.00	$1.8942	$14.35
	$8.12	$1.8326	$14.25
	$8.11	$1.6184	$13.49
	$8.22	$1.5106	$13.22
Average	**$7.74**	**$1.7175**	**$13.48**

CLASS III

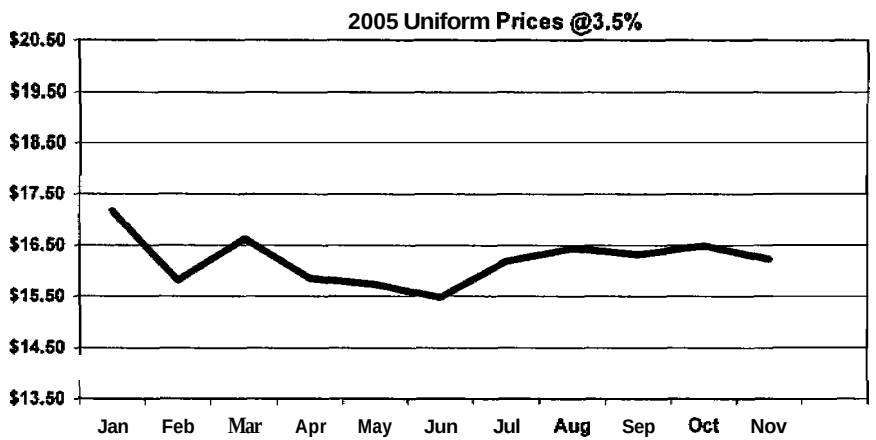
2005	Skim	Butterfat	Milk @ 3.5%
January	$8.37	$1.7300	$14.14
February	$8.79	$1.7754	$14.70
March	$8.32	$1.7279	$14.08
April	$8.99	$1.6964	$14.61
May	$8.66	$1.5475	$13.77
June	$8.65	$7.5932	$13.92
July	$8.34	$1.8007	$14.35
August	$7.48	$1.8246	$13.60
September	$7.97	$1.8872	$14.30
October	$8.25	$1.8256	$14.35
November	$7.99	$1.6114	$13.35
December	$8.40	$1.5036	$13.37
Average	**$8.35**	**$1.7103**	**$14.05**

CLASS IV

2005	Skim	Butterfat	Milk @ 3.5%
	$6.69	$1.7330	$12.52
	$6.76	$1.7754	$12.74
	$6.85	$1.7279	$12.66
	$6.91	$1.6964	$12.61
	$7.03	$1.5475	$12.20
	$7.00	$1.5932	$12.33
	$7.12	$1.8007	$13.17
	$7.31	$1.8246	$13.44
	$7.40	$1.8872	$13.75
	$7.48	$1.8256	$13.61
	$7.52	$1.6114	$12.90
	$7.57	$1.5036	$12.57
Average	**$7.14**	**$1.7105**	**$12.88**

UNIFORM*

2005	Skim	Butterfat	Milk @ 3.5%
January	$11.02	$1.8649	$17.16
February	$9.93	$1.7763	$15.80
March	$10.88	$1.7528	$16.63
April	$10.18	$1.7209	$15.85
May	$10.46	$1.6091	$15.73
June	$10.29	$1.5824	$15.47
July	$10.52	$1.7218	$16.18
August	$10.35	$1.8443	$16.44
September	$10.16	$1.8602	$76.32
October	$10.34	$1.8605	$16.49
November	$10.62	$1.7072	$16.22
December			
Average	**$10.43**	**$1.7546**	**$16.21**



** Class 1 and Uniform Prices are at Fulton County (Atlanta), Georgia*

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

NASS DAIRY PRODUCT PRICE AVERAGES USED IN FEDERAL MILK ORDER PRICE FORMULAS

Class I (Skim, Bfat), Class II (Skim, Nonfat Solids)

2005	Weeks Ending	Butter	Nonfat Dry Milk	Cheese	Dry Whey
		Dollars per pound			
January	12/11,18	1.8498	0.8698	1.7648	0.2436
February	1/8,15	1.5682	0.8892	1.4790	0.2481
March	2/5,12	1.5865	0.8964	1.6482	0.2479
April	3/5,12	1.5616	0.9073	1.5140	0.2485
May	4/9,16	1.5393	0.9159	1.5777	0.2596
June	5/7,14	1.3872	0.9287	1.4612	0.2597
July	6/4,11	1.4158	0.9289	1.4827	0.2684
August	7/9,16	1.6480	0.9377	1.5224	0.2796
September	8/6,13	1.6043	0.9594	1.4449	0.2843
October	9/10,17	1.6832	0.9726	1.4965	0.2904
November	10/8,15	1.6338	0.9719	1.5205	0.3055
December	11/5,12	1.5011	0.9834	1.4213	0.3084

Class II (Bfat), Class III, Class IV, Components

2005	Weeks Ending	Butter	Nonfat Dry Milk	Cheese	Dry Whey
		Dollars per pound			
January	1/1,8,15,22,29	1.5592	0.8906	1.5165	0.2463
February	2/5,12,19,26	1.5945	0.8990	1.5711	0.2478
March	3/5,12,19,26	1.5549	0.9083	1.5061	0.2513
April	4/2,9,16,23	1.5287	0.9156	1.5590	0.2580
May	4/30,5/7,14,21,28	1.4046	0.9289	1.4765	0.2603
June	6/4,11,18,25	1.4427	0.9259	1.4845	0.2696
July	7/2,9,16,23,30	1.6156	0.9389	1.5156	0.2794
August	8/6,13,20,27	1.6355	0.9601	1.4322	0.2869
September	9/3,10,17,24	1.6877	0.9705	1.4958	0.2960
October	10/1,8,15,22,29	1.6363	0.9794	1.4996	0.3038
November	11/5,12,19,26	1.4578	0.9835	1.3968	0.3149
December	12/3,10,17,24	1.3680	0.9899	1.3964	0.3242

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
May **2005**

County Name	Co. Code	No. Farms	Total Pounds
Alabama			
Clay	27	3	537,084
Covington	39	3	832,185
Cullman	43	9	2,674,873
Dallas	47	3	492,019
De kalb	49	4	405,869
Fayette	57	4	814,165
Franklin	59	3	1,413,743
Hale	65	4	831,634
Lamar	75	3	565,745
Lawrence	79	4	301,963
Morgan	103	4	2,572,091
Tuscaloosa	125	3	368,755
Restricted	999	38	7,776,168
Total for Alabama		85	19,586,294
Arkansas			
Benton	7	20	2,876,570
Boone	9	8	524,223
Carroll	15	14	1,414,347
Cleburne	23	5	1,293,736
Conway	29	15	2,253,119
Faulkner	45	10	3,147,046
Franklin	47	6	866,881
Fulton	49	10	691,921
Logan	83	8	596,891
Lonoke	85	6	1,081,171
Madison	87	12	1,004,987
Searcy	129	13	1,113,064
Stone	137	4	351,463
Van buren	141	12	1,537,823
Washington	143	25	3,163,078
White	145	8	885,217
Yell	149	3	328,643
Restricted	999	22	3,281,908
Total for Arkansas		201	26,412,088
Florida			
Restricted			
Georgia			
Bibb	21	3	276,367
Burke	33	6	2,083,618
Carroll	45	3	377,277

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
May 2005

County Name	Co. Code	No. Farms	Total Pounds
Elbert	105	3	323,709
Gilmer	123	4	876,830
Greene	133	17	4,617,192
Hall	139	4	649,344
Hart	147	4	1,136,591
Houston	153	4	480,454
Jefferson	163	12	2,031,822
Jenkins	165	6	1,365,476
Jones	169	4	1,280,551
Lamar	171	4	783,309
Macon	193	24	921,387
Monroe	207	5	333.146
Morgan	211	35	10,065,544
Oglethorpe	221	4	2,090,909
Polk	233	5	225,216
Putnam	237	37	12,199,617
Taliaferro	265	5	1,303,632
Troup	285	4	530,671
Union	291	4	196,554
Walker	295	8	730,836
Warren	301	5	1,381,671
Washington	303	3	886,317
Wilkes	317	9	2,464,768
Restricted	999	32	6,997,825
Total for Georgia		254	56,610,633

Illinois
Restricted

Indiana
Restricted

Kansas
Restricted

Kentucky

Adair	1	18	2,207,821
Allen	3	5	125,577
Ballard	7	3	477,457
Barren	9	68	10,792,256
Breckinridge	27	7	282,893
Carlisle	39	3	370,644
Christian	47	37	2,674,168
Graves	83	13	1,368,866
Grayson	85	12	1,797,312
Green	87	20	1,193,497
Hardin	93	11	1,515,584
Hart	99	34	2,121,064

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. **7**
May **2005**

County Name	Co. Code	No. Farms	Total Pounds
Larue	123	4	533,429
Logan	141	18	4,669,713
Metcalfe	169	46	3,078,465
Monroe	171	17	995,824
Simpson	213	7	1,426,527
Taylor	217	13	1,269,351
Todd	219	23	2,299,059
Warren	227	34	4,152,779
Restricted	999	16	1,265,641
Total for Kentucky		409	44,617,927

Louisiana

Beauregard	11	5	609,143
De soto	31	18	4,484,976
East baton rouge	33	3	510,685
East feliciana	37	3	616,425
Sabine	85	5	651,888
St. helena	91	29	4,848,469
Tangipahoa	105	116	16,462,271
Washington	117	93	11,828,392
Restricted	999	15	1,387,575
Total for Louisiana		287	41,399,824

Michigan
Restricted

Mississippi

Amite	5	13	2,224,093
Clay	25	3	123,403
Copiah	29	10	1,295,580
Harrison	47	8	432,687
Jones	67	5	984,799
Lawrence	77	5	546,219
Leake	79	4	581,684
Lee	81	3	291,496
Lincoln	85	20	2,638,672
Marion	91	19	3,275,531
Marshall	93	4	1,722,608
Neshoba	99	4	268,694
Newton	101	10	2,023,279
Noxubee	103	8	1,622,306
Pearl river	109	6	449,665
Pike	113	22	3,409,000
Stone	131	5	179,844
Tate	137	6	1,490,263
Walthall	147	37	4,668,311

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order **No.** 7
May **2005**

Caunty Name	Co. Code	No. Farms	Total Pounds
Winston	159	3	239.041
Restricted	999	34	8,684,800
Total for Mississippi		229	37,151,975
Missouri			
Barry	9	33	3,806,186
Barton	11	6	715,486
Bates	13	13	974,132
Benton	15	7	547,944
Camden	29	7	654,307
Cedar	39	6	465,884
Christian	43	27	2,117,461
Dade	57	4	541,198
Dallas	59	51	5,386,028
Douglas	67	68	5,719,908
Greene	77	35	3,658,546
Henry	83	3	157,874
Hickory	85	8	821,330
Howell	91	43	4,493,028
Jasper	97	15	1,866,774
Johnson	101	3	334,105
Laclede	105	69	6,639,293
Lafayette	107	11	1,065,913
Lawrence	109	53	6,444,565
Mcdonald	119	9	1,119,314
Newton	145	23	2,860,747
Oregon	149	9	914,940
Ozark	153	27	2,540,619
Pettis	159	3	348,271
Polk	167	54	8,575,524
St. clair	185	4	258,259
Stone	209	23	2,519,879
Taney	213	3	226,051
Texas	215	53	5,709,912
Webster	225	102	10,194,168
Wright	229	162	18,504,941
Restricted	999	16	2,431,513
Total for Missouri		950	102,614,100

Nebraska
Restricted

New Mexico
Restricted

North Carolina
Restricted

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
May 2005

County Name	Co. Code	No. Farms	Total Pounds
Ohio			
Restricted			
Oklahoma			
Adair	1	51	5,955,333
Bryan	13	6	1,007,683
Cherokee	21	17	2,249,381
Coal	29	3	236,308
Craig	35	4	492,802
Delaware	41	25	3,663,117
Mayes	97	28	3,716,559
Muskogee	101	8	1,335,241
Nowata	105	3	250,242
Ottawa	115	9	1,172,142
Rogers	131	7	469,338
Wagoner	145	3	308,265
Restricted	999	8	595,797
Total for Oklahoma		[illegible]	21,452,208
Pennsylvania			
Restricted			
South Carolina			
Restricted			
Tennessee			
Bedford	3	9	1,642,555
Bledsoe	7	7	556,032
Bradley	11	9	1,372,092
Cannon	15	10	843,616
Coffee	31	15	2,396,203
Cumberland	35	8	2,075,860
Franklin	51	4	348,477
Gibson	53	3	533,842
Giles	55	18	2,032,180
Grundy	61	4	208,333
Henry	79	21	2,973,343
Lawrence	99	17	2,543,743
Lincoln	103	13	1,524,346
Marshall	117	34	5,872,488
Maury	119	16	2,959,863
Overton	133	12	1,119,101
Putnam	141	6	1,139,722
Robertson	147	16	3,604,868
Rutherford	149	17	1,830,881
Smith	159	4	244,783

Producer Milk By County/State
(More Than Two Producers Per County)
Federal Order No. 7
May 2005

County Name	Co. Code	No. Farms	Total Pounds
Sumner	165	11	1,440,739
Warren	177	27	3,125,659
Weakley	183	6	437,042
White	185	15	2,701,686
Williamson	187	8	837,823
Wilson	189	7	660,550
Restricted	999	25	2,601,099
Total for Tennessee		342	47,626,926

Texas

Bailey	17	4	14,825,837
Bowie	37	3	3,454,034
Camp	63	4	864,817
Cherokee	73	12	4,879,508
Franklin	159	20	5,816,618
Henderson	213	3	1,777,781
Hopkins	223	130	35,562,227
Lamar	277	8	1,990,391
Lamb	279	3	13,783,839
Nacogdoches	347	6	1,359,308
Rains	379	13	2,577,037
Upshur	459	15	5,038,259
Van zandt	467	13	7,291,609
Wood	499	42	9,585,494
Restricted	999	26	19,282,477
Total for Texas		302	128,089,236

Virginia
Restricted

Wisconsin
Restricted

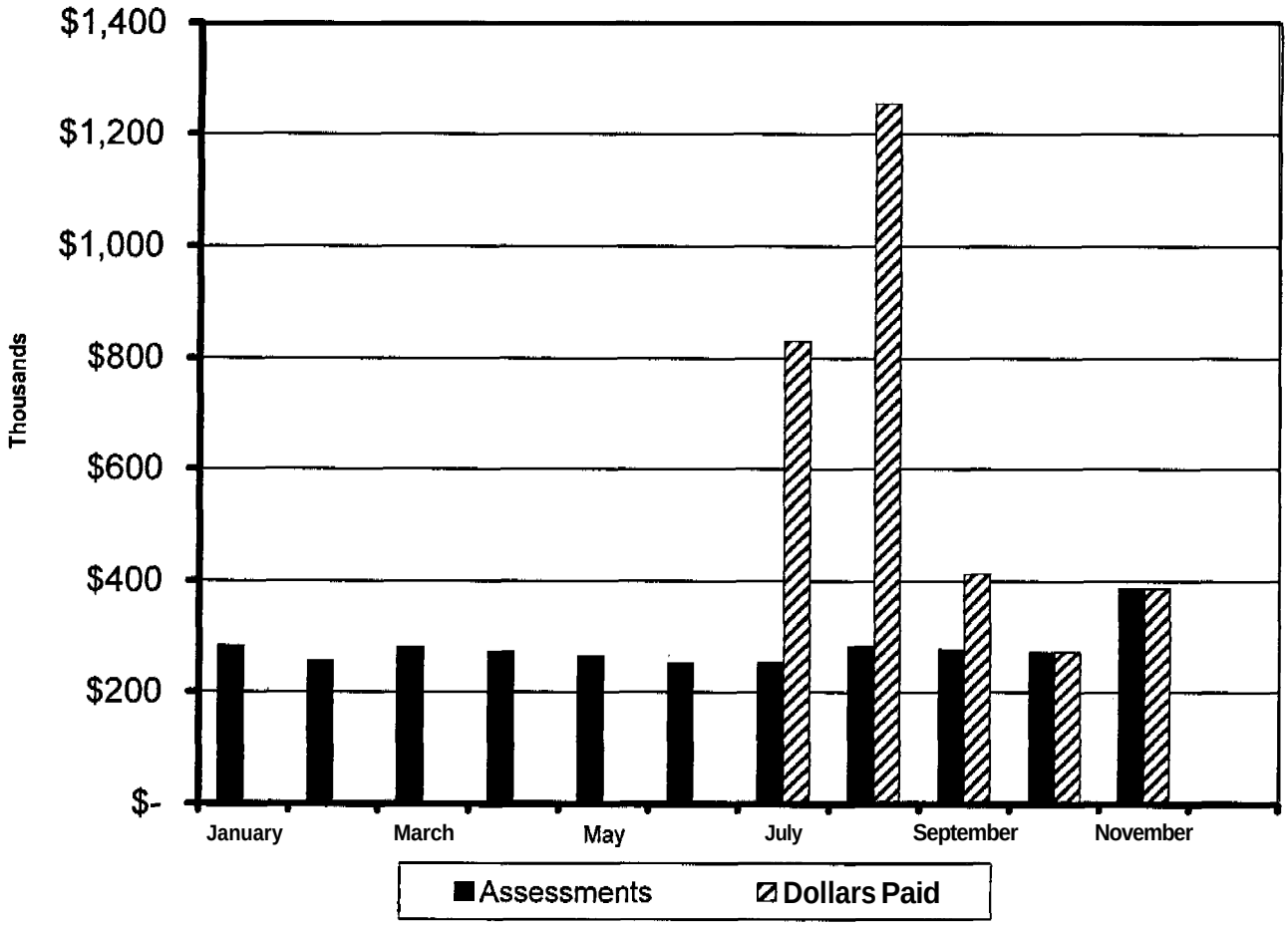
	No. Farms	Total Pounds
Unrestricted States Total	3,231	525,561,211
Restricted States Total	228	198,024,177
Order 7 Total	3,459	723,585,388

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7

TRANSPORTATION CREDIT BALANCING FUND

2005	Assessments	Pounds Claimed	Dollars Claimed	Dollars Paid	Proration
Beginning Balance	$ -				
Jan-June	$ 1,615,235.97				
July	$ 254,114.04	107,695,929	$ 830,657.85	$ 830,657.85	100.00%
August	$ 284,215.75	137,835,497	$ 1,254,947.08	$ 1,254,947.08	100.00%
September	$ 278,349.86	117,812,893	$ 999,794.87	$ 412,976.16	41.31%
October	**$ 273,671.55**	127,900,293	$ 1,183,953.93	$ 273,672.55	23.12%
November	$ 388,326.10	98,083,868	$ 963,389.61	$ 387,844.57	40.26%
December					
TOTAL /1	**$ 3,093,913.26**	**589,328,480**	**$ 5,232,743.34**	**$ 3,160,098.21**	

1/ Difference between Assessments and Dollars Paid is accounted for by accrued interest and audit adjustments.



SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7
2005 POOL HANDLERS

Fluid Milk Distributlnq Pool Plants §1007.7(a)(b)(e)

	J	F	M	A	M	J	J	A	S	O	N	D
Barber Pure Milk Company Birmingham, Alabama	X	X	X	X	X	X	X	X	X	X	X	
Borden Milk Products, LLC Lafayette, Louisiana	X	X	X	X	X	X	X	X	X	X	X	
Brown's Dairy New Orleans, Louisiana	X	X	X	X	X	X	X	X	Temporary Closure		X	
Centennial Farms Dairy Atlanta, Georgia	X	X	X	X	X	X	X	X	X	X	X	
Country Delite Farms Nashville, Tennessee	X	X	X	X	X	X	X	X	X	X	X	
Dairy Fresh of Alabama, LLC Cowarts, Alabama	X	X	X	X	X	X	X	X	X	X	X	
Dairy Fresh of Alabama, LLC Hattiesburg, Mississippi	X	X	X	X	X	X	X	X	X	X	X	
Dairy Fresh of Alabama, LLC Prichard, Alabama	X	X	X	X	X	X	X	X	X	X	X	
Dairy Fresh of Louisiana, LLC Baker, Louisiana	X	X	X	X	X	X	X	X	X	X	X	
Flagship Atlanta Dairy, LLC Atlanta, Georgia	Name changed from New Atlanta Dairy Trust				X	X	X	X	X	X	X	
Foremost Dairy, Inc. Shreveport, Louisiana	X	X	X	X	X	X	X	X	X	X	X	
Heritage Farms Dairy Mutfreesboro, Tennessee	X	X	X	X	X	X	X	X	X	X	X	
Hiland Dairy Fayetteville, Arkansas	X	X	X	X	X	X	X	X	X	X	X	
Hiland Dairy Fort Smith, Arkansas	X	X	X	X	X	X	X	X	X	X	X	
Hiland Dairy Springfield, Missouri	X	X	X	X	X	X	X	X	X	X	X	
Kleinpeter Dairy Farms Baton Rouge, Louisiana	X	X	X	X	X	X	X	X	X	X	X	

	J	F	M	A	M	J	J	A	S	O	N	D
LuVel Dairy Products, Inc. Kosciusko, Mississippi	X	X	X	X	X	X	X	X	X	X	X	
Mayfield Dairy Farms, Inc. Braselton, Georgia	X	X	X	X	X	X	X	X	X	X	X	
Morningstar Foods dba Milk Prod Decatur, Alabama	X	X	X	X	X	X	X	X	X	X	X	
Morningstar Foods Murray, Kentucky	X	X	X	X	X	X	X	X	X	X	X	
New Atlanta Trust Dairy Atlanta, Georgia	X	X	X	Name changed to Flagship Atlanta Dairy								
Pet Dairies Baxley, Georgia	X	X	X	X	X	X	X	X	X	X	X	
Publix Supermarkets, Inc. Lawrenceville, Georgia	X	X	X	X	X	X	X	X	X	X	X	
Purity Dairies, Inc. Nashville, Tennessee	X	X	X	X	X	X	X	X	X	X	X	
Turner/Coleman Dairy Little Rock, Arkansas	X	X	X	X	X	X	X	X	X	X	X	
Turner Holdings, LLC Covington, Tennessee	X	X	X	X	X	X	X	X	X	X	X	
Turner Holdings, LLC Fulton, Kentucky	X	X	X	X	X	X	X	X	X	X	X	
Turner Holdings, LLC Memphis, Tennessee	X	X	X	X	X	X	X	X	X	X	X	
Wnn-Dixie Stores, Inc. Hammond, Louisiana	X	Name changed to Winn-Dixie Trust Stores										
Winn-Dixie Stores, Inc. Montgomery, Alabama	X	Name changed to Winn-Dixie Trust Stores										
Wnn-Dixie Trust Stores Harnmond, Louisiana		X	X	X	X	X	X	X	X	X	X	
Wnn-Dixie Trust Stores Montgomery, Alabama		X	X	X	X	X	X	X	X	Plant Cosed		

	J	F	M	A	M	J	J	A	S	O	N	D

Pool Supply Plants §1007.7(c) and/or §1007.7(d)

Arkansas Dairy Receiving Station Damascus, Arkansas									X			
Dairy Farmers of America, Inc. Cabool, Missouri	X	X	X	X	X	X	X	X	X	X	X	
Dairy Farmers of America, Inc. Franklinton, Louisiana	X	X	X	X	X	X	X	X	X		X	
Dairy Farmers of America, Inc. Monet, Missouri	X	X	X	X	X	X	X	X	X	X	X	

Cooperatives Qualifying as Pool Handlers §1000.9(c)

	J	F	M	A	M	J	J	A	S	O	N	D
Dairy Farmers of America, Inc. Kansas City, Missouri	X	X	X	X	X	X	X	X	X	X	X	
Dairymens Marketing Cooperative Mountain Grove, Missouri	X	X	X	X	X	X	X	X	X	X	X	
Lone Star Milk Producers, Inc. Windthorst, Texas	X	X	X	X	X	X	X	X	X	X	X	
Maryland/Virginia Milk Producers Reston, Virginia	X	X	X	X	X	X	X	X	X	X	X	
Michigan Milk Producers Novi, Michigan								X				
National Farmers Organization Minster, Ohio	X	X	X	X	X	X	X	X	X	X	X	
Select Milk Producers Artesia, New Mexico	X	X	X	X	X	X	X	X	X	X	X	
Southeast Milk, Inc. Belleview. Florida	X	X	X	X	X	X	X	X	X	X	X	
White Eagle Cooperative Assoc South Bend, Indiana									X	X	X	
Zia Milk Producers, Inc. Roswell, New Mexico			X	X	X	X	X	X	X	X	X	

SOUTHEAST MARKETING AREA
FEDERAL ORDER NO. 7
NONPOOL PLANTS WITH ROUTE DISPOSITION IN THE AREA - 2005

Other Order Plants §1000.8(a)

	J	F	M	A	M	J	J	A	S	O	N	D
Federal Order # 1												
H.P. Hood, Inc. Oneida, New York	X	X	X	X	X	X	X	X	X	X	X	
H.P. Hood, Inc. Winchester, Virginia	X	X	X	X	X	X	X	X	X	X	X	
Morningstar Foods Fraser, New York	X	X	X									
Morningstar Foods Mount Crawford, Virginia	X	X	X	X	X	X	X	X	X	X	Changed to FO 5	
Steuben Foods Elma, New York	X	X	X	X	X	X	X	X	X	X	X	
Tuscan/Lehigh Valley Dairies Union, New Jersey	X	X					X		X	X	X	
Federal Order #5												
Chattanooga Dairy Chattanooga, Tennessee	X	X	X	X	X	X	X	X	X	X	X	
Coburg Dairy, Inc. Charleston, South Carolina	X	X	X	X	X	X	X	X	X	X	X	
Dean Foods Louisville, Kentucky	X	X	X	X	X	X	X	X	X	X	X	
Flav-0-Rich, Inc. Florence, South Carolina	X	X	X	X	X	X	X	X	X	X	X	
Flav-0-Rich, Inc. London, Kentucky	X	X	X	X	X	X	X	X	X	X	X	
Hunter Jersey Farms High Point, North Carolina	X	X	X	X	X	X	X	X	X	X	X	
Land-0-Sun Kingsport, Tennessee	X	X	X	X	X	X	X	X	X	X	X	
Land-0-Sun Spartanburg, South Carolina	X	X	X	X	X	X	X	X	X	X	X	

	J	F	M	A	M	J	J	A	S	O	N	D
Mayfield Dairy Farms, Inc. Athens. Tennessee	X	X	X	X	X	X	X	X	X	X	X	
Milkco, Inc. Asheville, North Carolina	X	X	X	X	X	X	X	X	X	X	X	
Morningstar Foods Mount Crawford, Virginia	Changed from FO 1										X	
Regis Milk Company Charleston, South Carolina	X	X	X	X	X	X	X	X	X	X	X	
Southern Belle Dairy, Inc. Somerset, Kentucky	X	X	X	X	X	X	X	X	X	X	X	
U.C. Milk Company Madisonville, Kentucky	X	X	X	X	X	X	X	X	X	X	X	
Westover Dairy Lynchburg, Virginia	X	X	X	X	X	X	X	X	X	X	X	
Winn-Dixie Stores, Inc. Greenville, South Carolina	X	Name changed to Winn-Dixie Trust Stores										
Winn-Dixie Stores, Inc. High Point, North Carolina	X	Name changed to Winn-Dixie Trust Stores										
Winn-Dixie Trust Stores Greenville. South Carolina		X	X	X	X	X	X					
Winn-Dixie Trust Stores High Point, North Carolina		X	X	X	X	X	X					

Federal Order #6

Gustafson's LLC Green Cove, Florida			X	X	X	X	X	X	X	X	X	
Morningstar Foods Jacksonville, Florida	X	X	X	Plant renamed White Wave Foods								
Publix Supermarkets, Inc. Lakeland, Florida	X	X	X	X	X	X	X	X	X	X	X	
White Wave Foods Jacksonville, Florida											X	
Winn-Dixie Trust Stores Greenville, South Carolina								X				
Winn-Dixie Trust Stores Plant City, Florida									X	X	X	

	J	F	M	A	M	J	J	A	S	O	N	D
Federal Order #30												
Dean Foods Woodbury, Minnesota	X	X	X									
Lifeway Foods, Inc. Morton Grove, Illinois		X	X	X	X	X	X	X		X	X	
Pride of Main Street Dairy, LLC Sauk Centre, Minnesota	X	X	X	X	X	X	X	X	X	X	X	
Schroeder Milk Company, Inc. Maplewood, Minnesota	X	X	X	X	X	X	X	X	X	X	X	
Federal Order #32												
Borden Dairy, Inc. Tulsa, Oklahoma	X	X	X	X	X	X	X	X	X	X	X	
Chester Dairy Company Chester, Illinois	X	X	X	X	X	X	X	X	X	X	X	
Jackson Ice Cream Company Hutchinson, Kansas	X	X	X	X	X	X	X	X	X	X	X	
Mid States Dairy, Inc. Hazelwood, Missouri	X	X	X	X	X	X	X	X	X	X	X	
Pet O'Fallon, LLC O'Fallon, Illinois	X	X	X	X	X	X	X	X	X	X	X	
Pevely Dairy Company St. Louis, Missouri	X	X	X	X	X	X	X	X	X	X	X	
Prairie Farms Dairy, Inc. Carlinville, IL	X	X	X	X	X	X	X	X	X	X	X	
Prairie Farms Dairy, Inc. Granite City, Illinois	X	X	X	X	X	X	X	X	X	X	X	
Prairie Farms Dairy, Inc. Olney, Illinois	X	X	X	X	X	X	X	X	X	X	X	
Federal Order #33												
Crossroads Farms Indianapolis, Indiana	X	X	X	X	X	X	X	X	X	X	X	
Marburger Farm Dairy Evans City Pennsylvania									X	X	X	
Parmalat White Knight Pkging Wyoming, Michigan	X	X	X	X	X	X	X	X	X	X	X	

	J	F	M	A	M	J	J	A	S	O	N	D
Federal Order #126												
Borden Milk Products, LLC Dallas, Texas	X	X	X	X	X	X	X	X	X	X	X	
Morningstar Foods Sulphur Springs, Texas	X	X	X	X	X	X	X	X	X	X	X	
Oak Farms Dallas, Texas	X	X	X	X	X	X	X	X	X	X	X	
Oak Farms Houston, Texas											X	
Oak Farms San Antonio, Texas										X		
Promised Land Dairy Floresville, Texas	X	X	X	X	X	X	X	X	X	X	X	
Southwest Dairy Tyler, Texas	X	X	X	X	X	X	X	X	X	X	X	
Vandervoort Dairy Fort Worth, Texas	X	X	X	X	X	X	X	X	X	X	X	
Western Quailty Foods Cedar City, Utah	X	X	X	X		X	X	X		X		
Federal Order #131												
Shamrock Foods Company Phoenix, Arizona		X	X		X	X	X	X	X	X		

Exempt Distributing Plants §1000.8(e)

California Natural Products Savannah, Georgia							X	X			X	
College of the Ozarks Point Lookout. Missouri	X	X	X	X	X	X	X	X	X	X	X	
Etowah Maid Dairies, Inc. Canton, Georgia	X	X	X	X	X	X	X	X	X	X	X	
Humphrey's Dairy Hot Springs, Arkansas	X	X	X	X	X	X	X	X	X	X	X	
Louisiana Tech University Ruston, Louisiana	X	X	X	X	X	X	X	X	X	X	X	
Mauthe's Dairy, LLC Folsom, Louisiana	X	X	X	X	X	X	X	X	X	X	X	

	J	F	M	A	M	J	J	A	S	O	N	D
Memory Lane Dairy Fordland, Missouri	X	X	X	X	X	X	X	X	X	X	X	
Mississippi State University Starkville, Mississippi	X	X	X	X	X	X	X	X	X	X	X	
Mountain Springs Creamery Marshall, Arkansas	X	X	X	X	X	X	X	X	X	X	X	
Rock Springs Dairy Wildersville, Tennessee	X	X	X	X	X	X	X	X	X	X	X	
Smith Creamery, LLC Mt. Hermon, Louisiana	X	X	X	X	X	X	X	X	X	X	X	
Wright Dairy, LLC Alexandria, Alabama	X	X	X	X	X	X	X	X	X	X	X	

Partially Regulated Distributinq Plants §1000.8(c)

Cacique, Inc. City of Industry, California	X	X	X	X	X	X	X	X	X	X	X	
Dannon Milk Products Fort Worth. Texas	X	X	X	X	X	X	X	X	X	X	X	
Dannon Milk Products Minster, Ohio									X	X	X	
Dannon Milk Products West Jordan, Utah	X	X	X	X	X	X	X	X	X	X	X	
Gossner Foods, Inc. Logan, Utah	X	X	X	X	X	X	X	X	X	X	X	
Jasper Products, LLC Joplin, Missouri	X	X	X	X	X	X	X	X	X	X	X	
Kohler Mix Specialties, Inc. White Bear Lake, Minnesota	X	X	X	X	X	X	X	X	X	X	X	
Lifeway Foods, Inc. Morton Grove, Illinois	X								X			
WestFarms Foods, Inc. Fruitland, Idaho	X	X	X	X	X	X	X	X	X	X	X	
Western Quailty Foods Cedar City, Utah									X		X	
White Wave Foods Jacksonville, FL	Name changed from Morningstar Foods									X		

	J	F	M	A	M	J	J	A	S	O	N	D
Producer-Handler Plants §1000.8(b)												
Aurora Organic Dairy Platteville, Colorado	X	X	X	X	X	X	X	X	X	X	X	
Martin Dairy, Inc. Humansville, Missouri	X	X	X	X	X	X	X	X	X	X	Closed	
W.H. Braum, Inc. Tuttle, Oklahoma	X	X	X	X	X	X	X	X	X	X	X	

EXHIBITS PREPARED BY THE SOUTHEAST MARKET ADMINISTRATOR AT THE REQUEST OF:

Dairy Farmers of America, Inc.
and
Southern Marketing Agency

Milk in the Appalachian and Southeast Marketing Areas; Notice of Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders

[Docket No. AO-388-A17 and AO-366-A46; DA-05-06]

January 10,2006
Louisville, KY

Market Administrator
Federal Order No. 6 - Florida Marketing Area
Federal Order No. 7 – Southeast Marketing Area

P.O. Box 491778
Lawrenceville, GA 30049
770-682-2501(phone)
770-822-1038(fax)
smosley@fmmatlanta.com
www.fmmatlanta.com

Date 1/10/06 Exhibit # 13I
Case U.S. Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Proposed t (FO 7) Intra-Market Transportation Credit Fund

Data Prepared at the Request of Dairy Farmers of America, Inc. Regarding Proposal 2

Data generated according to Dairy Farmers of America, Inc.'s proposal submitted to Dana Coale, Deputy Administrator, Dairy Programs, AMS, USDA on Oct. 28,2005 and data request made of Southeast Market Administrator on Nov. 22, 2005 (revised Dec. 6, 2005). Only producers located inside the Appalachian or Southeast Marketing Areas delivering producer milk to Southeast pool distributing plants were included.

Date 1·10·06 Exhibit # 13a
Case U.S. Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Proposed Southeast (FO 7) Intra-Market Transportation Credits at Various Mileage Rates 1/

	$0.0042 Per Mile	$0.0044 Per Mile	$0.0046 Per Mile	$0.0048 Per Mile
Apr-05	$ 501,300	$ 526,201	$ 551,114	$ 576,028
Oct-05	$ 425,728	$ 446,575	$ 467,421	$ 488,268

1/Though not explicit in the proposal, only non-negative values were included.

Summary Measures Requested by Dairy Farmers of America, Inc.

	Avg. Extra Miles Transported 1/	Wtd. Avg. Extra Miles Transported 1/	Avg. Zone Adjustment (Actual Zone Less Nearest Zone) 2/	Wtd. Avg. Zone Adjustment (Actual Zone Less Nearest Zone) 21	Wtd. Avg. Class I Utilization of Pool Distributing Plants 31
Apr-05	67.61	49.62	$ (0.006)	$ 0.002	87.70%
Oct-05	69.89	51.19	$ (0.009)	$ (0.007)	86.50%

1/Extra Miles Transported is the distance from the county seat of production to the actual pool distributing plant less the distance from the county seat of production to the nearest pool distributing plant of the Appalachian or Southeast Order.
2/Zone Adjustment is the Class 1 differential zone (1000.52) of the actual pool distributing plant receiving producer milk less the differential zone of the nearest pool distributing plant of the Appalachian or Southeast Order.
3/Southeast pool distributing plants only.

Share of Proposed Intra-Market Transportation Fund: April and October 2005

Data Prepared at the Request of Dairy farmers of America, Inc. Regarding Proposal 2 on the Southeast Order (FO 7)

	April 2005			October 2005		
	Pounds	Credits ($)	Share of Credits (%)	Pounds	Credits ($)	Share of Credits (%)
Proponent Coops 1/	192,245,595	$ 328.077	65.4%	139,825,676	$ 277,425	62.1%
Others	92,246,337	$ 173,222.92	**34.6%**	89,714,196	$ 169,150	37.9%
Totals	284,491,932	$ 501,300	100.0%	229,539,872	$ 446,575	100.0%

1/ Proponent cooperatives include: Dairy Farmers of America, Inc., Arkansas Dairy Cooperative Association, Dairymen's Marketing Cooperative, Inc., Lone Star Milk Producers, Inc. and Maryland and Virginia Milk Producers Cooperative Association, Inc.

Date 1.10.06 Exhibit # 13b
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 89116
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Share of Producer Milk Originating Inside the Marketing Area: April and October 2005

Data Prepared at the Request of Dairy Farmers of America, Inc. Regarding Proposal 2 on the Southeast Order (FO 7)

			April 2005		October 2005	
	Poof Order No.	Farm Order No. 1/	Pounds	Share (%)	Pounds	Share (%)
Proponent Coops 2/	7	7	235,725,243	66.7%	165,271,438	60.4%
Others	7	7	117,422,514	33.3%	108,559,633	39.6%
Totals			353,147,757	100.0%	273,831,071	100.0%

1/Farms located inside the Southeast Marketing Area, Federal Order 7.
2/ Proponent cooperatives include: Dairy Farmers of America, Inc., Arkansas Dairy Cooperative Association, Dairymen's Marketing Cooperative, Inc., Lone Star Milk Producers, Inc. and Maryland and Virginia Milk Producers Cooperative Association, Inc.

Date 1.10.06 Exhibit # 13C
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Federal Order 7 Transportation Credit Balancing Fund (TCBF) Under Proposals 1 and 3: January to November 2005

Data Prepared at the Request of Dairy Farmers of America, Inc. Regarding Proposals 1 and 3 on the Southeast Order (FO 7)

	Actual Audited Values 1/					Values Under Proposals 1 & 3 21				Proponents Share 31			
2005	Assess-ments 41	Pounds Claimed	Dollars Claimed	Dollars Paid	Pro-ration	$0.20/cwt Assess-ments	Dollars Claimed	Dollars Paid	Pro-ration	Pounds Claimed	%	Dollars Claimed	%
Beg.Bal.	$ -												
Jan-Jun.	$ 1,615,236					$ 4,358,633							
Jul.	$ 254,114	107,695,929	$ 830,703	$ 830,703	100%	$ 726,040	$ 1,126,111	$ 1,126,111	100%	83,341,599	77%	$ 755,229	67%
Aug.	$ 284,216	135,705,262	$ 1,227,657	$ 1,227,657	100%	$ 812,045	$ 1,689,503	$ 1,689,503	100%	96,309,259	71%	$ 1,037,337	61%
Sept.	$ 278,350	117,812,893	$ 999,317	$ 373,555	37%	$ 795,285	$ 1,403,399	$ 1,403,399	100%	88,406,114	75%	$ 953,945	68%
Oct.	$ 273,672	127,900,293	$ 1,183,153	$ 273,672	23%	$ 781,919	$ 1,709,824	$ 1,709,824	100%	93,900,313	73%	$ 1,121,758	66%
Nov.	$ 388,326	98,083,868	$ 962,391	$ 388,326	40%	$ 776,652	$ 1,444,011	$ 1,444,011	100%	68,105,271	69%	$ 898,449	62%
Dec.	$ -		$ -	$ -		$ -		$ -		-		$ -	
TOTAL	**$ 3,093,913**	**587,198,245**	**$ 5,203,221**	**$ 3,093,913**	**59%**	**$ 8,250,574**	**$ 7,372,847**	**$ 7,372,847**	**100%**	**430,062,556**	**73%**	**$ 4,766,717**	**65%**

1/ 2004 values verified through final audit. 2005 values verified through preliminary audit.
2/ Beginning balance was capped at 2004 TCBF dollars paid multiplied by the average change in diesel prices from 2004 to 2005 ($3,248,034 * 34.2% = $4,358,633). Diesel prices available at www.eia.doe.gov/. Accrued interest not considered.
31 Proponent share under Proposals 1 and 3. Proponent cooperatives include: Dairy Farmers of America, Inc., Arkansas Dairy Cooperative Association, Dairymen's Marketing Cooperative, Inc., Lone Star Milk Producers, Inc. and Maryland and Virginia Milk Producers Cooperative Association, Inc.
41 Actual TCBF assessments were $0.07/cwt on Class I producer milk until November 2005, when they became $0.10/cwt. Accrued interest not considered.

Date 1.10.06 Exhibit # 13d
Case U.S. Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Recap of All Entities Requesting an Federal Order 6 and 7 Price Announcement 1/
October 2005 21
Data Prepared at the Request of Dairy Farmers of America, Inc on December 22,2005

Categories 3/	Number of Persons Receiving Announcement 41
Other Federal Order Offices 5/	11
Federal Government entities that might purchase milk or dairy products	1
State Government entities that might purchase milk or dairy products	1
County or City government entities that might purchase milk or dairy products	0
School Districts	57
Institutional or college or university entity	18
Milk Processing Company	117
Cooperative	48
Retail or Wholesale Grocery Company or Food Broker	14
Other:	
Fed and State Govt Agencies 61	16
Promotion Organizations	1
Dairy Producers 7/	224
Banks or Lending Institutions	10
Restaurants	4
Farm Bureau and Industry Associations	10
Miscellaneous 81	549
TOTAL	**1081**

1/ Announcements are sent by regular mail and e-mail.
21 One month of data provided as the mailing list remains relatively consistent.
31 Assignments to categories based on business name.
41 More than one person employed by an entity may receive a copy of the price announcement.
51 Includes AMS. Dairy Programs staff
61 State Depts of Agriculture and National Agricultural Statistics Service
7/ Business name indicates dairy or farm
81 Primarily individual names; most likely dairy producers

Date 1-10-06 Exhibit # 13e
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Southeast Order Producer Milk by State - January 2004 to October 2005

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

YYMM	Pool Order No.	State 1/	Total Producer Milk	Producer Milk Delivered to Pool Distributing Plants	% Delivered
0401	7	AL	21,478,573	21,106,078	98%
0401	7	AR	27,973,856	23,071,127	82%
0401	7	GA	49,897,867	49,706,219	100%
0401	7	KS	51,725,231	21,206,792	41%
0401	7	KY	39,915,799	36,099,632	90%
0401	7	LA	45,031,769	41,243,135	92%
0401	7	MO	103,326,508	45,826,831	44%
0401	7	MS	37,100,470	33,513,771	90%
0401	7	OK	34,487,257	14,153,556	41%
0401	7	TN	50,651,260	45,195,173	89%
0401	7	TX	122,004,544	87,576,331	72%
0401	7	Restricted	72,105,923	30,675,723	43%
0401 Total			**655,699,057**	**449,374,368**	**69%**
0402	7	AL	20,968,561	20,226,202	96%
0402	7	AR	26,562,633	20,423,601	77%
0402	7	GA	47,649,644	45,927,645	96%
0402	7	KS	31,823,741	15,635,237	49%
0402	7	KY	37,534,514	33,648,414	90%
0402	7	LA	42,416,031	37,651,068	89%
0402	7	MO	97,438,157	40,655,499	42%
0402	7	MS	35,726,504	31,463,221	88%
0402	7	OK	30,124,615	11,575,745	38%
0402	7	TN	47,937,181	40,365,892	84%
0402	7	TX	115,128,262	76,658,044	67%
0402	7	Restricted	92,960,105	56,111,012	60%
0402 Total			**626,269,948**	**430,341,580**	**69%**
0403	7	AL	22,264,021	21,870,161	98%
0403	7	AR	30,132,320	23,830,312	79%
0403	7	GA	53,298,059	52,062,112	98%
0403	7	KY	42,817,308	37,503,885	88%
0403	7	LA	47,671,240	42,545,176	89%
0403	7	MO	104,724,481	45,795,683	44%
0403	7	MS	40,492,211	33,473,213	83%
0403	7	OK	30,240,130	10,895,432	36%
0403	7	TN	53,160,883	41,599,577	78%
0403	7	TX	126,656,560	82,600,116	65%
0403	7	Restricted	104,632,200	69,785,727	67%
0403 Total			**656,089,413**	**461,961,394**	**70%**
0404	7	AL	21,269,915	20,811,738	98%
0404	7	GA	53,630,990	53,630,990	100%
0404	7	KY	39,563,926	33,141,346	84%
0404	7	LA	40,499,740	39,881,439	98%
0404	7	MO	76,520,474	47,475,998	62%
0404	7	MS	33,624,603	32,916,658	98%
0404	7	OK	7,613,873	6,970,902	92%
0404	7	TN	49,639,944	37,165,580	75%
0404	7	TX	125,378,363	76,876,266	61%
0404	7	Restricted	114,482,844	68,579,594	60%
0404 Total			**562,224,672**	**417,450,511**	**74%**

Date 1.10.06 Exhibit # 13f
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Southeast Order Producer Milk by State - January 2004 to October 2005

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

YYMM	Pool Order No.	State 1/	Total Producer Milk	Producer Milk Delivered to Pool Distributing Plants	% Delivered
0405	7	AL	20,616,288	20,270,429	98%
0405	7	AR	27,609,591		0%
0405	7	GA	55,627,259	55,224,052	99%
0405	7	KY	39,645,388	29,007,162	73%
0405	7	LA	43,563,432	39,127,683	90%
0405	7	MO	102,130,202	42,261,834	41%
0405	7	MS	38,309,822	32,038,245	84%
0405	7	OK	25,540,168	9,664,945	38%
0405	7	TN	51,109,027	36,836,260	72%
0405	7	TX	115,404,699	72,255,104	63%
0405	7	Restricted	96,380,143	65,739,536	68%
0405 Total			**615,936,019**	**402,425,250**	**65%**
0406	7	AL	18,021,219	17,552,958	97%
0406	7	AR	24,841,587	18,389,372	74%
0406	7	GA	51,507,194	50,671,080	98%
0406	7	KY	36,462,813	29,793,665	82%
0406	7	LA	37,527,973	34,163,715	91%
0406	7	MO	92,352,053	37,738,500	41%
0406	7	MS	33,642,658	30,469,280	91%
0406	7	OK	36,949,921	12,549,578	34%
0406	7	TN	45,399,505	33,568,408	74%
0406	7	TX	128,495,382	70,271,071	55%
0406	7	Restricted	142,273,111	73,094,246	51%
0406 Total			**647,473,416**	**408,261,873**	**63%**
0407	7	AL	16,789,418	16,523,391	98%
0407	7	AR	23,522,319	18,799,086	80%
0407	7	GA	53,141,274	52,121,939	98%
0407	7	KS	21,316,742	11,093,051	52%
0407	7	KY	36,362,949	32,483,750	89%
0407	7	LA	34,771,063	33,267,441	96%
0407	7	MO	88,120,375	36,840,149	42%
0407	7	MS	31,084,109	29,310,587	94%
0407	7	OK	31,194,067	16,800,153	54%
0407	7	TN	42,748,662	35,192,714	82%
0407	7	TX	92,304,361	73,550,918	80%
0407	7	Restricted	70,956,408	66,225,875	93%
0407 Total			**542,311,747**	**422,209,054**	**78%**
0408	7	AL	15,633,636	15,382,595	98%
0408	7	AR	23,286,721	19,263,528	83%
0408	7	GA	47,811,090	47,285,510	99%
0408	7	KS	36,560,580	19,191,824	52%
0408	7	KY	34,597,401	30,141,710	87%
0408	7	LA	32,244,782	31,384,521	97%
0408	7	MO	86,537,797	40,016,184	46%
0408	7	MS	28,565,883	27,304,710	96%
0408	7	OK	28,790,050	16,612,250	58%
0408	7	TN	41,963,656	33,287,677	79%
0408	7	TX	109,332,809	87,097,463	80%
0408	7	Restricted	108,268,821	92,623,384	86%

Southeast Order Producer Milk by State - January 2004 to October 2005

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

YYMM	Pool Order No.	State 1/	Total Producer Milk	Producer Milk Delivered to Pool Distributing Plants	% Delivered
0408 Total			**593,593,226**	**459,591,356**	**77%**
0409	7	AL	14,397,881	14,170,572	98%
0409	7	AR	21,678,687	18,414,379	85%
0409	7	FL	2,601,462	2,601,462	100%
0409	7	GA	45,328,882	44,946,943	99%
0409	7	KS	18,559,253	12,423,198	67%
0409	7	KY	31,656,588	27,858,233	88%
0409	7	LA	29,984,959	28,887,337	96%
0409	7	MO	82,978,112	39,431,286	48%
0409	7	MS	26,925,993	25,181,990	94%
0409	7	OK	27,913,647	19,265,991	69%
0409	7	TN	38,919,623	32,567,876	84%
0409	7	TX	115,635,985	93,617,911	81%
0409	7	Restricted	103,111,652	95,141,378	92%
0409 Total			**559,692,724**	**454,508,556**	**81%**
0410	7	AL	15,545,598	15,277,999	98%
0410	7	AR	21,995,557	18,676,574	85%
0410	7	GA	43,598,294	43,207,189	99%
0410	7	KY	34,178,726	30,066,361	88%
0410	7	LA	31,378,360	30,978,788	99%
0410	7	MO	88,285,869	38,711,463	44%
0410	7	MS	28,638,061	27,624,021	96%
0410	7	OK	30,611,276	20,592,318	67%
0410	7	TN	41,408,373	34,915,730	84%
0410	7	TX	105,847,963	82,767,283	78%
0410	7	Restricted	131,674,714	118,984,440	90%
0410 Total			**573,162,791**	**461,802,166**	**81%**
0411	7	AL	16,049,471	15,798,843	98%
0411	7	AR	22,053,471	18,806,657	85%
0411	7	GA	44,252,752	43,805,885	99%
0411	7	KY	38,154,600	32,192,475	84%
0411	7	LA	33,925,942	33,050,163	97%
0411	7	MO	87,279,767	39,456,386	45%
0411	7	MS	29,787,643	28,689,953	96%
0411	7	OK	30,186,351	20,348,323	67%
0411	7	TN	41,159,373	34,242,583	83%
0411	7	TX	100,044,514	80,869,776	81%
0411	7	Restricted	123,779,399	110,191,702	89%
0411 Total			**566,673,283**	**457,452,746**	**81%**
0412	7	AL	17,810,050	17,594,349	99%
0412	7	AR	22,635,294	19,116,478	84%
0412	7	GA	49,493,201	49,124,702	99%
0412	7	KY	40,190,526	32,140,458	80%
0412	7	LA	37,659,930	35,760,308	95%
0412	7	MO	87,457,022	41,358,576	47%
0412	7	MS	33,103,511	30,221,069	91%
0412	7	OK	31,029,735	16,710,279	54%
0412	7	TN	43,772,945	35,622,341	81%
0412	7	TX	101,233,438	77,227,771	76%

Southeast Order Producer Milk by State - January 2004 to October 2005

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal *5* for the Southeast Order (FO7)

YYMM	Pool Order No.	State 1/	Total Producer Milk	Producer Milk Delivered to Pool Distributing Plants	% Delivered
0412	7	Restricted	100,921,323	99,654,210	99%
0412 Total			**565,306,975**	**454,530,541**	**80%**
0501	7	AL	18,679,589	18,574,772	99%
0501	7	AR	24,069,115	19,816,269	82%
0501	7	GA	53,449,323	52,897,521	99%
0501	7	KY	41,720,896	33,151,544	79%
0501	7	LA	40,982,515	39,520,131	96%
0501	7	MO	91,633,135	42,222,799	46%
0501	7	MS	35,496,285	33,581,312	95%
0501	7	OK	36,792,814	21,458,048	58%
0501	7	TN	46,030,537	39,579,232	86%
0501	7	TX	120,575,422	82,969,083	69%
0501	7	Restricted	146,571,750	96,760,480	66%
0501 Total			**656,001,381**	**480,531,191**	**73%**
0502	7	AL	17,844,173	17,295,715	97%
0502	7	AR	22,172,190	18,885,377	85%
0502	7	GA	49,974,145	49,365,875	99%
0502	7	KY	38,706,969	31,135,825	80%
0502	7	LA	38,731,605	35,850,812	93%
0502	7	MO	81,934,123	37,094,654	45%
0502	7	MS	33,604,187	29,571,376	88%
0502	7	OK	29,740,797	15,575,573	52%
0502	7	TN	42,338,963	35,712,828	84%
0502	7	TX	110,121,531	65,847,582	60%
0502	7	Restricted	136,680,851	87,646,822	64%
0502 Total			**601,849,534**	**423,982,439**	**70%**
0503	7	AL	20,462,572	18,254,105	89%
0503	7	AR	25,490,178	21,601,524	85%
0503	7	GA	56,815,155	56,171,975	99%
0503	7	KY	43,563,482	34,863,357	80%
0503	7	LA	44,771,960	36,378,956	81%
0503	7	MO	95,810,395	43,275,010	45%
0503	7	MS	39,034,347	33,111,461	85%
0503	7	OK	24,335,806	11,972,755	49%
0503	7	TN	47,570,025	36,725,239	77%
0503	7	TX	119,144,551	70,165,374	59%
0503	7	Restricted	161,516,986	70,816,047	44%
0503 Total			**678,515,457**	**433,335,803**	**64%**
0504	7	AL	19,880,105	17,636,733	89%
0504	7	AR	25,783,165	22,410,475	87%
0504	7	GA	57,460,866	55,003,024	96%
0504	7	KY	43,507,553	34,528,559	79%
0504	7	LA	43,547,476	35,044,434	80%
0504	7	MO	100,711,046	42,796,529	42%
0504	7	MS	38,064,138	31,864,404	84%
0504	7	OK	20,347,968	11,007,047	54%
0504	7	TN	47,418,268	37,065,986	78%
0504	7	TX	127,662,168	65,724,182	51%
0504	7	Restricted	167,345,207	68,304,156	41%

Southeast Order Producer Milk by State - January 2004 to October 2005

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

YYMM	Pool Order No.	State 1/	Total Producer Milk	Producer Milk Delivered to Pool Distributing Plants	% Delivered
0504 Total			**691,727,960**	**421,385,529**	**61%**
0505	7	AL	19,586,294	17,161,913	88%
0505	7	AR	26,412,088	22,685,942	86%
0505	7	GA	56,610,633	53,848,670	95%
0505	7	KY	44,617,927	35,140,757	79%
0505	7	LA	41,399,824	33,939,995	82%
0505	7	MO	102,614,100	43,757,213	43%
0505	7	MS	37,151,975	30,768,145	83%
0505	7	OK	21,452,208	11,508,485	54%
0505	7	TN	47,626,926	36,745,896	77%
0505	7	TX	128,089,236	62,116,181	48%
0505	7	Restricted	198,024,177	66,826,884	34%
0505 Total			**723,585,388**	**414,500,081**	**57%**
0506	7	AL	17,385,733	15,662,369	90%
0506	7	AR	23,890,877	20,200,940	85%
0506	7	GA	50,167,905	47,235,231	94%
0506	7	KS	17,959,101	1,459,305	8%
0506	7	KY	40,145,297	33,138,622	83%
0506	7	LA	35,517,610	29,435,978	83%
0506	7	MO	93,806,741	40,697,451	43%
0506	7	MS	32,802,384	29,233,048	89%
0506	7	OK	29,526,745	13,729,937	47%
0506	7	TN	44,471,534	36,940,648	83%
0506	7	TX	118,470,653	69,608,711	59%
0506	7	Restricted	145,931,754	59,168,721	41%
0506 Total			**650,076,334**	**396,510,961**	**61%**
0507	7	AL	15,670,572	14,194,160	91%
0507	7	AR	22,435,451	19,484,775	87%
0507	7	GA	43,939,559	40,694,197	93%
0507	7	KY	40,097,496	32,262,575	80%
0507	7	LA	32,550,992	27,259,307	84%
0507	7	MO	88,798,261	37,659,205	42%
0507	7	MS	29,853,408	27,572,992	92%
0507	7	OK	29,821,429	19,265,770	65%
0507	7	TN	40,342,688	36,262,771	90%
0507	7	TX	113,775,297	64,449,011	57%
0507	7	Restricted	131,022,340	82,627,259	63%
0507 Total			**588,307,493**	**401,732,022**	**68%**
0508	7	AL	13,605,893	12,810,497	94%
0508	7	AR	20,724,106	18,741,528	90%
0508	7	GA	51,267,202	47,115,853	92%
0508	7	KY	39,828,258	32,052,486	80%
0508	7	LA	26,533,065	21,666,124	82%
0508	7	MO	84,383,858	40,438,503	48%
0508	7	MS	25,571,301	24,256,107	95%
0508	7	OK	34,393,096	19,840,483	58%
0508	7	TN	34,721,056	31,496,717	91%
0508	7	TX	124,189,050	85,788,087	69%
0508	7	Restricted	153,690,186	106,979,544	70%

Southeast Order Producer Milk by State - January 2004 to October 2005

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

YYMM	Pool Order No.	State 1/	Total Producer Milk	Producer Milk Delivered to Pool Distributing Plants	% Delivered
0508 Total			**608,907,071**	**441,185,929**	**72%**
0509	7	AL	12,440,940	12,440,940	100%
0509	7	AR	18,623,172	16,282,760	87%
0509	7	FL	1,203,692	1,203,692	100%
0509	7	GA	47,618,806	46,023,901	97%
0509	7	KY	35,148,907	30,221,710	86%
0509	7	LA	25,601,258	18,863,717	74%
0509	7	MO	78,546,356	37,406,967	48%
0509	7	MS	22,901,602	21,094,774	92%
0509	7	OK	32,901,777	21,285,233	65%
0509	7	TN	33,237,622	30,207,150	91%
0509	7	TX	107,450,299	74,810,160	70%
0509	7	Restricted	153,519,984	108,101,254	70%
0509 Total			**569,194,415**	**417,942,258**	**73%**
0510	7	AL	13,139,996	13,139,996	100%
0510	7	AR	19,266,813	17,318,183	90%
0510	7	GA	45,997,173	45,605,691	99%
0510	7	KY	37,541,906	30,521,536	81%
0510	7	LA	28,497,039	20,616,809	72%
0510	7	MO	85,016,349	41,498,687	49%
0510	7	MS	25,398,621	23,702,890	93%
0510	7	OK	23,510,554	15,559,895	66%
0510	7	TN	35,717,467	32,908,706	92%
0510	7	TX	104,565,916	82,041,362	78%
0510	7	Restricted	153,907,265	109,436,836	71%
0510 Total			**572,559,099**	**432,350,591**	**76%**

1/State data is restricted when fewer there are fewer than three handlers. The following states have pooled milk, but were at some point restricted: AR, AZ, CA, CO, FL, IN, KS, MD, MI, NC, NE, NM, OH, PA, SC, VA and WI.

Total Federal Order 7 Producer Milk Diverted Out of the Marketins Area
January 2004 - October 2005
Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

YYMM	Producer Milk Diverted 1/
0401	91,664,136
0402	108,611,992
0403	96,508,594
0404	96,579,665
0405	81,722,275
0406	133,784,056
0407	40,085,465
0408	68,001,997
0409	50,279,505
0410	52,025,083
0411	49,068,761
0412	37,621,160
0501	103,456,941
0502	116,147,581
0503	127,687,065
0504	134,927,583
0505	154,013,381
0506	106,089,724
0507	67,303,121
0508	74,940,031
0509	71,490,819
0510	59,574,980

1/ Southeast Order (FO 7) producer milk diverted to plants located outside the marketing area of FO 7.

Date 1·10·06 Exhibit # 13g
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7876

Producer Milk Delivered to FO 7 Pool Distributing Plants by Day - Jan.'04 to Oct.'05

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

Day	Jan-04	Feb-04	Mar-04	Apr-04	May-04	Jun-04
01	11,871,304	14,488,568	14,229,099	14,785,279	11,907,157	12,899,361
02	12,837,194	14,446,077	14,453,726	14,208,823	11,438,593	13,756,417
03	13,061,303	15,196,358	14,128,845	12,298,924	13,773,751	13,736,077
04	13,472,069	15,422,102	15,519,429	12,611,801	12,855,291	14,008,403
05	14,819,577	15,818,932	14,906,737	13,483,733	14,039,987	11,831,339
06	15,154,334	14,776,010	12,887,731	14,143,425	14,571,079	11,708,744
07	14,829,120	13,177,549	13,661,636	14,020,377	13,780,934	13,540,219
08	15,943,072	12,309,126	14,239,480	15,060,526	12,756,352	13,434,060
09	15,587,816	15,067,187	14,337,003	13,708,950	12,483,373	12,336,279
10	15,344,447	14,165,543	14,748,438	12,629,832	14,181,539	14,268,658
11	13,676,362	15,729,869	14,664,474	12,091,509	14,073,244	14,782,123
12	15,510,896	15,179,654	13,646,194	13,805,410	14,289,420	12,247,230
13	15,926,013	14,164,579	12,781,491	13,813,949	14,196,458	11,752,046
14	16,095,265	13,049,652	13,096,067	14,638,828	13,545,748	12,996,975
15	16,125,829	11,968,698	14,321,918	14,505,141	11,725,950	13,064,472
16	16,877,649	15,595,240	14,763,618	13,579,493	11,544,017	13,059,381
17	13,795,167	14,939,854	14,699,239	12,551,297	13,907,502	13,375,282
18	13,858,109	13,937,267	15,170,706	12,761,371	13,660,487	13,667,463
19	15,060,235	14,218,968	14,085,413	14,564,349	13,509,203	12,152,459
20	14,278,483	14,143,650	12,662,377	13,575,521	14,189,511	11,141,658
21	14,302,367	12,996,389	12,449,174	15,030,240	13,802,306	13,718,299
22	15,140,523	13,767,512	15,006,876	15,000,863	11,915,573	13,268,860
23	14,376,262	14,758,917	14,557,160	14,511,401	11,333,990	14,154,582
24	13,476,429	13,641,895	14,268,988	13,391,336	12,958,636	13,874,087
25	13,052,496	14,502,402	14,629,177	12,459,821	12,806,036	13,810,364
26	15,399,707	14,003,844	14,301,459	14,642,656	12,872,917	11,834,465
27	14,464,935	13,594,357	13,893,644	14,613,944	13,019,560	11,710,025
28	14,538,484	12,572,115	12,948,202	14,553,119	12,279,810	13,495,134
29	14,510,860	12,560,191	14,997,939	16,190,927	11,953,049	13,497,002
30	14,087,835		14,429,681	14,485,464	11,302,816	13,241,955
31	13,080,798		14,451,267		12,954,139	

Day	Jul-04	Aug-04	Sep-04	Oct-04	Nov-04	Dec-04
01	14,539,172	11,579,999	15,542,788	15,239,593	15,334,995	15,622,802
02	14,262,272	13,836,489	15,239,034	12,852,371	14,531,966	14,939,674
03	11,754,281	14,083,826	14,691,680	11,642,459	15,109,919	14,997,316
04	11,731,115	13,771,804	13,760,209	15,184,439	15,739,212	13,320,284
05	12,858,427	14,703,299	14,137,249	14,780,650	15,813,344	13,182,960
06	13,328,939	15,219,766	14,880,369	15,281,611	13,106,522	14,825,506
07	13,463,976	12,468,011	14,954,112	14,957,892	12,572,205	15,546,182
08	13,422,420	12,331,500	14,421,991	13,734,381	15,606,831	15,875,139
09	12,900,082	14,541,478	15,708,537	12,966,985	14,492,709	16,051,440
10	11,962,665	15,182,179	15,228,482	12,587,386	15,838,315	15,835,396
11	11,530,501	15,033,058	14,219,649	13,906,149	16,795,139	13,158,694
12	13,203,639	16,491,372	14,613,315	14,530,055	16,140,547	12,489,537
13	12,910,086	15,882,440	15,533,924	15,053,825	13,525,946	14,848,993
14	12,836,868	13,815,292	15,133,384	15,371,398	13,045,692	14,809,177
15	14,058,209	11,923,945	14,315,548	15,511,068	15,348,414	15,398,681
16	14,369,188	16,676,199	13,314,773	12,725,761	15,714,508	15,745,564
17	12,138,827	15,561,693	14,998,367	13,372,520	14,994,986	14,298,333
18	12,030,252	15,248,326	12,872,047	15,029,093	16,251,633	12,175,579
19	13,917,254	15,699,115	12,404,497	14,444,701	15,582,881	12,008,585
20	13,108,415	15,262,246	14,727,509	15,359,810	14,731,024	14,232,380
21	12,938,897	12,783,324	14,458,337	15,269,188	13,440,549	15,144,430
22	14,061,917	11,269,241	15,110,263	15,420,468	15,596,560	15,706,168
23	14,025,052	15,437,690	15,698,113	12,974,507	15,049,408	13,871,920
24	12,486,614	14,660,183	15,015,855	12,291,842	14,623,118	10,669,432
25	12,049,723	14,981,452	13,350,740	15,801,241	10,180,735	7,698,432
26	14,375,834	15,102,863	13,280,862	15,067,949	13,798,947	10,655,680
27	13,179,318	14,537,277	14,553,429	14,923,782	13,035,172	13,503,874
28	13,214,513	12,274,034	14,983,541	15,854,686	13,005,883	14,579,401
29	13,642,068	11,804,149	14,953,010	15,417,658	15,078,158	15,647,783
30	13,554,144	14,843,776	15,274,850	12,748,874	14,751,252	15,273,470
31	11,721,606	14,179,990		12,920,990		14,336,813

Date 1·10·06 Exhibit# 13h
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Producer Milk Delivered to FO 7 Pool Distributing Plants by Day - Jan.'04 to Oct.'05

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

Day	Jan-04	Feb-04	Mar-04	Apr-04	May-04	Jun-04
01	12,065,007	15,955,924	14,589,079	14,127,395	13,253,454	14,585,126
02	13,235,331	15,541,706	15,172,032	12,604,141	14,348,248	13,339,381
03	15,470,083	15,232,148	14,972,406	13,336,111	14,801,167	13,003,450
04	15,242,903	14,997,809	15,083,244	13,800,497	14,472,065	12,119,887
05	16,122,259	13,606,167	13,043,485	14,987,422	15,566,966	11,948,506
06	15,578,230	12,647,206	13,421,021	15,289,283	14,032,289	13,276,589
07	15,853,702	16,140,263	14,438,685	15,224,109	13,137,325	12,713,419
08	14,093,430	14,042,890	14,867,982	14,204,770	12,422,111	13,544,738
09	13,213,291	15,336,608	14,470,653	12,680,944	14,345,011	14,095,723
10	15,360,211	15,818,712	14,668,625	13,490,408	14,324,149	14,251,646
11	15,283,652	16,149,651	14,276,667	14,510,627	14,252,889	12,243,409
12	16,606,740	13,473,451	12,658,661	14,221,760	14,099,754	12,304,142
13	17,238,464	12,225,020	12,690,048	14,486,145	14,157,821	13,156,293
14	16,168,252	15,754,499	14,682,258	15,097,211	12,279,873	13,223,260
15	12,411,119	15,380,370	14,346,666	14,086,466	11,898,278	12,368,808
16	13,112,545	15,692,733	15,612,406	13,093,599	14,706,294	15,821,633
17	15,058,941	15,313,449	14,301,648	13,241,651	13,324,196	13,801,520
18	14,617,014	14,327,692	13,934,205	15,297,857	14,328,758	12,310,317
19	14,854,584	12,652,886	12,896,392	14,903,193	14,102,318	13,187,262
20	16,189,956	13,320,311	12,775,927	14,794,910	13,745,131	13,543,392
21	15,006,778	15,143,487	15,136,220	14,831,639	12,068,557	13,858,255
22	13,682,365	14,291,238	14,105,697	14,645,889	12,357,516	14,527,369
23	12,674,190	14,945,577	14,527,157	12,201,297	13,147,239	14,139,717
24	15,137,866	14,845,652	13,768,718	12,654,098	13,126,142	13,429,192
25	15,297,542	14,020,811	13,235,710	14,968,462	13,183,961	12,359,776
26	16,039,706	12,696,817	12,584,039	13,803,627	13,111,892	12,092,890
27	16,351,169	12,694,316	12,959,553	14,405,077	12,587,111	12,875,796
28	17,607,172	14,091,061	14,209,116	14,746,750	11,389,377	13,180,889
29	12,917,268		13,946,216	14,440,148	11,700,933	12,994,499
30	13,585,515		14,341,965	12,966,823	12,507,482	13,806,331
31	15,830,950		14,034,975		12,393,790	

Day	Jul-05	Aug-05	Sep-05	Oct-05
01	14,059,838	14,815,104	14,390,251	13,756,980
02	11,729,190	15,281,961	14,294,296	12,224,653
03	11,169,488	14,750,531	12,731,769	14,927,789
04	13,136,616	15,105,290	12,630,164	15,374,138
05	13,418,333	14,585,271	14,275,440	15,102,683
06	13,725,407	12,575,141	16,153,151	14,829,944
07	13,910,828	12,253,586	15,852,339	16,060,673
08	13,871,327	14,371,034	16,507,700	11,712,031
09	11,533,332	15,228,793	16,502,764	12,488,609
10	11,200,788	14,119,115	12,502,292	15,023,437
11	13,171,179	15,873,030	12,013,001	14,844,180
12	13,758,042	15,123,552	15,049,805	15,268,437
13	13,771,725	12,517,738	15,436,378	15,100,130
14	14,197,291	13,117,729	15,575,619	14,604,280
15	13,670,038	14,176,511	13,899,452	11,529,867
16	12,565,691	15,534,932	14,161,851	12,464,061
17	12,261,043	16,681,180	11,611,303	14,952,226
18	13,989,388	15,402,827	11,278,245	14,923,078
19	12,858,909	15,337,260	14,375,706	14,686,726
20	13,199,754	12,736,116	14,510,047	14,772,487
21	13,608,428	12,950,776	15,055,524	14,067,138
22	12,599,251	14,468,600	14,422,852	11,479,966
23	12,009,957	15,022,259	13,111,032	11,353,893
24	11,711,344	14,447,208	10,722,362	13,952,701
25	13,160,596	15,531,294	11,796,222	15,272,527
26	12,880,420	15,245,077	13,601,502	15,021,950
27	13,059,768	12,992,392	14,189,995	15,232,494
28	13,336,237	13,002,721	14,084,827	15,325,563
29	15,004,660	13,557,490	14,911,588	11,779,956
30	11,979,700	13,239,974	14,756,804	12,165,858
31	13,064,676	13,997,352		14,305,440

FO 7 Producer Milk: States Partially In and Out of the Marketing Area-Jan.'04 to Oct.'05

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

WMM	Pool Order No.	State	In-Area Producer Milk	Out of Area Producer Milk
0401	7	KY	31,683,435	8,232,364
0402	7	KY	30,161,226	7,373,288
0403	7	KY	33,857,499	8,959,809
0404	7	KY	31,334,767	8,229,159
0405	7	KY	31,781,780	7,863,608
0406	7	KY	28,440,260	8,022,553
0407	7	KY	28,294,783	8,068,166
0408	7	KY	27,463,963	7,133,438
0409	7	KY	25,425,304	6,231,284
0410	7	KY	27,268,909	6,909,817
0411	7	KY	28,810,063	9,344,537
0412	7	KY	30,483,215	9,707,311
0501	7	KY	31,260,072	10,460,824
0502	7	KY	29,011,278	9,695,691
0503	7	KY	32,794,960	10,768,522
0504	7	KY	32,498,650	11,008,903
0505	7	KY	33,264,158	11,353,769
0506	7	KY	30,128,892	10,016,405
0507	7	KY	28,493,407	11,604,089
0508	7	KY	27,806,940	12,021,318
0509	7	KY	26,639,649	8,509,258
0510	7	KY	27,420,872	10,121,034
0401	7	MO	95,065,466	8,261,042
0402	7	MO	89,521,277	7,916,880
0403	7	MO	95,923,601	8,800,880
0404	7	MO	72,460,239	4,060,235
0405	7	MO	93,850,947	8,279,255
0406	7	MO	85,951,196	6,400,857
0407	7	MO	81,823,328	6,297,047
0408	7	MO	79,853,613	6,684,184
0409	7	MO	76,499,785	6,478,327
0410	7	MO	81,178,536	7,107,333
0411	7	MO	80,022,355	7,257,412
0412	7	MO	79,113,998	8,343,024
0501	7	MO	84,040,039	7,593,096
0502	7	MO	76,262,924	5,671,199
0503	7	MO	88,949,445	6,860,950
0504	7	MO	93,179,635	7,531,411
0505	7	MO	96,224,656	6,389,444
0506	7	MO	87,992,193	5,814,548
0507	7	MO	83,444,202	5,354,059
0508	7	MO	79,789,968	4,593,890
0509	7	MO	73,504,169	5,042,187
0510	7	MO	80,434,795	4,581,554
0401	7	TN	46,700,894	3,950,366
0402	7	TN	44,123,297	3,813,884
0403	7	TN	48,735,071	4,425,812
0404	7	TN	45,393,254	4,246,690

Date 1.10.06 Exhibit # 13i
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
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FO 7 Producer Milk: States Partially In and Out of the Marketing Area-Jan.'04 to Oct.'05

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

YYMM	Pool Order No.	State	In-Area Producer Milk	Out of Area Producer Milk
0405	7	TN	46,527,398	4,581,629
0406	7	TN	41,293,349	4,106,156
0407	7	TN	39,547,560	3,201,102
0408	7	TN	37,843,678	4,119,978
0409	7	TN	35,089,444	3,830,179
0410	7	TN	37,494,344	3,914,029
0411	7	TN	37,416,209	3,743,164
0412	7	TN	39,740,179	4,032,766
0501	7	TN	41,952,330	4,078,207
0502	7	TN	38,513,575	3,825,388
0503	7	TN	43,194,851	4,375,174
0504	7	TN	43,142,740	4,275,528
0505	7	TN	43,200,943	4,425,983
0506	7	TN	40,122,119	4,349,415
0507	7	TN	36,141,471	4,201,217
0508	7	TN	32,956,268	1,764,788
0509	7	TN	31,933,343	1,304,279
0510	7	TN	33,660,113	2,057,354

1/ Georgia and Florida Restricted Due To Less Than 3 Handlers In Counties Outside F07

Diversion City to Nearest FO 5 or 7 Pool Distributing Plant

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

State	Diversion City 1/	Location Adjustment	Nearest Pool Plant 2/	City	State	Distance (miles)	Location Adjustment
AZ	Tempe	$2.35	Hiland Dairy Co.	Fort Smith	AR	1,142.78	$2.80
CA	Tulare	$1.60	Hiland Dairy Co.	Fort Smith	AR	1,588.97	$2.80
CO	Denver	$2.55	Hiland Dairy Co.	Springfield	MO	763.50	$2.20
CO	Fort Morgan	$2.35	Hiland Dairy Co.	Springfield	MO	729.58	$2.20
FL	Lakeland	$4.00	Pet Dairies	Baxley	GA	286.51	$3.45
FL	Miami	$4.30	Pet Dairies	Baxley	GA	457.60	$3.45
FL	Orlando	$4.00	Pet Dairies	Baxley	GA	253.33	$3.45
IL	Huntley	$1.80	Ideal American Dairy	Evansville	IN	338.92	$2.20
IL	O Fallon	$2.00	Ideal American Dairy	Evansville	IN	149.88	$2.20
IL	Stockton	$1.75	Ideal American Dairy	Evansville	IN	420.79	$2.20
IN	Fair Oaks	$1.80	Hoosier Dairy, Inc.	Holland	IN	226.04	$2.20
IN	Goshen	$1.80	Dean Foods Co.	Louisville	KY	267.57	$2.20
IN	Huntington	$1.80	Dean Foods Co.	Louisville	KY	217.26	$2.20
IN	INpolis	$2.00	Dean Foods Co.	Louisville	KY	117.83	$2.20
IN	Middlebury	$1.80	Dean Foods Co.	Louisville	KY	289.03	$2.20
IN	Richmond	$2.00	Dean Foods Co.	Louisville	KY	142.92	$2.20
IN	Rochester	$1.80	Dean Foods Co.	Louisville	KY	217.00	$2.20
IA	Cedar Rapids	$1.80	Hiland Dairy Co.	Springfield	MO	432.09	$2.20
IA	Des Moines	$1.80	Hiland Dairy Co.	Springfield	MO	339.23	$2.20
IA	Kalona	$1.80	Hiland Dairy Co.	Springfield	MO	402.03	$2.20
KS	Alma	$2.00	Hiland Dairy Co.	Springfield	MO	264.36	$2.20
KS	AR City	$2.20	Hiland Dairy Co.	Springfield	MO	221.90	$2.20
KS	Hutchinson	$2.20	Hiland Dairy Co.	Springfield	MO	322.16	$2.20
KS	Sabetha	$2.00	Hiland Dairy Co.	Springfield	MO	278.92	$2.20
MD	Hancock	$2.80	Westover Dairy	Lynchburg	VA	210.11	$2.80
MD	Laurel	$3.00	Westover Dairy	Lynchburg	VA	196.20	$2.80
MI	Adrian	$1.80	Dean Foods Co.	Louisville	KY	329.20	$2.20
MI	Allendale	$1.80	Dean Foods Co.	Louisville	KY	379.39	$2.20
MI	Detroit	$1.80	Winchester Farms Dairy	Winchester	KY	358.84	$2.20
MI	Evart	$1.80	Dean Foods Co.	Louisville	KY	455.91	$2.20
MI	Holland	$1.80	Dean Foods Co.	Louisville	KY	347.69	$2.20
MN	Melrose	$1.70	Hiland Dairy Co.	Springfield	MO	678.90	$2.20
MN	Winthrop	$1.70	Hiland Dairy Co.	Springfield	MO	631.77	$2.20
MN	Zumbrota	$1.70	Hiland Dairy Co.	Springfield	MO	572.14	$2.20
MO	Hazelwood	$2.00	Ideal American Dairy	Evansville	IN	179.22	$2.20
MO	KS City	$1.80	Hiland Dairy Co.	Springfield	MO	164.58	$2.20
MO	St. Louis	$2.00	Ideal American Dairy	Evansville	IN	166.17	$2.20
NE	Lincoln	$1.85	Hiland Dairy Co.	Springfield	MO	361.99	$2.20
NE	Omaha	$1.85	Hiland Dairy Co.	Springfield	MO	353.11	$2.20
NE	Ravenna	$1.80	Hiland Dairy Co.	Springfield	MO	487.94	$2.20
NV	Las Vegas	$2.00	Hiland Dairy Co.	Fort Smith	AR	1,294.49	$2.80
NM	Albuquerque	$2.35	Hiland Dairy Co.	Fort Smith	AR	723.27	$2.80
NM	Clovis	$2.10	Hiland Dairy Co.	Fort Smith	AR	540.96	$2.80
NM	Dexter	$2.10	Hiland Dairy Co.	Fort Smith	AR	665.34	$2.80
NM	Lovington	$2.10	Foremost Dairies	Shreveport	LA	594.61	$3.10
NM	Portales	$2.10	Hiland Dairy Co.	Fort Smith	AR	558.68	$2.80
NM	Roswell	$2.10	Hiland Dairy Co.	Fort Smith	AR	650.83	$2.80

Date 1.10.06 Exhibit # 13j
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
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Diversion City to Nearest FO 5 or 7 Pool Distributing Plant

Data Prepared at the Request of Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO7)

State	Diversion City 1/	Location Adjustment	Nearest Pool Plant 2/	City	State	Distance (miles)	Location Adjustment
NM	Tucumcari	$2.35	Hiland Dairy Co.	Fort Smith	AR	549.21	$2.80
NY	Batavia	$2.20	Westover Dairy	Lynchburg	VA	534.46	$2.80
NY	Waverly	$2.50	Westover Dairy	Lynchburg	VA	419.35	$2.80
OH	Akron	$2.00	Winchester Farms Dairy	Winchester	KY	306.59	$2.20
OH	Brewster	$2.00	Winchester Farms Dairy	Winchester	KY	301.27	$2.20
OH	Cleveland	$2.00	Winchester Farms Dairy	Winchester	KY	323.21	$2.20
OH	Defiance	$1.80	Dean Foods Co.	Louisville	KY	273.29	$2.20
OH	Fremont	$2.00	Winchester Farms Dairy	Winchester	KY	303.75	$2.20
OH	Minerva	$2.00	Winchester Farms Dairy	Winchester	KY	327.43	$2.20
OH	Newark	$2.00	Winchester Farms Dairy	Winchester	KY	219.13	$2.20
OH	Springdale	$2.20	Winchester Farms Dairy	Winchester	KY	98.80	$2.20
OH	Springfield	$2.00	Winchester Farms Dairy	Winchester	KY	157.06	$2.20
OK	Broken Arrow	$2.60	Hiland Dairy Co.	Fort Smith	AR	104.41	$2.80
OK	Norman	$2.60	Hiland Dairy Co.	Fort Smith	AR	187.26	$2.80
OK	OK City	$2.60	Hiland Dairy Co.	Fort Smith	AR	181.87	$2.80
OK	Tulsa	$2.60	Hiland Dairy Co.	Fayetteville	AR	112.58	$2.60
PA	Carlisle	$2.80	Westover Dairy	Lynchburg	VA	262.55	$2.80
PA	Hershey	$2.80	Westover Dairy	Lynchburg	VA	276.85	$2.80
PA	Middlebury	$2.50	Westover Dairy	Lynchburg	VA	406.94	$2.80
PA	New Wilmington	$2.10	Valley Rich Dairy	Roanoke	VA	365.33	$2.80
PA	Sharpsville	$2.10	Winchester Farms Dairy	Winchester	KY	369.17	$2.20
SD	Lake Norden	$1.70	Hiland Dairy Co.	Springfield	MO	622.53	$2.20
TX	Amarillo	$2.40	Hiland Dairy Co.	Fort Smith	AR	438.28	$2.80
TX	Austin	$3.30	Foremost Dairies	Shreveport	LA	303.94	$3.10
TX	Brenham	$3.30	Borden Milk Products	Lafayette	LA	285.33	$3.60
TX	Como	$3.00	Foremost Dairies	Shreveport	LA	114.97	$3.10
TX	Conroe	$3.60	Borden Milk Products	Lafayette	LA	250.41	$3.60
TX	Dallas	$3.00	Foremost Dairies	Shreveport	LA	180.14	$3.10
TX	Fort Worth	$3.00	Foremost Dairies	Shreveport	LA	211.96	$3.10
TX	Garland	$3.00	Foremost Dairies	Shreveport	LA	177.35	$3.10
TX	Houston	$3.60	Borden Milk Products	Lafayette	LA	213.68	$3.60
TX	Lubbock	$2.40	Hiland Dairy Co.	Fort Smith	AR	519.92	$2.80
TX	San Antonio	$3.45	Foremost Dairies	Shreveport	LA	385.73	$3.10
TX	Stephenville	$3.00	Foremost Dairies	Shreveport	LA	278.91	$3.10
TX	Sulphur Springs	$3.00	Foremost Dairies	Shreveport	LA	126.06	$3.10
TX	Tyler	$3.00	Foremost Dairies	Shreveport	LA	90.22	$3.10
TX	Waco	$3.15	Foremost Dairies	Shreveport	LA	227.86	$3.10
TX	Windthorst	$2.80	Foremost Dairies	Shreveport	LA	310.62	$3.10
TX	Winnsboro	$3.00	Foremost Dairies	Shreveport	LA	101.17	$3.10
UT	Layton	$1.90	Hiland Dairy Co.	Springfield	MO	1,264.91	$2.20
UT	Smithfield	$1.90	Hiland Dairy Co.	Springfield	MO	1,289.10	$2.20
WI	Alto	$1.75	Hoosier Dairy, Inc.	Holland	IN	458.11	$2.20
WI	Auburndale	$1.70	Ideal American Dairy	Evansville	IN	562.60	$2.20
WI	Belgium	$1.75	Hoosier Dairy, Inc.	Holland	IN	419.24	$2.20
WI	Brownsville	$1.75	Hoosier Dairy, Inc.	Holland	IN	439.46	$2.20
WI	Chaseburg	$1.75	Ideal American Dairy	Evansville	IN	546.05	$2.20
WI	Denmark	$1.75	Hoosier Dairy, Inc.	Holland	IN	483.63	$2.20

Diversion City to Nearest FO 5 or 7 Pool Distributing Plant

Data Prepared at the Request of Dairy Farmers **of** America Regarding Proposal **5** for the Southeast Order **(FO7)**

State	Diversion City 1/	Location Adjustment	Nearest Pool Plant 2/	City	State	Distance (miles)	Location Adjustment
WI	Fond du Lac	$1.75	Hoosier Dairy, Inc.	Holland	IN	448.56	$2.20
WI	Greenwood	$1.70	Ideal American Dairy	Evansville	IN	598.79	$2.20
WI	Juda	$1.75	Ideal American Dairy	Evansville	IN	427.59	$2.20
WI	Kiel	$1.75	Hoosier Dairy, Inc.	Holland	IN	457.73	$2.20
WI	Marshfield	$1.70	Ideal American Dairy	Evansville	IN	572.89	$2.20
WI	(Milladore	$1.70	Ideal American Dairy	Evansville	IN	553.251	$2.20
WI	Mosinee	$1.70	Ideal American Dairv	Evansville	IN	558.691	$2.20
WI	Neenah	$1.75	Hoosier Dairy, Inc.	Holland	IN	481.29	$2.20
WI	New London	$1.75	Hoosier Dairy, Inc.	Holland	IN	500.33	$2.20
WI	Reedsburg/Sauk	$1.75	Ideal American Dairy	Evansville	IN	491.91	$2.20
WI	Sparta	$1.70	Ideal American Dairy	Evansville	IN	544.901	$2.20
WI	St. Cloud	$1.75	Hoosier Dairy, Inc.	Holland	IN	458.58	$2.20
WI	Waupun	$1.75	Hoosier Dairy, Inc.	(Holland	IN	452.051	$2.20
WI	Weyauwega	$1.75	Hoosier Dairy, Inc.	Holland	IN	509.201	$2.20

1/Southeast Order (FO 7) producer milk was diverted to a plant in these cities at some point between January 2004 and October 2005.

2/ Nearest pool distributing plant regulated by the Appalachain (FO 5) or Southeast (FO 7) Order.

F07 Transportation Credit Balancing Fund (TCBF) Actual and Assumed: Jul.'04 to Nov.'05

Data Prepared at the Request of Southern Marketing Agency (SMA) Regarding Proposal 3

2004	Total TCBF Pounds 1/		Total TCBF Credits 2/			
	Actual Audited Values		Estimates Requested by SMA			
	Lbs.	.35/mile	.42/mile	.44/mile	.46/mile	.48/mile
July	75,964,838	$952,765.01	$1,212,652.96	$1,286,906.56	$1,361,160.32	$1,435,414.01
August	107,334,206	$1,353,082.85	$1,736,378.45	$1,845,891.52	$1,955,404.71	$2,064,917.66
September	104,743,041	$1,284,001.17	$1,653,668.56	$1,759,314.91	$1,864,971.51	$1,970,628.04
October	93,560,848	$928,102.16	$1,219,704.18	$1,303,019.08	$1,386,334.03	$1,469,648.96
November	86,945,236	$1,000,193.84	$1,301,253.02	$1,387,269.89	$1,473,286.87	$1,559,303.60
December	63,243,496	$596,484.62	$788,376.51	$843,202.74	$898,028.94	$952,855.25
SUM	**531,791,665**	**$6,114,629.65**	**$7,912,033.68**	**$8,425,604.70**	**$8,939,186.38**	**$9,452,767.52**

2005	Total TCBF Pounds 1/		Total TCBF Credits 2/			
	Preliminarily Audited Values		Estimates Requested by SMA			
	Lbs.	.35/mile	.42/mile	.44/mile	.46/mile	.48/mile
July	107,695,929	$830,703.27	$1,099,255.39	$1,175,984.57	$1,252,713.74	$1,329,442.92
August	135,705,262	$1,227,657.03	$1,621,915.93	$1,734,561.34	$1,847,206.74	$1,959,852.14
September	117,812,893	$999,317.05	$1,340,109.11	$1,437,478.27	$1,534,847.43	$1,632,216.59
October	127,900,293	$1,183,152.78	$1,559,346.42	$1,666,830.32	$1,774,314.22	$1,881,798.11
November	98,083,868	$963,391.17	$1,264,141.73	$1,350,070.47	$1,435,999.22	$1,521,927.96
December		$0.00	$0.00	$0.00	$0.00	$0.00
SUM	**587,198,245**	**$5,204,221.30**	**$6,884,768.59**	**$7,364,924.97**	**$7,845,081.35**	**$8,325,237.73**

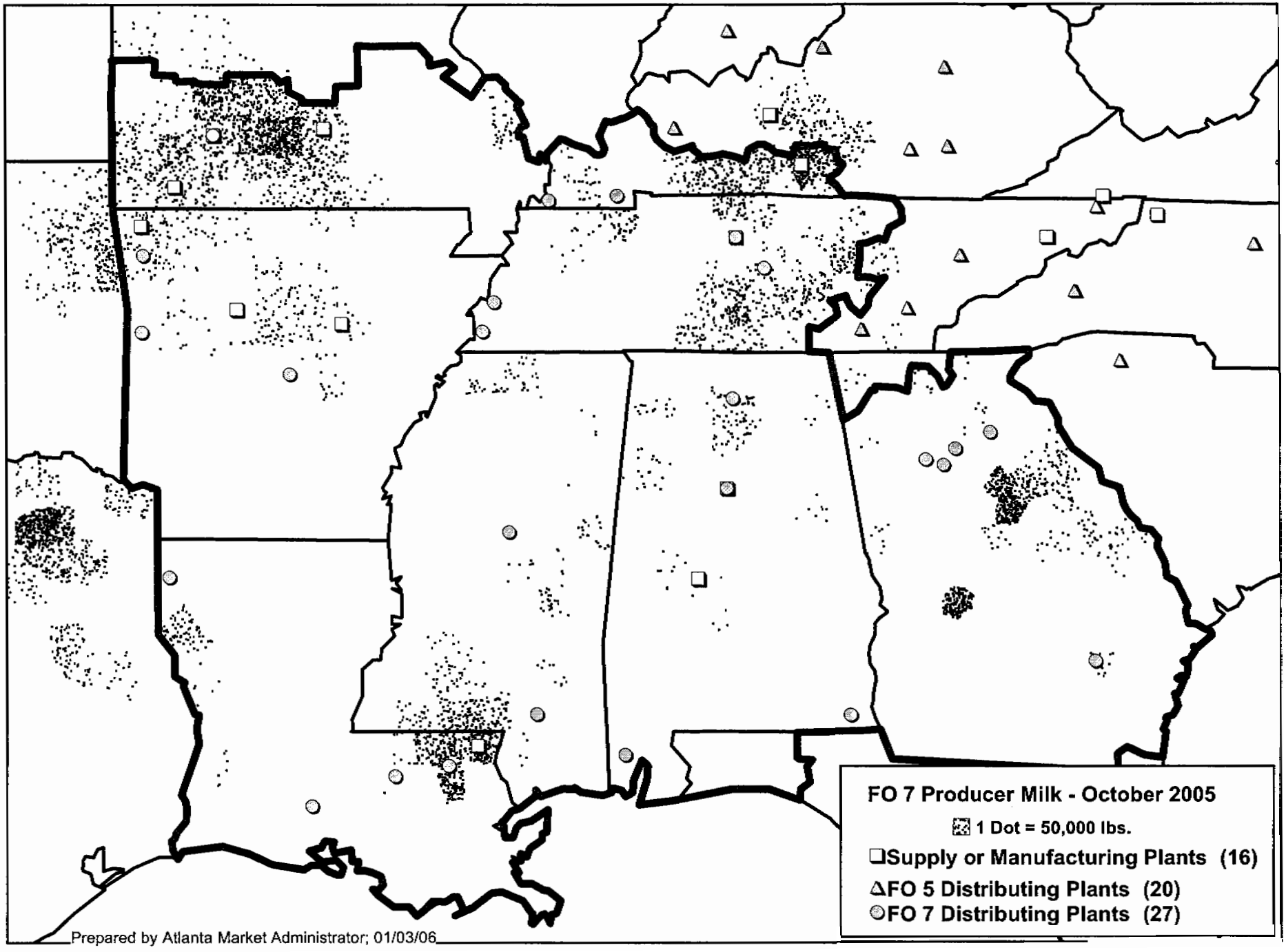
Date 1-10-06 Exhibit # 13K
Case U.S. Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

1/ Audited TCBF farm and plant pounds eligible for credit.
2/ Transportation credits earned, NOT payments from the TCBF. The rate of .35/mile is the current reimbursement rate, while the remaining columns are estimates prepared at various per mile reimbursement rates, as requested by SMA, using audited pounds and identical calculations.

13L

Exhibit____Page 1 of 1

Southeast Order Producer Milk Density Map - October 2005



Prepared by Atlanta Market Administrator; 01/03/06

Date 1.10.06 Exhibit# 13L
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916

UNITED STATES DEPARTMENT OF AGRICULTURE

AGRICULTURAL MARKETING SERVICE, DAIRY PROGRAMS

Federal Order No. 7 — **COMPUTATION OF UNIFORM PRICE** — **April 2005**

	% UTILIZATION PER CLASS	PRODUCT POUNDS	% SKIM PER CLASS	SKIM POUNDS	% BFAT PER CLASS	BUTTERFAT POUNDS
Producer Milk - Class I	56.55%	391,109,553	57.41%	382,972,437	33.04%	8,137,116
Producer Milk - Class II	12.43%	86,015,540	12.06%	80,469,513	22.52%	5,546,027
Producer Milk - Class III	14.75%	102,043,568	14.69%	97,994,424	16.44%	4,049,144
Producer Milk - Class IV	16.27%	112,559,299	15.84%	105,661,933	28.00%	6,897,366
Total Producer Receipts	**100.00%**	**691,727,960**	**100.00%**	**667,098,307**	**100.00%**	**24,629,653**

		SKIM POUNDS	BFAT POUNDS	LB/CWT PRICE		TOTAL DOLLARS
Class I	Skim Milk	382,972,437		$8.35	/cwt	$31,978,198.49
	Butterfat		8,137,116	$1.7359	/lb	14,125,219.69
	Class I Differential at Location					11,666,663.85
Class II	Skim Milk	80,469,513		$7.54	/cwt	6,067,401.29
	Butterfat		5,546,027	$1.7034	/lb	9,447,102.40
Class III	Skim Milk	97,994,424		$8.99	/cwt	8,809,698.73
	Butterfat		4,049,144	$1.6964	/lb	6,868,967.88
Class IV	Skim Milk	105,661,933		$6.91	/cwt	7,301,239.58
	Butterfat		6,897,366	$1.6964	/lb	11,700,691.68
Classified Value		**667,098,307**	**24,629,653**			**$107,965,183.59**
Overage - Class II		4,591	0			$346.16
Overage - Class III		1	0			0.09
Overage - Class IV		10,214	17,442			30,294.40
Total Overage		**14,806**	**17,442**			**$30,640.65**
Inventory - Class II		935,166	85,263			$4,363.71
Inventory - Class III		259,277	0			5,548.53
total Inventory		**1,194,443**	**85,263**			**$9,912.24**
Class I Other Source Fluid		24,825	544			$3,632.06
Location Adjustments						2,208,386.67
1/2 Balance in Producer Settlement Fund						375,013.05
Producer Butterfat at Uniform Butterfat Price						(42,386,106.02)
Total Skim Milk and Aggregate Value		**667,123,132**	**24,630,197**	$10.22399898	/cwt	**$68,206,662.24**
Producer Settlement Fund Reserve				$0.04399898	/cwt	**$293,527.37**
Uniform Sklm Milk **Price** (Fulton County, GA)				**$10.18**	lcwt	
Uniform Butterfat Price				**$1.7209**	**/lb**	
Uniform Price (Fulton County, GA)		**($10.18 x .965 + $1.7209 x 3.5)**		**$15.85**	**/cwt**	

Estimated Market Wide Utilization in Class I

Skim Percentage	57.00%
Butterfat Percentage	34.00%

Released: May 10,2005 Sue L. Mosley, Market Administrator

Date 1.10.06 Exhibit # 13m
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

EXHIBITS PREPARED BY THE SOUTHEAST MARKET ADMINISTRATOR AT THE REQUEST OF:

Dean Foods Company
and
Dairy Farmers of America, Inc.

Milk in the Appalachian and Southeast Marketing Areas; Notice of Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders

[Docket No. AO-388-A17 and AO-366-A46; DA-05-06]

January 10,2006
Louisville, KY

Market Administrator
Federal Order No. 6 - Florida Marketing Area
Federal Order No. 7 – Southeast Marketing Area

P.O.Box 491778
Lawrenceville, GA 30049
770-682-2501(phone)
770-822-1038(fax)
srnosley@fmmatlanta.com
www.frnmatlanta.com

Date 1/10/06 Exhibit # 14
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Southeast Order Prices with Estimates-January 2004 to October 2005

Data Prepared at the Request of Dean Foods Company and Dairy Farmers of America Regardi
Proposal 5 for the Southeast Order (FO 7)

	Actual Prices 1/			Estimates Under Dean Proposal 5 2/			
YYMM	FO 7 Uniform Price	Class III Price	Class IV Price	Uniform Price w/ 2.0 Rate	Uniform Price w/ 3.0 Rate	Uniform Price w/ 3.5 Rate	Uniform Price w/ 4.0 Rate
0401	$ 14.02	$ 11.61	$ 10.97	$ 14.07	$ 14.11	$ 14.14	$ 14.17
0402	$ 14.23	$ 11.89	$ 12.21	$ 14.30	$ 14.38	$ 14.41	$ 14.45
0403	$ 15.61	$ 14.49	$ 14.10	$ 15.66	$ 15.71	$ 15.74	$ 15.77
0404	$ 16.72	$ 19.66	$ 14.57	$ 16.78	$ 16.84	$ 16.88	$ 16.91
0405	$ 20.27	$ 20.58	$ 14.50	$ 20.31	$ 20.37	$ 20.40	$ 20.42
0406	$ 20.11	$ 17.68	$ 13.72	$ 20.18	$ 20.26	$ 20.30	$ 20.35
0407	$ 19.10	$ 14.85	$ 13.31	$ 19.13	$ 19.16	$ 19.17	$ 19.18
0408	$ 16.17	$ 14.04	$ 12.46	$ 16.22	$ 16.24	$ 16.27	$ 16.28
0409	$ 16.43	$ 14.72	$ 13.00	$ 16.47	$ 16.50	$ 16.52	$ 16.53
0410	$ 16.78	$ 14.16	$ 12.81	$ 16.81	$ 16.85	$ 16.87	$ 16.88
0411	$ 16.83	$ 14.89	$ 13.34	$ 16.85	$ 16.89	$ 16.90	$ 16.92
0412	$ 17.03	$ 16.14	$ 13.42	$ 17.04	$ 17.06	$ 17.06	$ 17.07
0501	$ 17.16	$ 14.14	$ 12.52	$ 17.21	$ 17.26	$ 17.29	$ 17.32
0502	$ 15.80	$ 14.70	$ 12.74	$ 15.86	$ 15.92	$ 15.94	$ 15.98
0503	$ 16.63	$ 14.08	$ 12.66	$ 16.70	$ 16.78	$ 16.81	$ 16.85
0504	$ 15.85	$ 14.61	$ 12.61	$ 15.91	$ 16.00	$ 16.04	$ 16.08
0505	$ 15.73	$ 13.77	$ 12.20	$ 15.80	$ 15.89	$ 15.93	$ 15.97
0506	$ 15.47	$ 13.92	$ 12.33	$ 15.53	$ 15.58	$ 15.61	$ 15.64
0507	$ 16.18	$ 14.35	$ 13.17	$ 16.23	$ 16.26	$ 16.28	$ 16.31
0508	$ 16.44	$ 13.60	$ 13.44	$ 16.48	$ 16.52	$ 16.54	$ 16.56
0509	$ 16.32	$ 14.30	$ 13.75	$ 16.36	$ 16.40	$ 16.43	$ 16.45
0510	$ 16.49	$ 14.35	$ 13.61	$ 16.53	$ 16.57	$ 16.59	$ 16.61

1/ As announced at 3.5 percent butterfat in Fulton Co. (Atlanta), GA

2/ Estimated Uniform Prices calculated according to Dean Foods proposal 5 of the proposed rule issued December 22, 2005 [Docket No. AO-388-A17 and AO-366-A46; DA-05-06]. Discounted location adjustments for milk diverted outside of the Appalachian and Southeast Orders of 2.0, 3.0,and 4.0 cents per ten miles from nearest pool distribution plant location of either order were requested by Dean Foods Company. The 3.5 cent rate was requested by Dairy Farmers of America.

Date 1.10.06 Exhibit # 14a
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Top Ten Southeast Order Diversion Plants with Estimated Uniform Prices-Januarv 2004 to October 2005

Data Prepared at the Request of Dean Foods Company and Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO 7)

	Diversion Location 1/			Nearest Pool Distributing Plant 2/						Actual Prices				Est. Uniform Prices 5/			
YYMM	City	St.	Differ-ential	Plant	City	St.	Differ-ential	Miles	% of Diver-sions 3/	Uniform Price in Atlanta	Class III Price	Class IV Price	At Location 4/	w/ 2.0 Rate	w/ 3.0 Rate	w/ 3.5 Rate	w/ 4.0 Rate
0401	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	79%	$14.02	$11.61	$10.97	$14.22	14.00	13.75	13.64	13.53
0401	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	79%	$14.02	$11.61	$10.97	$13.92	13.65	13.47	13.40	13.32
0401	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	79%	$14.02	$11.61	$10.97	$12.67	12.25	11.84	11.64	11.44
0401	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	79%	$14.02	$11.61	$10.97	$13.52	13.41	13.26	13.20	13.14
0401	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	79%	$14.02	$11.61	$10.97	$13.02	12.65	12.13	11.88	11.64
0401	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	79%	$14.02	$11.61	$10.97	$13.02	12.47	11.86	11.56	11.27
0401	Sabetha	KS	$2.00	Hiland	Springfield	MO	$2.20	279	79%	$14.02	$11.61	$10.97	$12.92	12.61	12.37	12.26	12.15
0401	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	79%	$14.02	$11.61	$10.97	$13.92	13.82	13.73	13.70	13.67
0401	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	79%	$14.02	$11.61	$10.97	$13.92	13.82	13.73	13.70	13.67
0401	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	79%	$14.02	$11.61	$10.97	$13.92	13.87	13.81	13.79	13.77
0402	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	87%	$14.23	$11.89	$12.21	$14.43	14.23	14.02	13.91	13.81
0402	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	87%	$14.23	$11.89	$12.21	$14.13	13.88	13.74	13.67	13.60
0402	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	87%	$14.23	$11.89	$12.21	$12.88	12.48	12.11	11.91	11.72
0402	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	87%	$14.23	$11.89	$12.21	$13.73	13.64	13.53	13.47	13.42
0402	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	87%	$14.23	$11.89	$12.21	$13.23	12.88	12.40	12.15	11.92
0402	Ravenna	NE	$1.80	Hiland	Springfield	MO	$2.20	488	87%	$14.23	$11.89	$12.21	$12.93	12.42	12.02	11.80	11.60
0402	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	87%	$14.23	$11.89	$12.21	$13.23	12.70	12.13	11.83	11.55
0402	Sabetha	KS	$2.00	Hiland	Springfield	LA	$2.20	279	87%	$14.23	$11.89	$12.21	$13.13	12.84	12.64	12.53	12.43
0402	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	87%	$14.23	$11.89	$12.21	$14.13	14.05	14.00	13.97	13.95
0402	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	87%	$14.23	$11.89	$12.21	$14.13	14.05	14.00	13.97	13.95
0403	Arkansas City	KS	$2.20	Hiland	Springfield	MO	$2.20	222	94%	$15.61	$14.49	$14.10	$14.71	14.32	14.14	14.06	13.98
0403	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	94%	$15.61	$14.49	$14.10	$15.81	15.59	15.35	15.24	15.13
0403	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	94%	$15.61	$14.49	$14.10	$15.51	15.24	15.07	15.00	14.92
0403	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	94%	$15.61	$14.49	$14.10	$15.11	15.00	14.86	14.80	14.74
0403	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	94%	$15.61	$14.49	$14.10	$14.61	14.24	13.73	13.48	13.24
0403	Sabetha	KS	$2.00	Hiland	Springfield	MO	$2.20	279	94%	$15.61	$14.49	$14.10	$14.51	14.20	13.97	13.86	13.75
0403	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	94%	$15.61	$14.49	$14.10	$15.51	15.41	15.33	15.30	15.27
0403	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	94%	$15.61	$14.49	$14.10	$15.51	15.41	15.33	15.30	15.27
0403	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	94%	$15.61	$14.49	$14.10	$15.51	15.41	15.33	15.30	15.27
0403	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	94%	$15.61	$14.49	$14.10	$15.51	15.46	15.41	15.39	15.37

Prepared by Atlanta Market Administrator

12/23/2005

Date 1.10.06 Exhibit # 14b
Case US Dept. of Agriculture
Deponent

Top Ten Southeast Order Diversion Plants with Estimated Uniform Prices-January 2004 to October 2005

Data Prepared at the Request of Dean Foods Company and Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO 7)

	Diversion Location 1/			Nearest Pool Distributing Plant 2/						Actual Prices				Est. Uniform Prices 5/			
YYMM	City	St.	Differ-ential	Plant	City	St.	Differ-ential	Miles	% of Diver-sions 3/	Uniform Price in Atlanta	Class III Price	Class IV Price	At Location 4/	w/ 2.0 Rate	w/ 3.0 Rate	w/ 3.5 Rate	w/ 4.0 Rate
0404	Arkansas City	KS	$2.20	Hiland	Springfield	MO	$2.20	222	95%	$16.72	$19.66	$14.57	$15.82	15.44	15.27	15.20	15.12
0404	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	95%	$16.72	$19.66	$14.57	$16.92	16.71	16.48	16.38	16.27
0404	Fort Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	95%	$16.72	$19.66	$14.57	$16.62	16.36	16.20	16.14	16.06
0404	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	95%	$16.72	$19.66	$14.57	$16.62	16.36	16.20	16.14	16.06
0404	Hazelwood	MO	$2.00	Ideal	Evansville	IN	$2.20	179	95%	$16.72	$19.66	$14.57	$15.62	15.52	15.40	15.35	15.29
0404	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	95%	$16.72	$19.66	$14.57	$15.72	15.36	14.86	14.62	14.38
0404	San Antonio	TX	$3.45	Foremost	Shreveport	LA	$3.10	386	95%	$16.72	$19.66	$14.57	$17.07	16.01	15.68	15.53	15.37
0404	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	95%	$16.72	$19.66	$14.57	$16.62	16.53	16.46	16.44	16.41
0404	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	95%	$16.72	$19.66	$14.57	$16.62	16.53	16.46	16.44	16.41
0404	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	95%	$16.72	$19.66	$14.57	$16.62	16.58	16.54	16.53	16.51
0405	Arkansas City	KS	$2.20	Hiland	Springfield	MO	$2.20	222	96%	$20.27	$20.58	$14.50	$19.37	18.97	18.80	18.72	18.63
0405	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	96%	$20.27	$20.58	$14.50	$20.47	20.24	20.01	19.90	19.78
0405	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	96%	$20.27	$20.58	$14.50	$20.17	19.89	19.73	19.66	19.57
0405	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	96%	$20.27	$20.58	$14.50	$19.77	19.65	19.52	19.46	19.39
0405	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	96%	$20.27	$20.58	$14.50	$19.27	18.89	18.39	18.14	17.89
0405	Sabetha	KS	$2.00	Hiland	Springfield	MO	$2.20	279	96%	$20.27	$20.58	$14.50	$19.17	18.85	18.63	18.52	18.40
0405	San Antonio	TX	$3.45	Foremost	Shreveport	LA	$3.10	386	96%	$20.27	$20.58	$14.50	$20.62	19.54	19.21	19.05	18.88
0405	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	96%	$20.27	$20.58	$14.50	$20.17	20.06	19.99	19.96	19.92
0405	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	96%	$20.27	$20.58	$14.50	$20.17	20.06	19.99	19.96	19.92
0405	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	96%	$20.27	$20.58	$14.50	$20.17	20.11	20.07	20.05	20.02
0406	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	78%	$20.11	$17.68	$13.72	$20.31	20.11	19.90	19.80	19.71
0406	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	78%	$20.11	$17.68	$13.72	$20.01	19.76	19.62	19.56	19.50
0406	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	78%	$20.11	$17.68	$13.72	$18.76	18.36	17.99	17.80	17.62
0406	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	78%	$20.11	$17.68	$13.72	$19.61	19.52	19.41	19.36	19.32
0406	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	78%	$20.11	$17.68	$13.72	$19.11	18.76	18.28	18.04	17.82
0406	Ravenna	NE	$1.80	Hiland	Springfield	MO	$2.20	488	78%	$20.11	$17.68	$13.72	$18.81	18.30	17.90	17.69	17.50
0406	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	78%	$20.11	$17.68	$13.72	$19.11	18.58	18.01	17.72	17.45
0406	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	78%	$20.11	$17.68	$13.72	$20.01	19.93	19.88	19.86	19.85
0406	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	78%	$20.11	$17.68	$13.72	$20.01	19.93	19.88	19.86	19.85
0406	Waupun	WI	$1.75	Hoosier	Holland	IN	$2.20	452	78%	$20.11	$17.68	$13.72	$18.76	18.38	18.00	17.82	17.64

Top Ten Southeast Order Diversion Plants with Estimated Uniform Prices-January 2004 to October 2005

Data Prepared at the Request of Dean Foods Company and Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO 7)

	Diversion Location 1/			Nearest Pool Distributing Plant 2/						Actual Prices				Est. Uniform Prices 5/			
YYMM	City	St.	Differ-ential	Plant	City	St.	Differ-ential	Mi.es	% of Diver-sions 3/	Uniform Price in Atlanta	Class III Price	Class IV Price	At Location 4/	w/ 2.0 Rate	w/ 3.0 Rate	w/ 3.5 Rate	w/ 4.0 Rate
0407	Arkansas City	KS	$2.20	Hiland	Springfield	MO	$2.20	222	85%	$19.10	$14.85	$13.31	$18.20	17.79	17.59	17.49	17.39
0407	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	85%	$19.10	$14.85	$13.31	$19.30	19.06	18.80	18.67	18.54
0407	Denmark	WI	$1.75	Hoosier	Holland	IN	$2.20	484	85%	$19.10	$14.85	$13.31	$17.75	17.26	16.81	16.59	16.35
0407	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	85%	$19.10	$14.85	$13.31	$17.75	17.31	16.89	16.67	16.45
0407	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	85%	$19.10	$14.85	$13.31	$18.60	18.47	18.31	18.23	18.15
0407	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	85%	$19.10	$14.85	$13.31	$18.10	17.71	17.18	16.91	16.65
0407	Ravenna	NE	$1.80	Hiland	Springfield	LA	$2.20	488	85%	$19.10	$14.85	$13.31	$17.80	17.25	16.80	16.56	16.33
0407	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	85%	$19.10	$14.85	$13.31	$18.10	17.53	16.91	16.59	16.28
0407	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	85%	$19.10	$14.85	$13.31	$19.00	18.88	18.78	18.73	18.68
0407	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	85%	$19.10	$14.85	$13.31	$19.00	18.88	18.78	18.73	18.68
0408	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	81%	$16.17	$14.04	$12.46	$16.37	16.15	15.90	15.77	15.65
0408	Dallas	TX	$3.00	Foremost	Shreveport	LA	$3.10	180	81%	$16.17	$14.04	$12.46	$16.07	15.86	15.72	15.64	15.57
0408	Denmark	WI	$1.75	Hoosier	Holland	IN	$2.20	484	81%	$16.17	$14.04	$12.46	$14.82	14.35	13.91	13.68	13.46
0408	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	81%	$16.17	$14.04	$12.46	$16.07	15.80	15.62	15.53	15.44
0408	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	81%	$16.17	$14.04	$12.46	$14.82	14.40	13.99	13.77	13.56
0408	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	81%	$16.17	$14.04	$12.46	$15.67	15.56	15.41	15.33	15.26
0408	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	81%	$16.17	$14.04	$12.46	$15.17	14.80	14.28	14.01	13.76
0408	Sabetha	KS	$2.00	Hiland	Springfield	MO	$2.20	279	81%	$16.17	$14.04	$12.46	$15.07	14.76	14.52	14.39	14.27
0408	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	81%	$16.17	$14.04	$12.46	$16.07	15.97	15.88	15.83	15.79
0408	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	81%	$16.17	$14.04	$12.46	$16.07	16.02	15.96	15.92	15.89
0409	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	82%	$16.43	$14.72	$13.00	$16.63	16.40	16.14	16.02	15.89
0409	Denmark	WI	$1.75	Hoosier	Holland	IN	$2.20	484	82%	$16.43	$14.72	$13.00	$15.08	14.60	14.15	13.93	13.70
0409	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	82%	$16.43	$14.72	$13.00	$16.33	16.05	15.86	15.78	15.68
0409	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	82%	$16.43	$14.72	$13.00	$15.08	14.65	14.23	14.02	13.80
0409	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	82%	$16.43	$14.72	$13.00	$15.93	15.81	15.65	15.58	15.50
0409	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	82%	$16.43	$14.72	$13.00	$15.43	15.05	14.52	14.26	14.00
0409	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	82%	$16.43	$14.72	$13.00	$15.43	14.87	14.25	13.94	13.63
0409	San Antonio	TX	$3.45	Foremost	Shreveport	LA	$3.10	386	82%	$16.43	$14.72	$13.00	$16.78	15.70	15.34	15.17	14.99
0409	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	82%	$16.43	$14.72	$13.00	$16.33	16.22	16.12	16.08	16.03
0409	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	82%	$16.43	$14.72	$13.00	$16.33	16.22	16.12	16.08	16.03

Top Ten Southeast Order Diversion Plants with Estimated Uniform Prices-January 2004 to October 2005

Data Prepared at the Request of Dean Foods Company and Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO

	Diversion Location 1/			Nearest Pool Distributing Pl				2/		Actual Prices				Est. Uniform Prices 5/			
YYMM	City	St.	Differ-ential	Plant	City	St.	Differ-ential	Miles	% of Diver-sions 3/	Uniform Price in Atlanta	Class III Price	Class IV Price	At Location 4/	w/ 2.0 Rate	w/ 3.0 Rate	w/ 3.5 Rate	w/ 4.0 Rate
0410	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	84%	$16.78	$14.16	$12.81	$16.98	16.74	16.49	16.37	16.25
0410	Denmark	WI	$1.75	Hoosier	Holland	IN	$2.20	484	84%	$16.78	$14.16	$12.81	$15.43	14.94	14.50	14.28	14.06
0410	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	84%	$16.78	$14.16	$12.81	$16.68	16.39	16.21	16.13	16.04
0410	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	84%	$16.78	$14.16	$12.81	$15.43	14.99	14.58	14.37	14.16
0410	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	84%	$16.78	$14.16	$12.81	$16.28	16.15	16.00	15.93	15.86
0410	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	84%	$16.78	$14.16	$12.81	$15.78	15.39	14.87	14.61	14.36
0410	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	84%	$16.78	$14.16	$12.81	$16.68	16.56	16.47	16.43	16.39
0410	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	84%	$16.78	$14.16	$12.81	$16.68	16.56	16.47	16.43	16.39
0410	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	84%	$16.78	$14.16	$12.81	$16.68	16.56	16.47	16.43	16.39
0410	Tempe	AZ	$2.35	Hiland	Fort Smith	AR	$2.80	1,143	84%	$16.78	$14.16	$12.81	$16.03	14.22	13.12	12.57	12.02
0411	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	87%	$16.83	$14.89	$13.34	$17.03	16.78	16.53	16.40	16.28
0411	Denmark	WI	$1.75	Hoosier	Holland	IN	$2.20	484	87%	$16.83	$14.89	$13.34	$15.48	14.98	14.54	14.31	14.09
0411	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	87%	$16.83	$14.89	$13.34	$16.73	16.43	16.25	16.16	16.07
0411	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	87%	$16.83	$14.89	$13.34	$15.48	15.03	14.62	14.40	14.19
0411	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	87%	$16.83	$14.89	$13.34	$16.33	16.19	16.04	15.96	15.89
0411	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	87%	$16.83	$14.89	$13.34	$15.83	15.43	14.91	14.64	14.39
0411	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	87%	$16.83	$14.89	$13.34	$15.83	15.25	14.64	14.32	14.02
0411	Stephenville	TX	$3.00	Foremost	Shreveport	LA	$3.10	279	87%	$16.83	$14.89	$13.34	$16.73	16.29	16.05	15.92	15.80
0411	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	87%	$16.83	$14.89	$13.34	$16.73	16.60	16.51	16.46	16.42
0411	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	87%	$16.83	$14.89	$13.34	$16.73	16.65	16.59	16.55	16.52
0412	Arkansas City	KS	$2.20	Hiland	Springfield	MO	$2.20	222	86%	$17.03	$16.14	$13.42	$16.13	15.70	15.49	15.38	15.28
0412	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	86%	$17.03	$16.14	$13.42	$17.23	16.97	16.70	16.56	16.43
0412	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	86%	$17.03	$16.14	$13.42	$16.93	16.62	16.42	16.32	16.22
0412	New Wilmington	PA	$2.10	Morningstar	Mt. Crawford	VA	$2.80	292	86%	$17.03	$16.14	$13.42	$16.03	16.16	15.88	15.74	15.60
0412	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	86%	$17.03	$16.14	$13.42	$16.53	16.38	16.21	16.12	16.04
0412	Stephenville	TX	$3.00	Foremost	Shreveport	LA	$3.10	279	86%	$17.03	$16.14	$13.42	$16.93	16.48	16.22	16.08	15.95
0412	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	86%	$17.03	$16.14	$13.42	$16.93	16.79	16.68	16.62	16.57
0412	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	86%	$17.03	$16.14	$13.42	$16.93	16.79	16.68	16.62	16.57
0412	Waupun	WI	$1.75	Hoosier	Holland	IN	$2.20	452	86%	$17.03	$16.14	$13.42	$15.68	15.24	14.80	14.58	14.36
0412	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	86%	$17.03	$16.14	$13.42	$16.93	16.84	16.76	16.71	16.67

Prepared by Atlanta Market Administrator

12/23/2005

TOP Ten Southeast Order Diversion Plants with Estimated Uniform Prices-Januarv 2004 to October 2005

Data Prepared at the Request of Dean Foods Company and Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO 7)

	Diversion Location 1/			Nearest Pool Distributing Plant 2/						Actual Prices				Est. Uniform Prices 5/			
YYMM	City	St.	Differ-ential	Plant	City	St.	Differ-ential	Miles	% of Diver-sions 3/	Uniform Price in Atlanta	Class III Price	Class IV Price	At Location 4/	w/ 2.0 Rate	w/ 3.0 Rate	w/ 3.5 Rate	w/ 4.0 Rate
0501	Alto	WI	$1.75	Hoosier	Holland	IN	$2.20	458	80%	$17.16	$14.14	$12.52	$15.81	15.39	14.99	14.79	14.59
0501	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	80%	$17.16	$14.14	$12.52	$17.36	17.14	16.90	16.79	16.68
0501	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	80%	$17.16	$14.14	$12.52	$17.06	16.79	16.62	16.55	16.47
0501	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	80%	$17.16	$14.14	$12.52	$15.81	15.39	14.99	14.79	14.59
0501	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	80%	$17.16	$14.14	$12.52	$16.66	16.55	16.41	16.35	16.29
0501	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	80%	$17.16	$14.14	$12.52	$16.16	15.79	15.28	15.03	14.79
0501	Ravenna	NE	$1.80	Hiland	Springfield	LA	$2.20	488	80%	$17.16	$14.14	$12.52	$15.86	15.33	14.90	14.68	14.47
0501	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	80%	$17.16	$14.14	$12.52	$16.16	15.61	15.01	14.71	14.42
0501	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	80%	$17.16	$14.14	$12.52	$17.06	16.96	16.88	16.85	16.82
0501	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	80%	$17.16	$14.14	$12.52	$17.06	17.01	16.96	16.94	16.92
0502	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	92%	$15.80	$14.70	$12.74	$16.00	15.79	15.56	15.44	15.34
0502	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	92%	$15.80	$14.70	$12.74	$15.70	15.44	15.28	15.20	15.13
0502	Lovington	NM	$2.10	Foremost	Shreveport	LA	$3.10	595	92%	$15.80	$14.70	$12.74	$14.80	14.67	14.14	13.86	13.60
0502	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	92%	$15.80	$14.70	$12.74	$15.30	15.20	15.07	15.00	14.95
0502	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	92%	$15.80	$14.70	$12.74	$14.80	14.44	13.94	13.68	13.45
0502	Ravenna	NE	$1.80	Hiland	Springfield	MO	$2.20	488	92%	$15.80	$14.70	$12.74	$14.50	13.98	13.56	13.33	13.13
0502	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	92%	$15.80	$14.70	$12.74	$14.80	14.26	13.67	13.36	13.08
0502	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	92%	$15.80	$14.70	$12.74	$15.70	15.61	15.54	15.50	15.48
0502	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	92%	$15.80	$14.70	$12.74	$15.70	15.61	15.54	15.50	15.48
0502	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	92%	$15.80	$14.70	$12.74	$15.70	15.66	15.62	15.59	15.58
0503	Arkansas City	KS	$2.20	Hiland	Springfield	MO	$2.20	222	89%	$16.63	$14.08	$12.66	$15.73	15.36	15.21	15.13	15.06
0503	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	89%	$16.63	$14.08	$12.66	$16.83	16.63	16.42	16.31	16.21
0503	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	89%	$16.63	$14.08	$12.66	$16.53	16.28	16.14	16.07	16.00
0503	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	89%	$16.63	$14.08	$12.66	$15.28	14.88	14.51	14.31	14.12
0503	Lovington	NM	$2.10	Foremost	Shreveport	LA	$3.10	595	89%	$16.63	$14.08	$12.66	$15.63	15.51	15.00	14.73	14.47
0503	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	89%	$16.63	$14.08	$12.66	$15.63	15.28	14.80	14.55	14.32
0503	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	89%	$16.63	$14.08	$12.66	$15.63	15.10	14.53	14.23	13.95
0503	Sabetha	KS	$2.00	Hiland	Springfield	MO	$2.20	279	89%	$16.63	$14.08	$12.66	$15.53	15.24	15.04	14.93	14.83
0503	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	89%	$16.63	$14.08	$12.66	$16.53	16.45	16.40	16.37	16.35
0503	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	89%	$16.63	$14.08	$12.66	$16.53	16.50	16.48	16.46	16.45

Top Ten Southeast Order Diversion Plants with Estimated Uniform Prices-January 2004 to October 2005

Data Prepared at the Request of Dean Foods Company and Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO 7

	Diversion Location 1/			Nearest Pool Distributing Plant 2/						Actual Prices				Est. Uniform Prices 5/			
YYMM	City	St.	Differ-ential	Plant	City	St.	Differ-ential	Miles	% of Diver-sions 3/	Uniform Price in Atlanta	Class III Price	Class IV Price	At Location 4/	w/ 2.0 Rate	w/ 3.0 Rate	w/ 3.5 Rate	w/ 4.0 Rate
0504	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	89%	$15.85	$14.61	$12.61	$16.05	15.84	15.64	15.54	15.44
0504	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	89%	$15.85	$14.61	$12.61	$15.75	15.49	15.36	15.30	15.23
0504	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	89%	$15.85	$14.61	$12.61	$14.50	14.09	13.73	13.54	13.35
0504	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	89%	$15.85	$14.61	$12.61	$15.35	15.25	15.15	15.10	15.05
0504	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	89%	$15.85	$14.61	$12.61	$14.85	14.49	14.02	13.78	13.55
0504	Ravenna	NE	$1.80	Hiland	Springfield	MO	$2.20	488	89%	$15.85	$14.61	$12.61	$14.55	14.03	13.64	13.43	13.23
0504	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	89%	$15.85	$14.61	$12.61	$14.85	14.31	13.75	13.46	13.18
0504	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	89%	$15.85	$14.61	$12.61	$15.75	15.66	15.62	15.60	15.58
0504	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	89%	$15.85	$14.61	$12.61	$15.75	15.66	15.62	15.60	15.58
0504	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	89%	$15.85	$14.61	$12.61	$15.75	15.71	15.70	15.69	15.68
0505	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	85%	$15.73	$13.77	$12.20	$15.93	15.73	15.53	15.43	15.33
0505	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	85%	$15.73	$13.77	$12.20	$15.63	15.38	15.25	15.19	15.12
0505	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	85%	$15.73	$13.77	$12.20	$14.38	13.98	13.62	13.43	13.24
0505	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	85%	$15.73	$13.77	$12.20	$14.73	14.38	13.91	13.67	13.44
0505	Ravenna	NE	$1.80	Hiland	Springfield	MO	$2.20	488	85%	$15.73	$13.77	$12.20	$14.43	13.92	13.53	13.32	13.12
0505	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	85%	$15.73	$13.77	$12.20	$14.73	14.20	13.64	13.35	13.07
0505	Sabetha	KS	$2.00	Hiland	Springfield	MO	$2.20	279	85%	$15.73	$13.77	$12.20	$14.63	14.34	14.15	14.05	13.95
0505	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	85%	$15.73	$13.77	$12.20	$15.63	15.55	15.51	15.49	15.47
0505	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	85%	$15.73	$13.77	$12.20	$15.63	15.55	15.51	15.49	15.47
0505	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	85%	$15.73	$13.77	$12.20	$15.63	15.60	15.59	15.58	15.57
0506	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	78%	$15.47	$13.92	$12.33	$15.67	15.46	15.22	15.11	15.00
0506	Dexter	NM	$2.10	Hiland	Fort Smith	AR	$2.80	665	78%	$15.47	$13.92	$12.33	$14.47	13.90	13.28	12.98	12.68
0506	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	78%	$15.47	$13.92	$12.33	$14.12	13.71	13.31	13.11	12.91
0506	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	78%	$15.47	$13.92	$12.33	$14.47	14.11	13.60	13.35	13.11
0506	Ravenna	NE	$1.80	Hiland	Springfield	MO	$2.20	488	78%	$15.47	$13.92	$12.33	$14.17	13.65	13.22	13.00	12.79
0506	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	78%	$15.47	$13.92	$12.33	$14.47	13.93	13.33	13.03	12.74
0506	Sabetha	KS	$2.00	Hiland	Springfield	MO	$2.20	279	78%	$15.47	$13.92	$12.33	$14.37	14.07	13.84	13.73	13.62
0506	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	78%	$15.47	$13.92	$12.33	$15.37	15.28	15.20	15.17	15.14
0506	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	78%	$15.47	$13.92	$12.33	$15.37	15.28	15.20	15.17	15.14
0506	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	78%	$15.47	$13.92	$12.33	$15.37	15.33	15.28	15.26	15.24

Top Ten Southeast Order Diversion Plants with Estimated Uniform Prices-Januarv 2004 to October 2005

Data Prepared at the Request of Dean Foods Company and Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO 7)

	Diversion Location 1/			Nearest Pool Distributing Plant 2/						Actual Prices				Est. Uniform Prices 5/			
YYMM	City	St.	Differ-ential	Plant	City	St.	Differ-ential	Miles	% of Diver-sions 3/	Uniform Price in Atlanta	Class III Price	Class IV Price	At Location 4/	w/ 2.0 Rate	w/ 3.0 Rate	w/ 3.5 Rate	w/ 4.0 Rate
0507	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	80%	$16.18	$14.35	$13.17	$16.38	16.16	15.90	15.78	15.67
0507	Denmark	WI	$1.75	Hoosier	Holland	IN	$2.20	484	80%	$16.18	$14.35	$13.17	$14.83	14.36	13.91	13.69	13.48
0507	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	80%	$16.18	$14.35	$13.17	$16.08	15.81	15.62	15.54	15.46
0507	Kiel	WI	$1.75	Hoosier	Holland	IN	$2.20	458	80%	$16.18	$14.35	$13.17	$14.83	14.41	13.99	13.78	13.58
0507	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	80%	$16.18	$14.35	$13.17	$15.18	14.81	14.28	14.02	13.78
0507	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	80%	$16.18	$14.35	$13.17	$15.18	14.63	14.01	13.70	13.41
0507	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	80%	$16.18	$14.35	$13.17	$16.08	15.98	15.88	15.84	15.81
0507	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	80%	$16.18	$14.35	$13.17	$16.08	15.98	15.88	15.84	15.81
0507	Tempe	AZ	$2.35	Hiland	Fort Smith	AR	$2.80	1,143	80%	$16.18	$14.35	$13.17	$15.43	13.64	12.53	11.98	11.44
0507	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	80%	$16.18	$14.35	$13.17	$16.08	16.03	15.96	15.93	15.91
0508	Arkansas City	KS	$2.20	Hiland	Springfield	MO	$2.20	222	78%	$16.44	$13.60	$13.44	$15.54	15.14	14.95	14.86	14.77
0508	Brenham	TX	$3.30	Borden	Lafayette	LA	$3.60	285	78%	$16.44	$13.60	$13.44	$16.64	16.41	16.16	16.04	15.92
0508	Dexter	NM	$2.10	Hiland	Fort Smith	AR	$2.80	665	78%	$16.44	$13.60	$13.44	$15.44	14.85	14.22	13.91	13.60
0508	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	78%	$16.44	$13.60	$13.44	$16.34	16.06	15.88	15.80	15.71
0508	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	78%	$16.44	$13.60	$13.44	$15.94	15.82	15.67	15.60	15.53
0508	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	78%	$16.44	$13.60	$13.44	$15.44	15.06	14.54	14.28	14.03
0508	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	78%	$16.44	$13.60	$13.44	$15.44	14.88	14.27	13.96	13.66
0508	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	78%	$16.44	$13.60	$13.44	$16.34	16.23	16.14	16.10	16.06
0508	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	78%	$16.44	$13.60	$13.44	$16.34	16.23	16.14	16.10	16.06
0508	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	78%	$16.44	$13.60	$13.44	$16.34	16.28	16.22	16.19	16.16
0509	Dallas	TX	$3.00	Foremost	Shreveport	LA	$3.10	180	72%	$16.32	$14.30	$13.75	$16.22	16.00	15.86	15.80	15.73
0509	Denmark	WI	$1.75	Hoosier	Holland	IN	$2.20	484	72%	$16.32	$14.30	$13.75	$14.97	14.49	14.05	13.84	13.62
0509	Dexter	NM	$2.10	Hiland	Fort Smith	AR	$2.80	665	72%	$16.32	$14.30	$13.75	$15.32	14.73	14.10	13.80	13.49
0509	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	72%	$16.32	$14.30	$13.75	$16.22	15.94	15.76	15.69	15.60
0509	Lovington	NM	$2.10	Foremost	Shreveport	LA	$3.10	595	72%	$16.32	$14.30	$13.75	$15.32	15.17	14.62	14.35	14.07
0509	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	72%	$16.32	$14.30	$13.75	$15.82	15.70	15.55	15.49	15.42
0509	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	72%	$16.32	$14.30	$13.75	$15.32	14.94	14.42	14.17	13.92
0509	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	72%	$16.32	$14.30	$13.75	$15.32	14.76	14.15	13.85	13.55
0509	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	72%	$16.32	$14.30	$13.75	$16.22	16.11	16.02	15.99	15.95
0509	Winnsboro	TX	$3.00	Foremost	Shreveport	LA	$3.10	101	72%	$16.32	$14.30	$13.75	$16.22	16.16	16.10	16.08	16.05

Top Ten Southeast Order Diversion Plants with Estimated Uniform Prices-January 2004 to October 2005

Data Prepared at the Request of Dean Foods Company and Dairy Farmers of America Regarding Proposal 5 for the Southeast Order (FO 7)

	Diversion Location 1/			Nearest Pool Distributing Plant 2/						Actual Prices				Est. Uniform Prices 5/			
YYMM	City	St.	Differ-ential	Plant	City	St.	Differ-ential	Miles	% of Diver-sions 3/	Uniform Price in Atlanta	Class III Price	Class IV Price	At Location 4/	w/ 2.0 Rate	w/ 3.0 Rate	w/ 3.5 Rate	w/ 4.0 Rate
0510	Denmark	WI	$1.75	Hoosier	Holland	IN	$2.20	484	79%	$16.49	$14.35	$13.61	$15.14	14.66	14.22	14.00	13.78
0510	Dexter	NM	$2.10	Hiland	Fort Smith	AR	$2.80	665	79%	$16.49	$14.35	$13.61	$15.49	14.90	14.27	13.96	13.65
0510	Ft. Worth	TX	$3.00	Foremost	Shreveport	LA	$3.10	212	79%	$16.49	$14.35	$13.61	$16.39	16.11	15.93	15.85	15.76
0510	Houston	TX	$3.60	Borden	Lafayette	LA	$3.60	214	79%	$16.49	$14.35	$13.61	$16.99	16.60	16.43	16.34	16.26
0510	Lovington	NM	$2.10	Foremost	Shreveport	LA	$3.10	595	79%	$16.49	$14.35	$13.61	$15.49	15.34	14.79	14.51	14.23
0510	Oklahoma City	OK	$2.60	Hiland	Fort Smith	AR	$2.80	182	79%	$16.49	$14.35	$13.61	$15.99	15.87	15.72	15.65	15.58
0510	Portales	NM	$2.10	Hiland	Fort Smith	AR	$2.80	559	79%	$16.49	$14.35	$13.61	$15.49	15.11	14.59	14.33	14.08
0510	Roswell	NM	$2.10	Hiland	Fort Smith	AR	$2.80	651	79%	$16.49	$14.35	$13.61	$15.49	14.93	14.32	14.01	13.71
0510	Sabetha	KS	$2.00	Hiland	Springfield	MO	$2.20	279	79%	$16.49	$14.35	$13.61	$15.39	15.07	14.83	14.71	14.59
0510	Sulphur Springs	TX	$3.00	Foremost	Shreveport	LA	$3.10	126	79%	$16.49	$14.35	$13.61	$16.39	16.28	16.19	16.15	16.11

1/ In alphabetical order, the city and state of plants outside of Appalachian and Southeast Orders that received diverted milk from the Southeast Order, including the Class I differential.

2/ The Appalachian or Southeast Order pool distributing plant nearest to the plant receiving diverted milk, including the Class I differential. Morningstar Foods in Mt. Crawford, VA, a pool distributing plant on the Northeast Order, was included at the request of Dean Foods Company for this purpose.

3/ The percentage of total Southeast Order diversions received at the top ten plants listed.

41 Actual uniform price at the location of the plant receiving the diversion.

51 Estimated Uniform Prices calculated according to Dean Foods proposal 5 of the proposed rule issued December 22, 2005 [Docket No. **AO-388-A17** and AO-366-**A46;**DA-05-06]. Discounted location adjustments for milk diverted outside of the Appalachian and Southeast Orders of 2.0, 3.0 and **4.0** cents per ten miles from nearest pool distribution plant location of either order were requested by Dean Foods Company. The 3.5 cent rate was requested by Dairy Farmers of America.

EXHIBITS PREPARED BY THE SOUTHEAST MARKET ADMINISTRATOR AT THE REQUEST OF:

Dean Foods Company

Part I

Milk in the Appalachian and Southeast Marketing Areas; Notice of Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders

[Docket No. AO-388-A17 and AO-366-A46; DA-05-06]

January 10,2006
Louisville, KY

Market Administrator
Federal Order No. 6 - Florida Marketing Area
Federal Order No. 7 – Southeast Marketing Area

P.O. Box 491778
Lawrenceville, GA 30049
770-682-2501(phone)
770-822-1038(fax)
smosley@fmmatlanta.com
www.fmmatlanta.com

Date 1/10/06 Exhibit # 15
Case US Dept of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8946
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Federal Order 7 Transportation Credit Balancing Fund (TCBF): Actual and Estimated

Data Prepared at the Request of Dean Foods Company Regarding Proposal 4 on the Southeast Order (FO 7)

	Actual Audited Values 1/					Estimated Values Under Proposal 4 2/			
2004	**Assessments 3/**	**Pounds Claimed**	**Dollars Claimed**	**Dollars Paid**	**Proration**	**$0.10/cwt Assessments**	**Dollars Claimed**	**Dollars Paid**	**Proration**
Beg. Balance	$ -								
Jan-June	$ 1,589,636					$ 2,270,908			
July	$ 260,832	75,964,838	$ 952,767	$ 952,767	100.0%	$ 372,617	$ 815,434	$ 815,434	100.0%
August	$ 280,735	107,334,206	$ 1,353,083	$ 1,178,436	87.1%	$ 401,050	$ 952,363	$ 952,363	100.0%
September	$ 275,653	104,743,041	$ 1,284,000	$ 275,653	21.5%	$ 393,790	$ 1,066,507	$ 1,066,507	100.0%
October	$ 276,638	93,560,848	$ 928,102	$ 276,638	29.8%	$ 395,197	$ 760,490	$ 760,490	100.0%
November	$ 283,973	86,945,236	$ 1,000,194	$ 283,973	28.4%	$ 405,676	$ 799,496	$ 560,728	70.1%
December	$ 280,567	63,243,496	$ 596,484	$ 280,567	47.0%	$ 400,810	$ 476,096	$ 400,810	84.2%
TOTAL	**$ 3,248,034**	**531,791,665**	**$ 6,114,629**	**$ 3,248,034**	**53.1%**	**$ 4,640,048**	**$ 4,870,386**	**$ 4,640,048**	**95.3%**

	Actual Audited Values 1/					Estimated Values Under Proposal 4 2/			
2005	**Assessments 3/**	**Pounds Claimed**	**Dollars Claimed**	**Dollars Paid**	**Proration**	**$0.10/cwt Assessments**	**Dollars Claimed**	**Dollars Paid**	**Proration**
Beg. Balance	$ -								
Jan-June	$ 1,615,236					$ 2,307,480			
July	$ 254,114	107,695,929	$ 830,703	$ 830,703	100.0%	$ 363,020	$ 522,053	$ 522,053	100.0%
August	$ 284,216	135,705,262	$ 1,227,657	$ 1,227,657	100.0%	$ 406,022	$ 903,343	$ 903,343	100.0%
September	$ 278,350	117,812,893	$ 999,317	$ 373,555	37.4%	$ 397,643	$ 718,723	$ 718,723	100.0%
October	$ 273,672	127,900,293	$ 1,183,153	$ 273,672	23.1%	$ 390,959	$ 910,766	$ 910,766	100.0%
November	$ 388,326	98,083,868	$ 962,391	$ 388,326	40.4%	$ 388,326	$ 619,415	$ 619,415	100.0%
December	$ -		$ -	$ -		$ -	$ -	$ -	
TOTAL	**$ 3,093,913**	**587,198,245**	**$ 5,203,221**	**$ 3,093,913**	**59.5%**	**$ 4,253,451**	**$ 3,674,299**	**$ 3,674,299**	**70.6%**

1/ 2004 values verified through final audit. 2005 values verified through preliminary audit.

21 Dean Foods requested TCBF activity under Proposal 4 assuming assessments were $0.10/cwt beginning in January 2004. Accrued interest not considered.

31 Actual TCBF assessments were $0.07/cwt on Class I producer milk until November 2005, when they became $0.10/cwt. Accrued interest not considered.

Date 1-10-06 Exhibit # 15a
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 89 16

Federal Order 7 Top Three Diverting Handlers: January 2004 to October 2005

Data Prepared at the Request of Dean Foods Company

		Top 3 Diverting Handlers 1/		
YYMM	Pool Order No.	Producer Milk Delivered to Pool Plants	Producer Milk Diverted	Percent
0401	7	486,785,355	149,868,310	30.79%
0402	7	433,195,337	157,863,317	36.44%
0403	7	462,868,774	151,321,636	32.69%
0404	7	383,743,619	122,570,682	31.94%
0405	7	439,070,810	138,264,744	31.49%
0406	7	423,146,089	190,880,714	45.11%
0407	7	409,645,645	85,397,028	20.85%
0408	7	455,641,350	110,576,265	24.27%
0409	7	460,542,233	100,573,577	21.84%
0410	7	447,300,082	62,886,031	14.06%
0411	7	444,446,989	80,042,944	18.01%
0412	7	466,439,265	69,973,313	15.00%
0501	7	461,572,594	141,759,692	30.71%
0502	7	426,603,750	146,539,134	34.35%
0503	7	439,634,523	159,866,641	36.36%
0504	7	477,279,884	181,982,067	38.13%
0505	7	479,988,505	212,394,483	44.25%
0506	7	442,030,636	161,265,149	36.48%
0507	7	433,038,050	114,115,267	26.35%
0508	7	444,298,983	106,594,272	23.99%
0509	7	411,401,523	98,746,816	24.00%
0510	7	430,191,757	85,240,157	19.81%

1/ Dean Foods Company requested the weighted average percent diversions for the top three handlers, based on the percentage of diversions.

Date 1·10·06 Exhibit # 156
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
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Total FO 7 Diversions Outside FO 5 and FO 7 Marketing Areas-Jan.'04 to Oct.'05

Data Prepared at the Request of Dean Foods Company Regarding Proposal 5 for the Southeast Order (FO 7)

YYMM	Pool Order No.	FO 7 Producer Milk Diverted Outside of FO 5 and FO 7 1/
0401	7	89,773,336
0402	7	107,083,356
0403	7	95,115,547
0404	7	96,362,064
0405	7	80,996,359
0406	7	132,377,438
0407	7	39,227,914
0408	7	66,088,135
0409	7	49,084,805
0410	7	50,472,781
0411	7	46,262,509
0412	7	33,548,849
0501	7	98,327,236
0502	7	112,124,674
0503	7	122,455,208
0504	7	130,720,350
0505	7	146,642,431
0506	7	98,331,477
0507	7	63,589,797
0508	7	70,008,874
0509	7	68,645,304
0510	7	54,712,769

1/ Producer milk pooled on the Southeast Order but diverted to locations outside of the Appalachian (FO 5) and Southeast (FO 7) Marketing Areas.

Date 1.10.06 Exhibit # 15c
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
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EXHIBITS PREPARED BY THE SOUTHEAST MARKET ADMINISTRATOR AT THE REQUEST OF:

Dean Foods Company

Part 2

Milk in the Appalachian and Southeast Marketing Areas; Notice of Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders

[Docket No. AO-388-A17 and AO-366-A46; DA-05-06]

January 10,2006

Louisville, KY

Market Administrator
Federal **Order** No. *6* - Florida Marketing Area
Federal Order No. 7 – Southeast Marketing Area

P.O. Box 491778
Lawrenceville, GA 30049
770-682-2501(phone)
770-822-1038(fax)
smosley@fmrnatlanta.com
www.fmmatlanta.com

Date 1/10/06 Exhibit # 16
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

FO 5 and FO 7 Producer Milk By State-Jun.'04, Oct.'04, Jun.'05 and Oct.'05

Data prepared at the request of Dean Foods Company

YYMM	State	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 21	% Delivered to FO 5 or 7 Dist. Plants	All States Monthly %
0406	AL	18,443,100	17,974,839	97%	
0406	AR	24,841,587	18,389,372	74%	
0406	DE			n/a	
0406	FL	-	-	n/a	
0406	GA	57,090,986	56,109,932	98%	
0406	IL			nla	
0406	IN	93,949,183	68,553,487	73%	
0406	KS	43,272,374	7,972,995	18%	
0406	KY	114,495,915	99,252,183	87%	
0406	LA	37,527,973	34,163,715	91%	
0406	MD	5,918,702	3,504,045	59%	
0406	MI	31,052,655	14,906,584	48%	
0406	MO	92,402,190	37,788,637	41%	
0406	MS	33,642,658	30,469,280	91%	
0406	NC	76,613,492	75,831,596	99%	
0406	NE	-	-	nla	
0406	NM	-	-	nla	
0406	OH	25,031,688	14,431,128	58%	
0406	OK	37,897,031	12,849,588	34%	
0406	PA	37,805,536	12,293,545	33%	
0406	SC	22,800,666	22,763,541	100%	
0406	TN	93,054,661	81,136,195	87%	
0406	TX	147,248,710	72,223,577	49%	
0406	VA	88,484,837	71,010,000	80%	
0406	WI			nla	
0406	WV			nla	
0406	Restricted States Total	113,525,464	30,482,618	27%	65%
0410	AL	15,927,818	15,660,219	98%	
0410	AR	21,995,557	18,676,574	85%	
0410	CA	-	-	n/a	
0410	DE	-	-	n/a	
0410	FL	-	-	n/a	
0410	GA	47,085,462	46,593,931	99%	
0410	IL	-	-	n/a	
0410	IN	99,394,006	93,641,467	94%	
0410	KS	-	-	n/a	
0410	KY	108,756,033	97,842,903	90%	
0410	LA	31,378,360	30,978,788	99%	
0410	MD	11,369,182	8,409,675	74%	
0410	MI	44,465,921	32,635,500	73%	
0410	MO	88,285,869	38,711,463	44%	
0410	MS	28,638,061	27,624,021	96%	
0410	NC	74,838,801	73,913,464	99%	
0410	NE	-	-	n/a	
0410	NM	-	-	n/a	
0410	NY	-	-	n/a	
0410	OH	19,182,859	14,184,340	74%	
0410	OK	35,716,374	21,717,070	61%	
0410	PA	51,478,328	36,108,393	70%	

Date 1·10·06 Exhibit # 16a
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

FO 5 and FO 7 Producer Milk By State-Jun.'04, Oct.'04, Jun.'05 and Oct.'05

Data prepared at the request of Dean Foods Company

YYMM	State	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	All States Monthly %
0410	SC	21,558,668	21,425,863	99%	
0410	TN	86,945,940	80,183,449	92%	
0410	TX	122,153,150	88,183,704	72%	
0410	VA	85,006,750	72,054,476	85%	
0410	WI	-	-	n/a	
0410	WV	-	-	n/a	
0410	Restricted States Total	100,285,133	43,548,697	43%	79%
0506	AL	17,850,630	17,632,897	99%	
0506	AR	23,890,877	20,200,940	85%	
0506	CA	-	-	n/a	
0506	DE	-	-	n/a	
0506	FL	-	-	n/a	
0506	GA	54,059,580	53,484,687	99%	
0506	IL	-	-	n/a	
0506	IN	118,526,680	60,882,282	51%	
0506	KS	28,141,520	3,911,145	14%	
0506	KY	113,685,517	103,058,157	91%	
0506	LA	35,517,610	33,810,608	95%	
0506	MD	-	-	n/a	
0506	MI	40,430,539	23,291,795	58%	
0506	MO	93,806,741	40,697,451	43%	
0506	MS	32,802,384	30,195,132	92%	
0506	NC	82,017,683	81,212,605	99%	
0506	NE	-	-	n/a	
0506	NM	-	-	n/a	
0506	OH	26,517,958	12,488,994	47%	
0506	OK	29,526,745	15,433,002	52%	
0506	PA	39,039,636	9,145,919	23%	
0506	SC	23,874,381	23,779,277	100%	
0506	TN	92,869,085	82,054,939	88%	
0506	TX	130,117,539	75,982,749	58%	
0506	VA	95,748,158	76,944,388	80%	
0506	WI	-	-	n/a	
0506	WV	-	-	n/a	
0506	Restricted States Total	139,128,061	35,408,448	25%	66%
0510	AL	13,541,754	13,541,754	100%	
0510	AR	19,266,813	17,318,183	90%	
0510	CA	-	-	n/a	
0510	DE	-	-	n/a	
0510	FL	-	-	n/a	
0510	GA	48,951,025	48,559,543	99%	
0510	IL	-	-	n/a	
0510	IN	96,291,475	88,569,964	92%	
0510	KS	-	-	n/a	
0510	KY	102,543,629	94,549,987	92%	
0510	LA	28,497,039	28,410,282	100%	
0510	MD	6,436,577	5,441,687	85%	

FO 5 and FO 7 Producer Milk By State-Jun.'04, Oct.'04, Jun.'05 and Oct.'05

Data prepared at the request of Dean Foods Company

YYMM	State	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	All States Monthly %
0510	MI	46,127,525	35,985,354	78%	
0510	MO	85,016,349	41,498,687	49%	
0510	MS	25,398,621	24,677,322	97%	
0510	NC	74,991,197	73,163,568	98%	
0510	NM	-	-	n/a	
0510	OH	24,452,583	18,777,429	77%	
0510	OK	23,680,699	15,619,305	66%	
0510	PA	38,788,260	22,013,783	57%	
0510	SC	20,871,536	20,833,446	100%	
0510	TN	79,188,329	72,577,496	92%	
0510	TX	120,398,048	91,321,212	76%	
0510	VA	83,278,014	69,170,140	83%	
0510	WI	-	-	n/a	
0510	WV	-	-	n/a	
0510	Restricted States Total	126,199,548	63,221,305	50%	79%

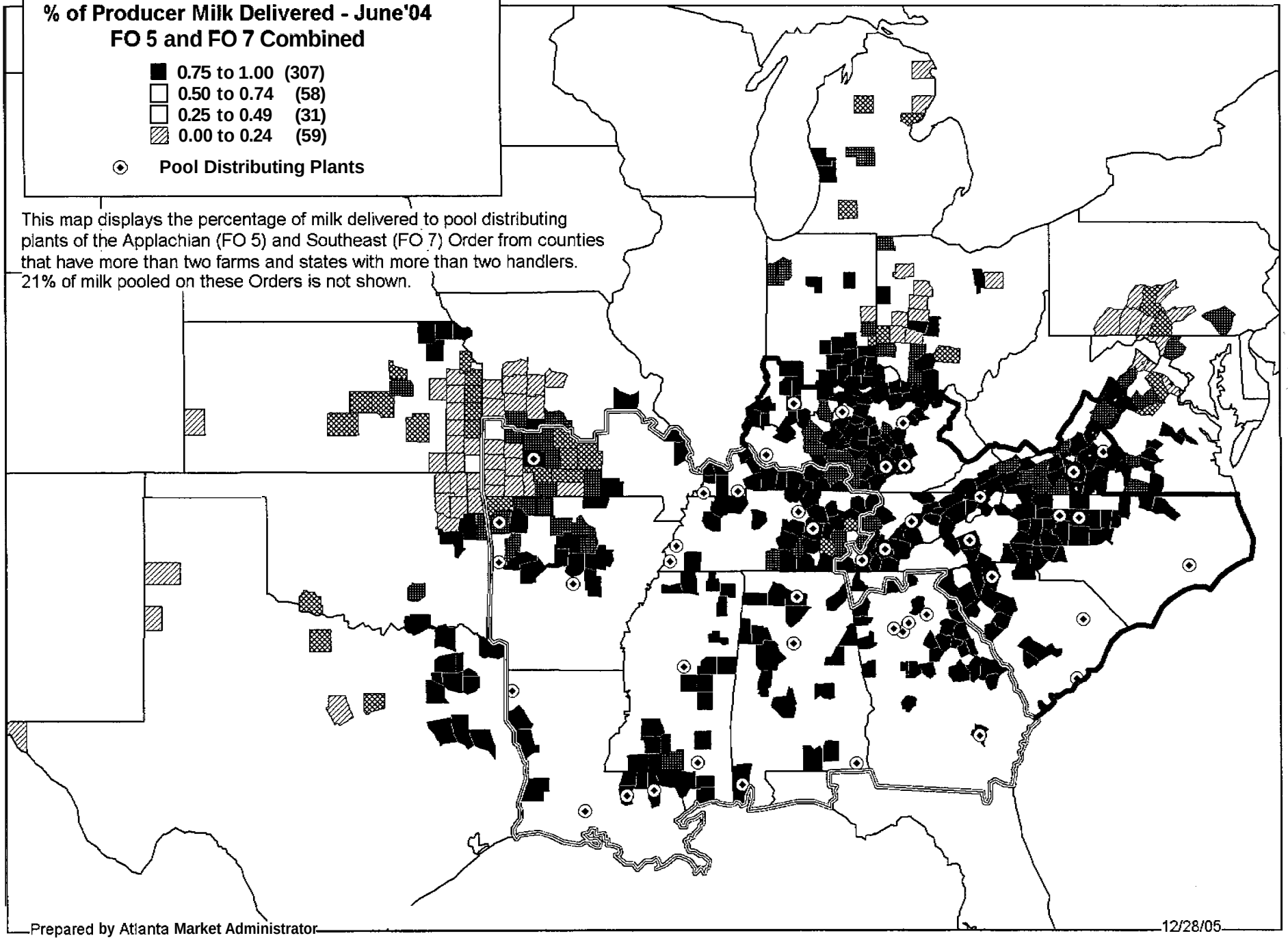
1/Combined producer milk volume of Appalachian (FO ***5)*** and Southeast (FO 7) Orders. If not shown, data was restricted at the state level because fewer than three handlers pooled milk.
2/Combined physical shipments of milk to pool distributing plants on Appalachian (FO 5) and Southeast (FO 7) Orders.

Exhibit_____

% of Producer Milk Delivered - June'04
FO 5 and FO 7 Combined

- 0.75 to 1.00 (307)
- 0.50 to 0.74 (58)
- 0.25 to 0.49 (31)
- 0.00 to 0.24 (59)
- Pool Distributing Plants

This map displays the percentage of milk delivered to pool distributing plants of the Applachian (FO 5) and Southeast (FO 7) Order from counties that have more than two farms and states with more than two handlers. 21% of milk pooled on these Orders is not shown.

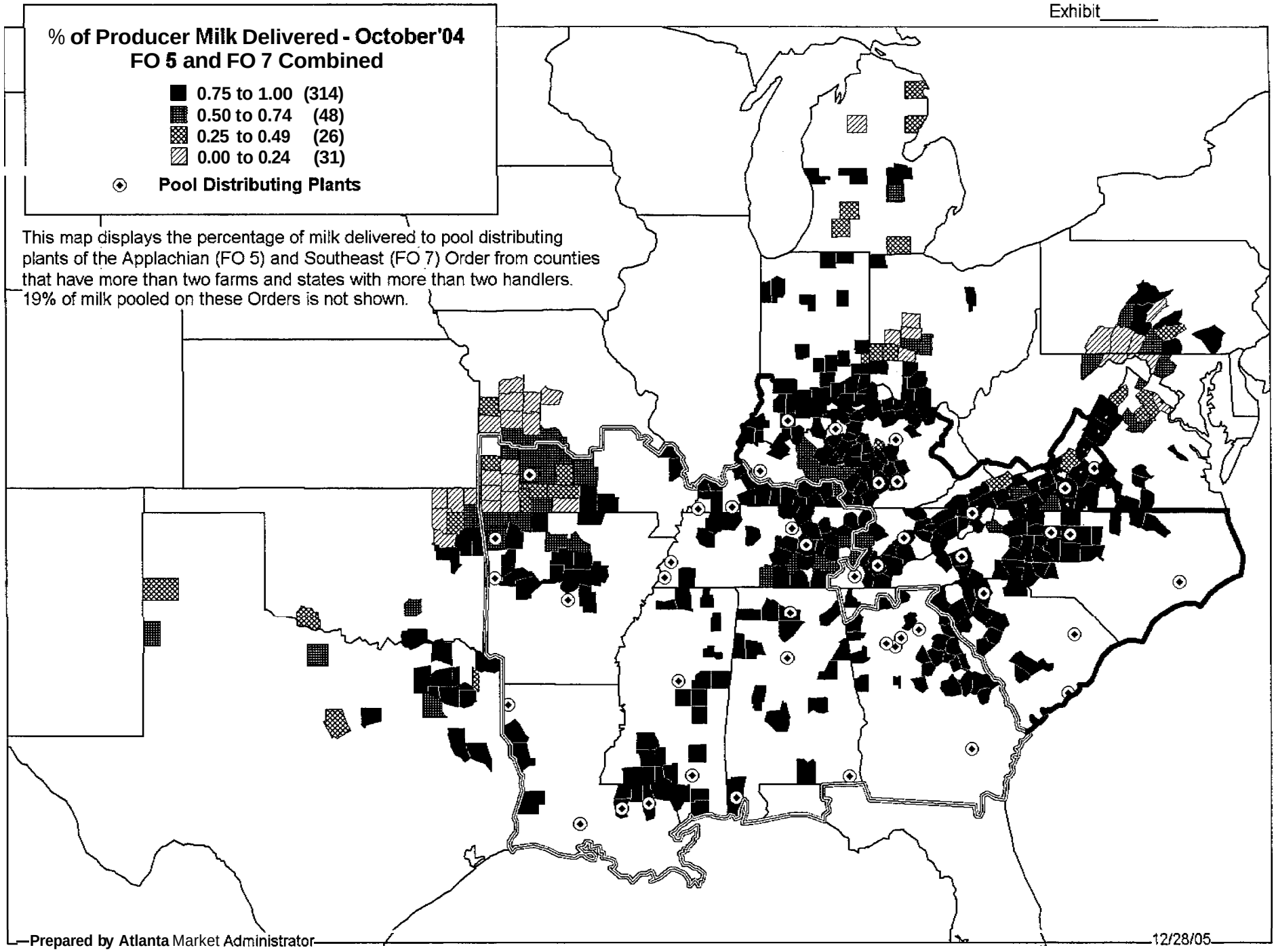


Prepared by Atlanta Market Administrator

12/28/05

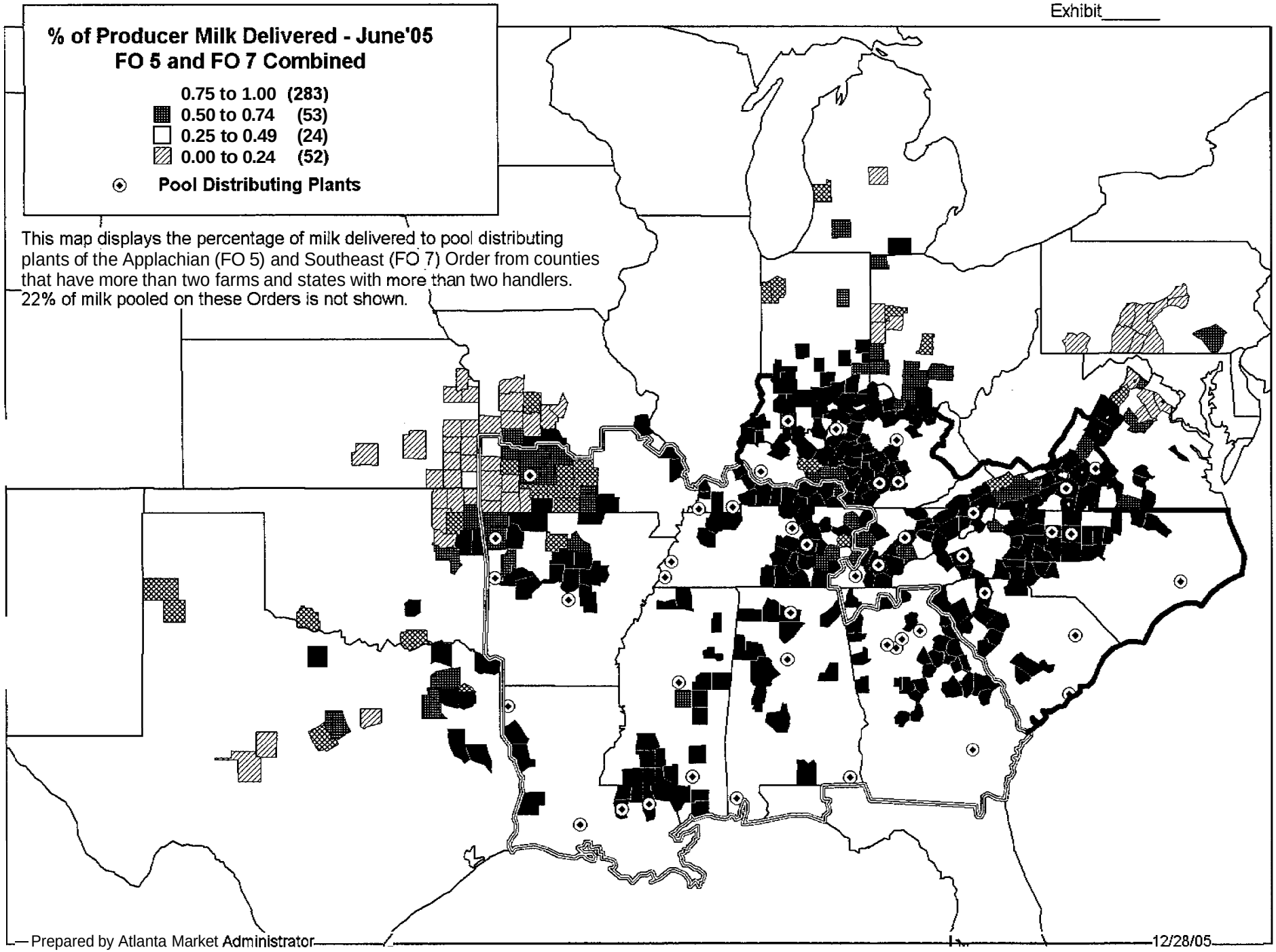
Date 1-10-06 Exhibit # 166
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.

Exhibit_____



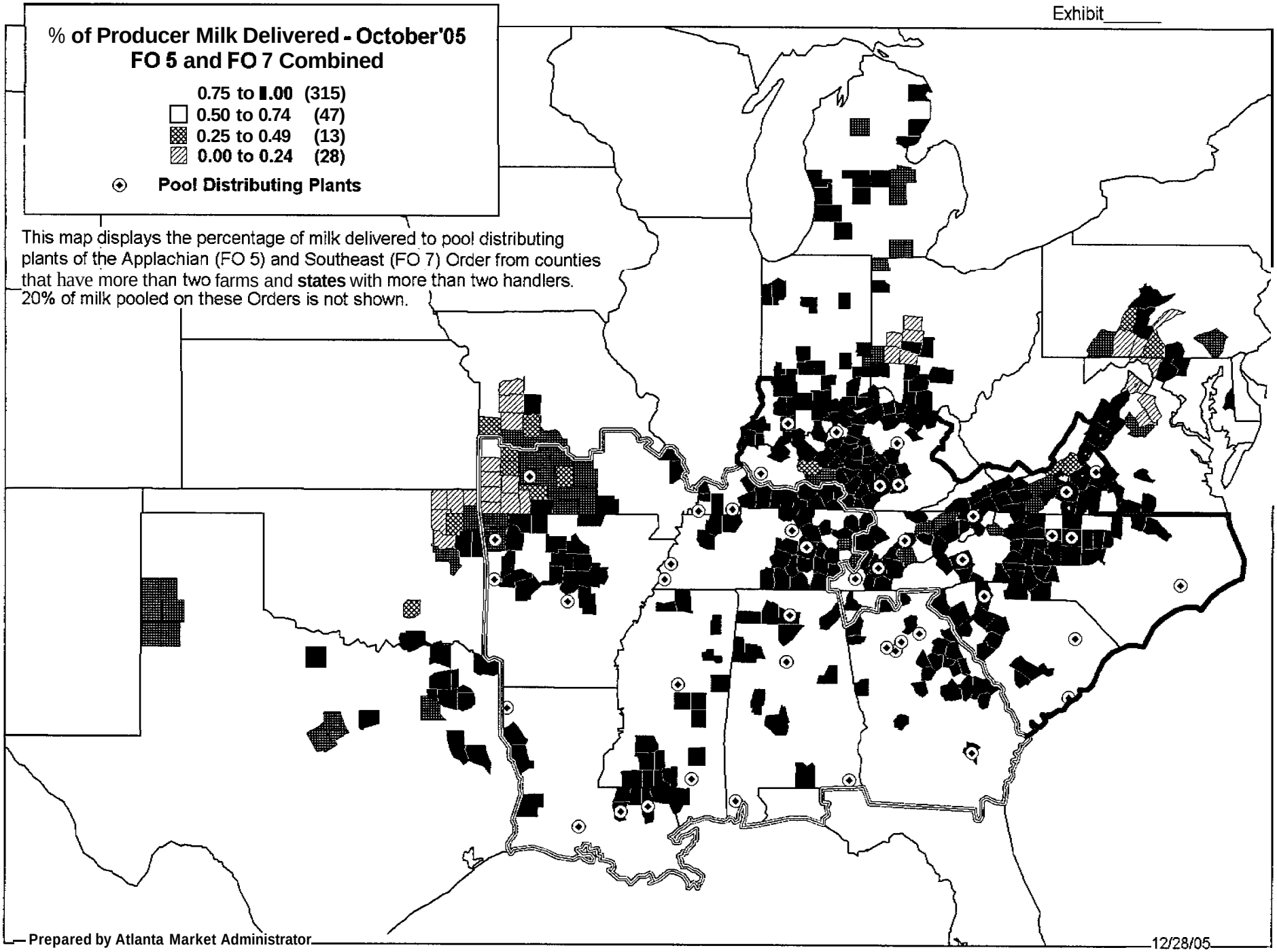
Date 1.10.06 Exhibit # 16c
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.

Exhibit_____



Date 1.10.06 Exhibit # 16d
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 89/6
Court Reporting Services, Inc.

Exhibit_____



Date 1.10.06 Exhibit # 16e
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

WMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 21	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 31
0406	1027	AL	CLAY	393,274	393,274	100%	U
0406	1029	AL	CLEBURNE	185,618	185,618	100%	U
0406	1031	AL	COFFEE	1,387,707	1,387,707	100%	U
0406	1039	AL	COVINGTON	827,871	827,871	100%	U
0406	1043	AL	CULLMAN	2,012,982	2,012,982	100%	U
0406	1047	AL	DALLAS	297,806	297,806	100%	U
0406	1049	AL	DE KALB	431,211	431,211	100%	U
0406	1051	AL	ELMORE	182,615	182,615	100%	U
0406	1057	AL	FAYETTE	713,236	713,236	100%	U
0406	1059	AL	FRANKLIN	1,045,945	1,045,945	100%	U
0406	1065	AL	HALE	515,998	515,998	100%	U
0406	1075	AL	LAMAR	459,775	459,775	100%	U
0406	1079	AL	LAWRENCE	273,211	273,211	100%	U
0406	1097	AL	MOBILE	523,689	523,689	100%	U
0406	1103	AL	MORGAN	2,382,894	2,231,061	94%	U
0406	1125	AL	TUSCALOOSA	321,177	321,177	100%	U
0406		AL		6,488,091	6,171,663	95%	R-Co
0406	5007	AR	BENTON	3,072,792	770,598	25%	U
0406	5009	AR	BOONE	554,406	325,713	59%	U
0406	5015	AR	CARROLL	1,521,684	936,117	62%	U
0406	5023	AR	CLEBURNE	1,164,775	730,818	63%	U
0406	5029	AR	CONWAY	1,789,424	1,782,008	100%	U
0406	5045	AR	FAULKNER	2,490,605	2,397,125	96%	U
0406	5047	AR	FRANKLIN	810,179	424,557	52%	U
0406	5049	AR	FULTON	624,625	624,625	100%	U
0406	5083	AR	LOGAN	577,758	577,758	100%	U
0406	5085	AR	LONOKE	983,344	983,344	100%	U
0406	5087	AR	MADISON	1,002,482	775,173	77%	U
0406	5129	AR	SEARCY	1,205,653	603,915	50%	U
0406	5137	AR	STONE	323,894	224,468	69%	U
0406	5141	AR	VAN BUREN	1,335,295	1,266,705	95%	U
0406	5143	AR	WASHINGTON	3,220,083	1,966,688	61%	U
0406	5145	AR	WHITE	871,957	805,231	92%	U
0406	5149	AR	YELL	271,388	271,388	100%	U
0406		AR		3,021,243	2,923,141	97%	R-Co
0406		DE					R-St
0406		FL					R-St
0406	13001	GA	APPLING	1,187,321	1,187,321	100%	U
0406	13033	GA	BURKE	2,234,778	1,989,959	89%	U
0406	13045	GA	CARROLL	302,628	302,628	100%	U
0406	13105	GA	ELBERT	1,719,830	1,719,830	100%	U
0406	13115	GA	FLOYD	149,742	149,742	100%	U
0406	13123	GA	GILMER	785,901	775,925	99%	U
0406	13133	GA	GREENE	4,083,281	4,083,281	100%	U
0406	13139	GA	HALL	665,965	665,965	100%	U
0406	13147	GA	HART	1,428,190	1,428,190	100%	U
0406	13163	GA	JEFFERSON	1,966,566	1,881,859	96%	U
0406	13165	GA	JENKINS	1,754,150	1,467,183	84%	U
0406	13169	GA	JONES	1,108,782	1,083,836	98%	U
0406	13171	GA	LAMAR	995,793	995,793	100%	U

Date 1/10/06 Exhibit # 17
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

FO 5 and FO 7 Producer Milk By Countv Delivered to Pool Distributinq Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0406	13193	GA	MACON	1,444,354	1,444,354	100%	U
0406	13189	GA	MCDUFFIE	1,212,740	1,212,740	100%	U
0406	13207	GA	MONROE	605,521	548,855	91%	U
0406	13211	GA	MORGAN	8,546,863	8,520,146	100%	U
0406	13221	GA	OGLETHORPE	1,674,817	1,674,817	100%	U
0406	13233	GA	POLK	247,260	247,260	100%	U
0406	13237	GA	PUTNAM	10,950,087	10,950,087	100%	U
0406	13265	GA	TALIAFERRO	1,095,378	1,095,378	100%	U
0406	13285	GA	TROUP	496,923	481,372	97%	U
0406	13291	GA	UNION	329,072	329,072	100%	U
0406	13295	GA	WALKER	717,509	717,509	100%	U
0406	13301	GA	WARREN	1,403,479	1,377,162	98%	U
0406	13303	GA	WASHINGTON	833,926	802,855	96%	U
0406	13317	GA	WILKES	2,082,863	2,082,863	100%	U
0406		GA		7,067,267	6,893,950	98%	R-Co
0406		IL				n/a	R-St
0406	18005	IN	BARTHOLOMEW	1,095,164	1,008,082	92%	U
0406	18017	IN	CASS	4,283,518	3,786,098	88%	U
0406	18019	IN	CLARK	355,765	333,029	94%	U
0406	18027	IN	DAVIESS	1,676,603	1,676,603	100%	U
0406	18029	IN	DEARBORN	227,990	178,887	78%	U
0406	18031	IN	DECATUR	176,622	153,832	87%	U
0406	18037	IN	DUBOIS	4,398,496	4,398,496	100%	U
0406	18047	IN	FRANKLIN	399,866	320,368	80%	U
0406	18051	IN	GIBSON	1,466,443	1,466,443	100%	U
0406	18055	IN	GREENE	358,238	358,238	100%	U
0406	18061	IN	HARRISON	727,451	525,168	72%	U
0406	18069	IN	HUNTINGTON	5,195,981	4,110,176	79%	U
0406	18071	IN	JACKSON	1,374,969	1,281,050	93%	U
0406	18073	IN	JASPER	12,284,300	6,310,460	51%	U
0406	18077	IN	JEFFERSON	325,973	310,325	95%	U
0406	18079	IN	JENNINGS	209,942	193,418	92%	U
0406	18081	IN	JOHNSON	2,094,247	2,084,932	100%	U
0406	18101	IN	MARTIN	326,121	326,121	100%	U
0406	18111	IN	NEWTON	36,412,488	23,873,508	66%	U
0406	18115	IN	OHIO	280,629	227,615	81%	U
0406	18123	IN	PERRY	1,094,347	1,094,347	100%	U
0406	18129	IN	POSEY	1,208,889	1,208,889	100%	U
0406	18135	IN	RANDOLPH	268,681	18,607	7%	U
0406	18137	IN	RIPLEY	1,341,054	1,221,920	91%	U
0406	18139	IN	RUSH	1,118,737	1,075,042	96%	U
0406	18145	IN	SHELBY	381,389	363,674	95%	U
0406	18147	IN	SPENCER	775,883	775,883	100%	U
0406	18155	IN	SWITZERLAND	563,159	528,844	94%	U
0406	18161	IN	UNION	200,077	89,662	45%	U
0406	18163	IN	VANDERBURGH	738,166	738,166	100%	U
0406	18175	IN	WASHINGTON	2,075,985	1,793,321	86%	U
0406	18177	IN	WAYNE	1,822,827	1,272,604	70%	U
0406		IN		8,689,183	5,449,679	63%	R-Co
0406	20001	KS	ALLEN	1,129,284	92,673	8%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0406	20003	KS	ANDERSON	908,820	73,782	8%	U
0406	20011	KS	BOURBON	295,096	100,092	34%	U
0406	20013	KS	BROWN	793,728	793,728	100%	U
0406	20037	KS	CRAWFORD	487,345	75,287	15%	U
0406	20043	KS	DONIPHAN	371,945	371,945	100%	U
0406	20045	KS	DOUGLAS	1,189,907	144,143	12%	U
0406	20059	KS	FRANKLIN	1,599,543	162,454	10%	U
0406	20061	KS	GEARY	108,351	47,616	44%	U
0406	20073	KS	GREENWOOD	590,535	151,807	26%	U
0406	20075	KS	HAMILTON	11,381,910	874,150	8%	U
0406	20085	KS	JACKSON	408,969	408,969	100%	U
0406	20091	KS	JOHNSON	415,350	136,644	33%	U
0406	20099	KS	LABETTE	313,926	25,716	8%	U
0406	20103	KS	LEAVENWORTH	229,466	76,422	33%	U
0406	20107	KS	LINN	787,135	290,917	37%	U
0406	20115	KS	MARION	944,180	301,046	32%	U
0406	20113	KS	MCPHERSON	356,414	126,039	35%	U
0406	20121	KS	MIAMI	275,903	76,203	28%	U
0406	20125	KS	MONTGOMERY	375,492	50,160	13%	U
0406	20127	KS	MORRIS	124,094	62,873	51%	U
0406	20131	KS	NEMAHA	949,403	949,403	100%	U
0406	20133	KS	NEOSHO	520,047	110,457	21%	U
0406	20139	KS	OSAGE	175,533	33,018	19%	U
0406	20155	KS	RENO	641,724	220,736	34%	U
0406		KS		17,898,274	2,216,715	12%	R-Co
0406	21001	KY	ADAIR	6,912,022	5,158,880	75%	U
0406	21003	KY	ALLEN	380,700	366,272	96%	U
0406	21005	KY	ANDERSON	835,512	835,512	100%	U
0406	21007	KY	BALLARD	423,404	423,404	100%	U
0406	21009	KY	BARREN	11,056,573	8,082,445	73%	U
0406	21011	KY	BATH	317,754	309,771	97%	U
0406	21015	KY	BOONE	166,390	166,390	100%	U
0406	21021	KY	BOYLE	240,799	238,569	99%	U
0406	21023	KY	BRACKEN	265,322	231,863	87%	U
0406	21027	KY	BRECKINRIDGE	216,907	118,676	55%	U
0406	21029	KY	BULLITT	282,940	282,940	100%	U
0406	21033	KY	CALDWELL	756,992	756,992	100%	U
0406	21039	KY	CARLISLE	501,132	501,132	100%	U
0406	21045	KY	CASEY	2,280,743	2,109,925	93%	U
0406	21047	KY	CHRISTIAN	4,508,174	4,508,174	100%	U
0406	21053	KY	CLINTON	1,169,516	1,009,928	86%	U
0406	21055	KY	CRITTENDEN	191,544	191,544	100%	U
0406	21057	KY	CUMBERLAND	389,451	255,066	65%	U
0406	21059	KY	DAVIESS	616,131	616,131	100%	U
0406	21061	KY	EDMONSON	500,086	377,373	75%	U
0406	21069	KY	FLEMING	5,272,826	5,218,517	99%	U
0406	21077	KY	GALLATIN	281,009	281,009	100%	U
0406	21079	KY	GARRARD	1,399,345	1,222,765	87%	U
0406	21081	KY	GRANT	181,532	181,532	100%	U
0406	21083	KY	GRAVES	1,195,483	1,195,483	100%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0406	21085	KY	GRAYSON	2,264,999	1,441,566	64%	U
0406	21087	KY	GREEN	2,424,322	1,553,842	64%	U
0406	21093	KY	HARDIN	1,652,326	1,556,789	94%	U
0406	21097	KY	HARRISON	235,723	235,723	100%	U
0406	21099	KY	HART	3,550,270	2,262,133	64%	U
0406	21103	KY	HENRY	1,670,203	1,648,466	99%	U
0406	21109	KY	JACKSON	483,031	483,031	100%	U
0406	21113	KY	JESSAMINE	234,934	140,838	60%	U
0406	21123	KY	LARUE	1,648,732	1,511,391	92%	U
0406	21125	KY	LAUREL	296,926	296,926	100%	U
0406	21135	KY	LEWIS	467,822	467,822	100%	U
0406	21137	KY	LINCOLN	4,177,138	4,041,867	97%	U
0406	21141	KY	LOGAN	4,725,717	3,728,664	79%	U
0406	21151	KY	MADISON	159,300	159,300	100%	U
0406	21155	KY	MARION	4,813,348	4,708,477	98%	U
0406	21161	KY	MASON	2,568,579	2,428,786	95%	U
0406	21145	KY	MCCRACKEN	221,190	221,190	100%	U
0406	21167	KY	MERCER	1,489,743	1,489,743	100%	U
0406	21169	KY	METCALFE	4,236,437	3,157,281	75%	U
0406	21171	KY	MONROE	3,877,229	3,609,576	93%	U
0406	21173	KY	MONTGOMERY	291,118	288,087	99%	U
0406	21179	KY	NELSON	4,012,497	3,968,375	99%	U
0406	21185	KY	OLDHAM	443,510	440,474	99%	U
0406	21187	KY	OWEN	98,539	98,539	100%	U
0406	21191	KY	PENDLETON	224,848	224,848	100%	U
0406	21199	KY	PULASKI	3,283,258	3,238,945	99%	U
0406	21201	KY	ROBERTSON	142,294	142,294	100%	U
0406	21203	KY	ROCKCASTLE	538,441	492,453	91%	U
0406	21207	KY	RUSSELL	3,119,710	2,750,965	88%	U
0406	21211	KY	SHELBY	2,460,454	2,443,543	99%	U
0406	21213	KY	SIMPSON	1,144,155	1,131,521	99%	U
0406	21215	KY	SPENCER	604,934	604,934	100%	U
0406	21217	KY	TAYLOR	2,882,715	2,244,209	78%	U
0406	21219	KY	TODD	4,099,321	3,079,590	75%	U
0406	21221	KY	TRIGG	247,202	247,202	100%	U
0406	21223	KY	TRIMBLE	247,282	247,282	100%	U
0406	21227	KY	WARREN	4,132,250	3,167,120	77%	U
0406	21229	KY	WASHINGTON	2,099,844	2,099,844	100%	U
0406	21231	KY	WAYNE	469,352	421,625	90%	U
0406		KY		2,413,935	2,136,629	89%	R-Co
0406	22011	LA	BEAUREGARD	495,715	495,715	100%	U
0406	22031	LA	DE SOTO	4,073,079	4,073,079	100%	U
0406	22033	LA	EAST BATON ROUGE	384,915	354,886	92%	U
0406	22037	LA	EAST FELICIANA	583,447	568,229	97%	U
0406	22085	LA	SABINE	509,585	509,585	100%	U
0406	22091	LA	ST. HELENA	4,087,980	3,990,917	98%	U
0406	22105	LA	TANGIPAHOA	15,321,834	14,511,058	95%	U
0406	22117	LA	WASHINGTON	10,863,903	8,452,731	78%	U
0406		LA		1,207,515	1,207,515	100%	R-Co

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0406	24021	MD	FREDERICK	2,689,885	1,698,113	63%	U
0406	24043	MD	WASHINGTON	8,987		0%	U
0406		MD		3,219,830	1,805,932	56%	R-Co
0406	26007	MI	ALPENA	88,526	13,836	16%	U
0406	26011	MI	ARENAC	303,107	103,297	34%	U
0406	26069	MI	IOSCO	218,648	34,012	16%	U
0406	26077	MI	KALAMAZOO	6,929,773	2,275,966	33%	U
0406	26113	MI	MISSAUKEE	2,014,760	787,124	39%	U
0406	26117	MI	MONTCALM	5,482,200	3,850,540	70%	U
0406	26121	MI	MUSKEGON	5,136,199	4,232,360	82%	U
0406	26139	MI	OTTAWA	643,500	643,500	100%	U
0406		MI		10,235,942	2,965,949	29%	R-Co
0406	29009	MO	BARRY	3,730,276	335,748	9%	U
0406	29011	MO	BARTON	503,946	72,001	14%	U
0406	29013	MO	BATES	1,219,353	113,193	9%	U
0406	29015	MO	BENTON	279,074	11,155	4%	U
0406	29029	MO	CAMDEN	500,790	271,580	54%	U
0406	29031	MO	CAPE GIRARDEAU	500,807	500,807	100%	U
0406	29037	MO	CASS	569,075	80,385	14%	U
0406	29039	MO	CEDAR	444,475	293,621	66%	U
0406	29043	MO	CHRISTIAN	1,785,578	593,237	33%	U
0406	29053	MO	COOPER	449,579		0%	U
0406	29057	MO	DADE	388,253	85,495	22%	U
0406	29059	MO	DALLAS	4,585,947	3,030,772	66%	U
0406	29067	MO	DOUGLAS	5,348,510	2,252,858	42%	U
0406	29071	MO	FRANKLIN	20,895	20,895	100%	U
0406	29077	MO	GREENE	3,313,676	2,576,693	78%	U
0406	29083	MO	HENRY	396,624	21,362	5%	U
0406	29085	MO	HICKORY	656,280	561,470	86%	U
0406	29091	MO	HOWELL	3,812,057	2,698,279	71%	U
0406	29097	MO	JASPER	1,525,956	200,037	13%	U
0406	29101	MO	JOHNSON	536,586		0%	U
0406	29105	MO	LACLEDE	6,065,765	2,574,955	42%	U
0406	29107	MO	LAFAYETTE	939,423	81,637	9%	U
0406	29109	MO	LAWRENCE	6,082,347	521,323	9%	U
0406	29119	MO	MCDONALD	1,218,951		0%	U
0406	29145	MO	NEWTON	2,121,375	88,842	4%	U
0406	29149	MO	OREGON	809,771	665,675	82%	U
0406	29153	MO	OZARK	2,306,057	434,266	19%	U
0406	29157	MO	PERRY	99,609	99,609	100%	U
0406	29159	MO	PETTIS	303,901		0%	U
0406	29167	MO	POLK	7,819,827	5,778,508	74%	U
0406	29185	MO	ST. CLAIR	150,125	108,636	72%	U
0406	29209	MO	STONE	2,314,353	554,619	24%	U
0406	29213	MO	TANEY	182,434	97,396	53%	U
0406	29215	MO	TEXAS	5,864,136	2,906,922	50%	U
0406	29225	MO	WEBSTER	8,861,283	5,181,229	58%	U
0406	29229	MO	WRIGHT	15,977,159	4,784,930	30%	U
0406		MO		717,937	190,502	27%	R-Co
0406	28005	MS	AMITE	2,028,807	2,025,984	100%	U

FO 5 and FO 7 Producer Milk Bv Countv Delivered to Pool Distributing Plants

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0406	28025	MS	CLAY	149,202	149,202	100%	U
0406	28029	MS	COPIAH	1,124,292	1,089,890	97%	U
0406	28047	MS	HARRISON	336,162	336,162	100%	U
0406	28067	MS	JONES	789,101	789,101	100%	U
0406	28077	MS	LAWRENCE	789,671	709,914	90%	U
0406	28079	MS	LEAKE	517,275	483,785	94%	U
0406	28081	MS	LEE	307,991	307,991	100%	U
0406	28085	MS	LINCOLN	2,284,715	2,188,444	96%	U
0406	28091	MS	MARION	2,933,773	1,867,698	64%	U
0406	28093	MS	MARSHALL	1,614,968	1,614,968	100%	U
0406	28099	MS	NESHOBA	272,236	265,673	98%	U
0406	28101	MS	NEWTON	1,778,184	1,599,536	90%	U
0406	28103	MS	NOXUBEE	1,264,508	1,252,416	99%	U
0406	28109	MS	PEARL RIVER	437,110	423,168	97%	U
0406	28113	MS	PIKE	3,263,864	2,943,648	90%	U
0406	28117	MS	PRENTISS	266,316	266,316	100%	U
0406	28131	MS	STONE	176,193	176,193	100%	U
0406	28137	MS	TATE	1,161,210	1,161,210	100%	U
0406	28139	MS	TIPPAH	289,983	289,983	100%	U
0406	28147	MS	WALTHALL	4,527,881	3,360,953	74%	U
0406	28159	MS	WINSTON	311,757	311,757	100%	U
0406		MS		7,017,459	6,855,288	98%	R-Co
0406	37001	NC	ALAMANCE	2,860,163	2,860,163	100%	U
0406	37003	NC	ALEXANDER	3,272,517	3,219,127	98%	U
0406	37005	NC	ALLEGHANY	3,663,166	3,435,529	94%	U
0406	37021	NC	BUNCOMBE	1,673,008	1,666,662	100%	U
0406	37025	NC	CABARRUS	278,893	277,437	99%	U
0406	37035	NC	CATAWBA	959,250	946,108	99%	U
0406	37037	NC	CHATHAM	553,121	553,121	100%	U
0406	37045	NC	CLEVELAND	777,451	777,451	100%	U
0406	37057	NC	DAVIDSON	1,952,064	1,952,064	100%	U
0406	37059	NC	DAVIE	820,261	820,261	100%	U
0406	37063	NC	DURHAM	210,619	210,619	100%	U
0406	37067	NC	FORSYTH	482,906	482,906	100%	U
0406	37071	NC	GASTON	2,355,467	2,325,022	99%	U
0406	37077	NC	GRANVILLE	1,208,321	1,190,268	99%	U
0406	37081	NC	GUILFORD	2,974,649	2,974,649	100%	U
0406	37083	NC	HALIFAX	970,247	970,247	100%	U
0406	37087	NC	HAYWOOD	2,676,845	2,588,615	97%	U
0406	37089	NC	HENDERSON	3,866,408	3,866,408	100%	U
0406	37097	NC	IREDELL	17,256,999	17,186,913	100%	U
0406	37109	NC	LINCOLN	2,243,575	2,243,575	100%	U
0406	37119	NC	MECKLENBURG	164,975	159,045	96%	U
0406	37135	NC	ORANGE	2,079,026	2,079,026	100%	U
0406	37149	NC	POLK	200,218	193,667	97%	U
0406	37151	NC	RANDOLPH	6,277,485	6,277,485	100%	U
0406	37157	NC	ROCKINGHAM	572,193	572,193	100%	U
0406	37159	NC	ROWAN	3,419,296	3,364,054	98%	U
0406	37167	NC	STANLY	926,352	926,352	100%	U
0406	37171	NC	SURRY	1,021,100	996,544	98%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

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0406	37185	NC	WARREN	807,176	807,176	100%	U
0406	37189	NC	WATAUGA	187,657	150,379	80%	U
0406	37193	NC	WILKES	439,993	437,262	99%	U
0406	37197	NC	YADKIN	3,846,367	3,838,456	100%	U
0406		NC		5,615,724	5,482,812	98%	R-Co
0406		NE				n/a	R-St
0406		NM				n/a	R-St
0406	39001	OH	ADAMS	633,675	581,363	92%	U
0406	39005	OH	ASHLAND	39,736	39,736	100%	U
0406	39015	OH	BROWN	295,868	209,942	71%	U
0406	39017	OH	BUTLER	1,231,032	840,728	68%	U
0406	39021	OH	CHAMPAIGN	678,435	51,308	8%	U
0406	39023	OH	CLARK	1,650,572	1,358,735	82%	U
0406	39027	OH	CLINTON	401,856	294,126	73%	U
0406	39057	OH	GREENE	299,223	19,990	7%	U
0406	39065	OH	HARDIN	356,490	67,263	19%	U
0406	39071	OH	HIGHLAND	316,519	262,742	83%	U
0406	39091	OH	LOGAN	213,542	21,937	10%	U
0406	39097	OH	MADISON	4,195,670	3,555,538	85%	U
0406	39107	OH	MERCER	52,526	47,400	90%	U
0406	39109	OH	MIAMI	171,639	11,898	7%	U
0406	39113	OH	MONTGOMERY	477,617	30,544	6%	U
0406	39135	OH	PREBLE	1,259,496	316,157	25%	U
0406	39137	OH	PUTNAM	304,551	21,182	7%	U
0406	39141	OH	ROSS	250,610	118,525	47%	U
0406	39169	OH	WAYNE	2,496,122	201,522	8%	U
0406	39171	OH	WILLIAMS	6,604,240	4,752,880	72%	U
0406		OH		3,102,269	1,627,612	52%	R-Co
0406	40001	OK	ADAIR	5,137,915	2,749,947	54%	U
0406	40013	OK	BRYAN	173,369	173,369	100%	U
0406	40021	OK	CHEROKEE	1,963,336	1,490,920	76%	U
0406	40029	OK	COAL	184,769	97,641	53%	U
0406	40035	OK	CRAIG	641,239	13,012	2%	U
0406	40041	OK	DELAWARE	2,920,680	377,676	13%	U
0406	40097	OK	MAYES	3,693,562	445,565	12%	U
0406	40101	OK	MUSKOGEE	1,348,814	1,037,971	77%	U
0406	40105	OK	NOWATA	236,825		0%	U
0406	40115	OK	OTTAWA	1,270,878		0%	U
0406	40131	OK	ROGERS	657,990	21,990	3%	U
0406	40141	OK	TILLMAN	9,145,327	2,951,335	32%	U
0406	40145	OK	WAGONER	301,705		0%	U
0406		OK		10,220,622	3,490,162	34%	R-Co
0406	42009	PA	BEDFORD	1,819,773	29,083	2%	U
0406	42013	PA	BLAIR	10,788,567	1,962,569	18%	U
0406	42041	PA	CUMBERLAND	1,168,034	151,060	13%	U
0406	42055	PA	FRANKLIN	2,768,981	1,085,983	39%	U
0406	42057	PA	FULTON	45,746		0%	U
0406	42061	PA	HUNTINGDON	6,129,162	2,078,151	34%	U
0406	42071	PA	LANCASTER	11,224,940	6,063,678	54%	U
0406	42087	PA	MIFFLIN	35,348		0%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

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0406	42111	PA	SOMERSET	866,799		0%	U
0406		PA		2,958,186	923,021	31%	R-Co
0406	45001	SC	ABBEVILLE	495,273	495,273	100%	U
0406	45007	SC	ANDERSON	1,253,984	1,253,984	100%	U
0406	45009	SC	BAMBERG	2,044,466	2,044,466	100%	U
0406	45037	SC	EDGEFIELD	1,500,339	1,500,339	100%	U
0406	45045	SC	GREENVILLE	509,248	509,248	100%	U
0406	45059	SC	LAURENS	838,980	838,980	100%	U
0406	45071	SC	NEWBERRY	5,333,279	5,296,154	99%	U
0406	45073	SC	OCONEE	319,142	319,142	100%	U
0406	45075	SC	ORANGEBURG	4,087,277	4,087,277	100%	U
0406	45081	SC	SALUDA	1,534,480	1,534,480	100%	U
0406	45083	SC	SPARTANBURG	1,720,535	1,720,535	100%	U
0406	45091	SC	YORK	492,580	492,580	100%	U
0406		SC		2,671,083	2,671,083	100%	R-Co
0406	47003	TN	BEDFORD	1,681,275	1,415,918	84%	U
0406	47007	TN	BLEDSOE	459,343	243,341	53%	U
0406	47009	TN	BLOUNT	1,026,816	1,026,816	100%	U
0406	47011	TN	BRADLEY	4,550,243	4,550,243	100%	U
0406	47015	TN	CANNON	685,867	521,198	76%	U
0406	47019	TN	CARTER	497,583	491,200	99%	U
0406	47025	TN	CLAIBORNE	1,038,667	1,038,667	100%	U
0406	47029	TN	COCKE	846,607	835,188	99%	U
0406	47031	TN	COFFEE	2,365,945	908,142	38%	U
0406	47035	TN	CUMBERLAND	2,583,779	1,405,795	54%	U
0406	47041	TN	DE KALB	331,556	331,556	100%	U
0406	47047	TN	FAYETTE	289,654	289,654	100%	U
0406	47049	TN	FENTRESS	517,663	517,663	100%	U
0406	47051	TN	FRANKLIN	1,901,005	1,855,828	98%	U
0406	47053	TN	GIBSON	370,013	370,013	100%	U
0406	47055	TN	GILES	2,081,752	1,727,428	83%	U
0406	47057	TN	GRAINGER	962,840	962,840	100%	U
0406	47059	TN	GREENE	4,941,138	4,911,430	99%	U
0406	47061	TN	GRUNDY	345,868	248,446	72%	U
0406	47063	TN	HAMBLEN	888,244	888,244	100%	U
0406	47065	TN	HAMILTON	317,176	317,176	100%	U
0406	47073	TN	HAWKINS	732,030	732,030	100%	U
0406	47079	TN	HENRY	2,473,409	2,473,409	100%	U
0406	47085	TN	HUMPHREYS	212,114	212,114	100%	U
0406	47089	TN	JEFFERSON	1,963,536	1,963,536	100%	U
0406	47093	TN	KNOX	779,311	779,311	100%	U
0406	47099	TN	LAWRENCE	2,585,452	1,647,854	64%	U
0406	47103	TN	LINCOLN	1,779,417	1,413,798	79%	U
0406	47105	TN	LOUDON	5,488,349	5,469,015	100%	U
0406	47115	TN	MARION	170,211	140,682	83%	U
0406	47117	TN	MARSHALL	5,373,446	3,118,891	58%	U
0406	47119	TN	MAURY	2,674,449	2,283,513	85%	U
0406	47107	TN	MCMINN	5,647,540	5,647,540	100%	U
0406	47121	TN	MEIGS	988,370	988,370	100%	U
0406	47123	TN	MONROE	5,642,909	5,597,411	99%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributins Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0406	47129	TN	MORGAN	319,541	268,130	84%	U
0406	47133	TN	OVERTON	1,441,659	1,107,749	77%	U
0406	47139	TN	POLK	1,567,161	1,567,161	100%	U
0406	47141	TN	PUTNAM	1,033,269	964,030	93%	U
0406	47143	TN	RHEA	224,861	224,861	100%	U
0406	47147	TN	ROBERTSON	3,139,936	2,664,433	85%	U
0406	47149	TN	RUTHERFORD	1,673,594	1,352,618	81%	U
0406	47159	TN	SMITH	477,449	477,449	100%	U
0406	47163	TN	SULLIVAN	854,223	854,223	100%	U
0406	47165	TN	SUMNER	1,223,434	1,190,642	97%	U
0406	47177	TN	WARREN	2,804,080	2,076,906	74%	U
0406	47179	TN	WASHINGTON	5,871,911	5,851,306	100%	U
0406	47183	TN	WEAKLEY	923,929	923,929	100%	U
0406	47185	TN	WHITE	3,085,122	1,341,567	43%	U
0406	47187	TN	WILLIAMSON	724,539	624,221	86%	U
0406	47189	TN	WILSON	644,062	644,062	100%	U
0406		TN		1,852,314	1,678,648	91%	R-Co
0406	48001	TX	ANDERSON	289,619	289,619	100%	U
0406	48009	TX	ARCHER	2,510,326	1,010,455	40%	U
0406	48017	TX	BAILEY	15,138,712	2,064,788	14%	U
0406	48037	TX	BOWIE	2,760,269	2,742,813	99%	U
0406	48063	TX	CAMP	421,662	392,423	93%	U
0406	48073	TX	CHEROKEE	3,900,472	3,820,722	98%	U
0406	48117	TX	DEAF SMITH	7,536,639	197,819	3%	U
0406	48141	TX	EL PASO	346,860		0%	U
0406	48143	TX	ERATH	13,721,884	1,260,965	9%	U
0406	48159	TX	FRANKLIN	6,007,370	4,622,046	77%	U
0406	48223	TX	HOPKINS	31,882,086	27,093,998	85%	U
0406	48251	TX	JOHNSON	3,527,005	1,643,014	47%	U
0406	48277	TX	LAMAR	1,572,575	1,208,932	77%	U
0406	48347	TX	NACOGDOCHES	849,068	849,068	100%	U
0406	48379	TX	RAINS	1,771,255	1,573,128	89%	U
0406	48459	TX	UPSHUR	3,785,673	3,412,289	90%	U
0406	48467	TX	VAN ZANDT	5,153,867	4,205,172	82%	U
0406	48499	TX	WOOD	7,723,836	6,685,025	87%	U
0406		TX		38,349,532	9,151,301	24%	R-Co
0406	51007	VA	AMELIA	392,035	392,035	100%	U
0406	51011	VA	APPOMATTOX	645,611	645,611	100%	U
0406	51015	VA	AUGUSTA	7,573,514	5,312,227	70%	U
0406	51019	VA	BEDFORD	1,611,351	1,611,351	100%	U
0406	51021	VA	BLAND	1,097,657	981,428	89%	U
0406	51023	VA	BOTETOURT	1,720,085	1,368,746	80%	U
0406	51025	VA	BRUNSWICK	582,422	582,422	100%	U
0406	51031	VA	CAMPBELL	1,342,169	1,342,169	100%	U
0406	51035	VA	CARROLL	834,357	623,040	75%	U
0406	51037	VA	CHARLOTTE	1,037,432	1,037,432	100%	U
0406	51043	VA	CLARKE	555,758	99,996	18%	U
0406	51045	VA	CRAIG	266,133	194,505	73%	U
0406	51047	VA	CULPEPER	1,460,534	747,407	51%	U
0406	51061	VA	FAUQUIER	2,010,595	597,627	30%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributina Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0406	51063	VA	FLOYD	1,129,485	1,098,246	97%	U
0406	51067	VA	FRANKLIN	9,554,458	8,787,836	92%	U
0406	51069	VA	FREDERICK	253,278	22,755	9%	U
0406	51077	VA	GRAYSON	2,590,174	2,156,241	83%	U
0406	51079	VA	GREENE	66,733	66,733	100%	U
0406	51085	VA	HANOVER	75,171	75,171	100%	U
0406	51089	VA	HENRY	615,638	597,426	97%	U
0406	51101	VA	KING WILLIAM	622,286	622,286	100%	U
0406	51113	VA	MADISON	723,846	537,436	74%	U
0406	51117	VA	MECKLENBURG	426,576	291,354	68%	U
0406	51121	VA	MONTGOMERY	2,332,219	1,785,539	77%	U
0406	51135	VA	NOTTOWAY	525,344	525,344	100%	U
0406	51137	VA	ORANGE	437,148	135,705	31%	U
0406	51141	VA	PATRICK	1,445,914	878,834	61%	U
0406	51143	VA	PITTSYLVANIA	4,021,247	4,011,855	100%	U
0406	51145	VA	POWHATAN	41,825	33,127	79%	U
0406	51147	VA	PRINCE EDWARD	113,265	77,290	68%	U
0406	51153	VA	PRINCE WILLIAM	275,679		0%	U
0406	51155	VA	PULASKI	1,436,474	767,488	53%	U
0406	51161	VA	ROANOKE	3,486,219	3,474,866	100%	U
0406	51163	VA	ROCKBRIDGE	1,325,374	1,161,287	88%	U
0406	51165	VA	ROCKINGHAM	19,755,798	16,324,941	83%	U
0406	51167	VA	RUSSELL	336,664	336,664	100%	U
0406	51169	VA	SCOTT	191,843	191,843	100%	U
0406	51171	VA	SHENANDOAH	2,485,208	1,723,470	69%	U
0406	51173	VA	SMYTH	2,241,851	1,755,783	78%	U
0406	51185	VA	TAZEWELL	828,372	484,633	59%	U
0406	51191	VA	WASHINGTON	3,766,648	2,913,280	77%	U
0406	51197	VA	WYTHE	3,841,767	2,690,863	70%	U
0406		VA		2,408,680	1,945,708	81%	R-Co
0406		WI				n/a	R-St
0406		WV				n/a	R-St
0406		Restricted States		113,525,464	30,482,618	27%	R-St
0406 Total				**1,195,099,408**	**782,106,857**	**65%**	

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0410	1027	AL	CLAY	402,493	402,493	100%	U
0410	1029	AL	CLEBURNE	108,673	108,673	100%	U
0410	1039	AL	COVINGTON	658,172	658,172	100%	U
0410	1043	AL	CULLMAN	1,959,614	1,959,614	100%	U
0410	1047	AL	DALLAS	169,773	169,773	100%	U
0410	1049	AL	DE KALB	383,763	370,214	96%	U
0410	1051	AL	ELMORE	197,787	197,787	100%	U
0410	1057	AL	FAYETTE	507,113	507,113	100%	U
0410	1059	AL	FRANKLIN	852,128	852,128	100%	U
0410	1065	AL	HALE	415,245	415,245	100%	U
0410	1075	AL	LAMAR	427,513	427,513	100%	U
0410	1079	AL	LAWRENCE	212,645	212,645	100%	U
0410	1097	AL	MOBILE	446,363	446,363	100%	U
0410	1103	AL	MORGAN	2,276,666	2,276,666	100%	U
0410		AL		6,909,870	6,655,820	96%	R-Co
0410	5007	AR	BENTON	2,501,820	1,564,330	63%	U
0410	5009	AR	BOONE	384,883	296,576	77%	U
0410	5015	AR	CARROLL	1,430,300	1,003,562	70%	U
0410	5023	AR	CLEBURNE	642,642	542,386	84%	U
0410	5029	AR	CONWAY	2,337,043	2,325,696	100%	U
0410	5045	AR	FAULKNER	2,378,896	2,378,896	100%	U
0410	5047	AR	FRANKLIN	722,411	722,411	100%	U
0410	5049	AR	FULTON	585,874	585,874	100%	U
0410	5083	AR	LOGAN	535,629	535,629	100%	U
0410	5085	AR	LONOKE	964,190	964,190	100%	U
0410	5087	AR	MADISON	700,871	564,696	81%	U
0410	5129	AR	SEARCY	799,101	508,135	64%	U
0410	5137	AR	STONE	272,500	171,738	63%	U
0410	5141	AR	VAN BUREN	1,313,783	1,220,782	93%	U
0410	5143	AR	WASHINGTON	2,656,670	1,646,984	62%	U
0410	5145	AR	WHITE	747,227	667,291	89%	U
0410	5149	AR	YELL	233,561	233,561	100%	U
0410		AR		2,788,156	2,743,837	98%	R-Co
0410		CA				*n/a*	*R-St*
0410		DE				n/a	R-St
0410		FL				n/a	R-St
0410	13033	GA	BURKE	1,695,143	1,643,961	97%	U
0410	13045	GA	CARROLL	237,620	237,620	100%	U
0410	13105	GA	ELBERT	1,616,374	1,616,374	100%	U
0410	13115	GA	FLOYD	134,046	134,046	100%	U
0410	13123	GA	GILMER	730,348	725,236	99%	U
0410	13133	GA	GREENE	3,786,085	3,786,085	100%	U
0410	13139	GA	HALL	707,132	707,132	100%	U
0410	13147	GA	HART	1,333,787	1,333,787	100%	U
0410	13163	GA	JEFFERSON	1,420,930	1,390,537	98%	U
0410	13165	GA	JENKINS	1,410,090	1,269,510	90%	U
0410	13169	GA	JONES	684,978	684,978	100%	U
0410	13171	GA	LAMAR	906,646	906,646	100%	U
0410	13189	GA	MCDUFFIE	1,176,625	1,176,625	100%	U
0410	13211	GA	MORGAN	7,676,505	7,536,596	98%	U

FO 5 and FO 7 Producer Milk By Countv Delivered to Pool Distributinq Plants
Data prepared at the request of Dean Foods Company

W M M	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 21	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 31
0410	13221	GA	OGLETHORPE	1,765,167	1,765,167	100%	U
0410	13233	GA	POLK	212,158	212,158	100%	U
0410	13237	GA	PUTNAM	10,006,540	9,981,963	100%	U
0410	13265	GA	TALIAFERRO	1,018,658	1,018,658	100%	U
0410	13285	GA	TROUP	466,674	466,674	100%	U
0410	13291	GA	UNION	298,028	298,028	100%	U
0410	13295	GA	WALKER	602,705	602,705	100%	U
0410	13301	GA	WARREN	1,034,204	1,034,204	100%	U
0410	13303	GA	WASHINGTON	755,148	730,057	97%	U
0410	13317	GA	WILKES	1,959,189	1,959,189	100%	U
0410		GA		5,450,682	5,375,995	99%	R-CO
0410		IL				n/a	R-St
0410	18005	IN	BARTHOLOMEW	1,065,937	1,035,843	97%	U
0410	18017	IN	CASS	4,747,758	4,698,278	99%	U
0410	18019	IN	CLARK	321,351	321,351	100%	U
0410	18027	IN	DAVIESS	1,721,041	1,721,041	100%	U
0410	18029	IN	DEARBORN	246,370	243,114	99%	U
0410	18037	IN	DUBOIS	4,109,818	4,104,348	100%	U
0410	18039	IN	ELKHART	19,445	19,445	100%	U
0410	18047	IN	FRANKLIN	397,091	370,380	93%	U
0410	18051	IN	GIBSON	1,297,283	1,289,874	99%	U
0410	18055	IN	GREENE	364,532	364,532	100%	U
0410	18061	IN	HARRISON	717,901	717,901	100%	U
0410	18063	IN	HENDRICKS	350,318	350,318	100%	U
0410	18069	IN	HUNTINGTON	5,380,059	4,903,920	91%	U
0410	18071	IN	JACKSON	2,107,007	2,107,007	100%	U
0410	18073	IN	JASPER	17,464,300	17,107,420	98%	U
0410	18077	IN	JEFFERSON	259,062	259,062	100%	U
0410	18079	IN	JENNINGS	191,442	191,442	100%	U
0410	18081	IN	JOHNSON	1,818,589	1,755,410	97%	U
0410	18087	IN	LAGRANGE	31,104	31,104	100%	U
0410	18093	IN	LAWRENCE	383,192	383,192	100%	U
0410	18101	IN	MARTIN	414,391	414,391	100%	U
0410	18111	IN	NEWTON	36,958,280	35,403,360	96%	U
0410	18115	IN	OHIO	300,467	238,116	79%	U
0410	18117	IN	ORANGE	86,144	86,144	100%	U
0410	18123	IN	PERRY	928,921	928,921	100%	U
0410	18129	IN	POSEY	1,156,418	1,156,418	100%	U
0410	18137	IN	RIPLEY	1,431,290	1,397,619	98%	U
0410	18139	IN	RUSH	1,327,577	1,287,480	97%	U
0410	18145	IN	SHELBY	155,058	148,900	96%	U
0410	18147	IN	SPENCER	732,171	732,171	100%	U
0410	18155	IN	SWITZERLAND	505,360	505,360	100%	U
0410	18161	IN	UNION	198,517	94,184	47%	U
0410	18163	IN	VANDERBURGH	619,503	609,201	98%	U
0410	18175	IN	WASHINGTON	2,027,688	2,027,688	100%	U
0410	18177	IN	WAYNE	1,395,596	1,077,525	77%	U
0410		IN		8,163,025	5,559,007	68%	R-Co
0410		KS				n/a	R-St
0410	21001	KY	ADAIR	6,492,850	5,695,494	88%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants
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YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0410	21003	KY	ALLEN	404,689	387,989	96%	U
0410	21005	KY	ANDERSON	744,233	744,233	100%	U
0410	21007	KY	BALLARD	453,519	453,519	100%	U
0410	21009	KY	BARREN	10,789,174	9,111,132	84%	U
0410	21011	KY	BATH	306,065	306,065	100%	U
0410	21015	KY	BOONE	182,045	182,045	100%	U
0410	21021	KY	BOYLE	256,137	256,137	100%	U
0410	21023	KY	BRACKEN	156,392	156,392	100%	U
0410	21027	KY	BRECKINRIDGE	209,069	109,619	52%	U
0410	21029	KY	BULLITT	280,732	276,331	98%	U
0410	21033	KY	CALDWELL	728,644	728,644	100%	U
0410	21039	KY	CARLISLE	423,818	423,818	100%	U
0410	21045	KY	CASEY	2,273,775	2,259,963	99%	U
0410	21047	KY	CHRISTIAN	4,309,908	4,309,908	100%	U
0410	21053	KY	CLINTON	994,123	966,601	97%	U
0410	21055	KY	CRITTENDEN	146,067	146,067	100%	U
0410	21057	KY	CUMBERLAND	303,281	298,106	98%	U
0410	21059	KY	DAVIESS	511,941	511,941	100%	U
0410	21061	KY	EDMONSON	406,142	278,383	69%	U
0410	21069	KY	FLEMING	4,930,849	4,863,981	99%	U
0410	21077	KY	GALLATIN	243,370	243,370	100%	U
0410	21079	KY	GARRARD	1,281,491	1,263,285	99%	U
0410	21081	KY	GRANT	230,010	230,010	100%	U
0410	21083	KY	GRAVES	1,110,014	1,110,014	100%	U
0410	21085	KY	GRAYSON	2,014,347	1,051,822	52%	U
0410	21087	KY	GREEN	2,331,719	1,278,526	55%	U
0410	21093	KY	HARDIN	1,614,121	1,466,067	91%	U
0410	21097	KY	HARRISON	169,318	169,318	100%	U
0410	21099	KY	HART	3,375,001	2,000,993	59%	U
0410	21103	KY	HENRY	1,608,243	1,592,999	99%	U
0410	21109	KY	JACKSON	435,200	435,200	100%	U
0410	21113	KY	JESSAMINE	174,379	75,465	43%	U
0410	21123	KY	LARUE	1,365,573	1,219,883	89%	U
0410	21125	KY	LAUREL	210,901	210,901	100%	U
0410	21135	KY	LEWIS	496,451	496,451	100%	U
0410	21137	KY	LINCOLN	3,598,968	3,579,398	99%	U
0410	21141	KY	LOGAN	5,005,487	4,844,699	97%	U
0410	21151	KY	MADISON	122,120	122,120	100%	U
0410	21155	KY	MARION	4,682,818	4,500,033	96%	U
0410	21161	KY	MASON	2,199,632	2,199,632	100%	U
0410	21145	KY	MCCRACKEN	182,531	182,531	100%	U
0410	21167	KY	MERCER	1,553,438	1,553,438	100%	U
0410	21169	KY	METCALFE	4,172,691	2,864,980	69%	U
0410	21171	KY	MONROE	3,717,248	3,494,747	94%	U
0410	21179	KY	NELSON	3,632,191	3,621,761	100%	U
0410	21185	KY	OLDHAM	372,722	372,722	100%	U
0410	21187	KY	OWEN	83,688	83,688	100%	U
0410	21191	KY	PENDLETON	194,566	194,566	100%	U
0410	21199	KY	PULASKI	3,085,588	3,013,045	98%	U
0410	21201	KY	ROBERTSON	121,948	121,948	100%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

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YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0410	21203	KY	ROCKCASTLE	482,167	450,758	93%	U
0410	21207	KY	RUSSELL	2,952,464	2,895,519	98%	U
0410	21211	KY	SHELBY	2,459,379	2,453,627	100%	U
0410	21213	KY	SIMPSON	1,012,613	1,012,613	100%	U
0410	21215	KY	SPENCER	558,965	534,341	96%	U
0410	21217	KY	TAYLOR	2,822,210	2,019,243	72%	U
0410	21219	KY	TODD	3,849,310	3,498,585	91%	U
0410	21221	KY	TRIGG	264,636	264,636	100%	U
0410	21223	KY	TRIMBLE	230,911	215,700	93%	U
0410	21227	KY	WARREN	4,186,785	3,264,421	78%	U
0410	21229	KY	WASHINGTON	2,251,008	2,251,008	100%	U
0410	21231	KY	WAYNE	458,169	446,877	98%	U
0410		KY		2,538,189	2,475,595	98%	R-Co
0410	22011	LA	BEAUREGARD	402,242	402,242	100%	U
0410	22031	LA	DE SOTO	3,466,871	3,466,871	100%	U
0410	22033	LA	EAST BATON ROUGE	316,058	316,058	100%	U
0410	22037	LA	EAST FELICIANA	449,241	449,241	100%	U
0410	22085	LA	SABINE	393,822	393,822	100%	U
0410	22091	LA	ST. HELENA	3,585,011	3,585,011	100%	U
0410	22105	LA	TANGIPAHOA	12,724,044	12,677,554	100%	U
0410	22117	LA	WASHINGTON	9,047,315	8,717,785	96%	U
0410		LA		993,756	970,204	98%	R-Co
0410	24001	MD	ALLEGANY	37,217	5,947	16%	U
0410	24021	MD	FREDERICK	6,514,615	4,298,309	66%	U
0410	24023	MD	GARRETT	50,603	35,973	71%	U
0410	24043	MD	WASHINGTON	110,535		0%	U
0410		MD		4,656,212	4,069,446	87%	R-Co
0410	26007	MI	ALPENA	96,222	47,537	49%	U
0410	26015	MI	BARRY	4,677,321	1,892,486	40%	U
0410	26069	MI	IOSCO	146,888	54,542	37%	U
0410	26077	MI	KALAMAZOO	6,589,336	2,939,108	45%	U
0410	26091	MI	LENAWEE	2,300,217	910,037	40%	U
0410	26113	MI	MISSAUKEE	2,019,638	490,766	24%	U
0410	26117	MI	MONTCALM	4,905,567	4,748,810	97%	U
0410	26121	MI	MUSKEGON	5,666,360	5,615,820	99%	U
0410	26145	MI	SAGINAW	310,724	274,828	88%	U
0410	26155	MI	SHIAWASSEE	400,118	245,763	61%	U
0410		MI		17,353,530	15,415,803	89%	R-Co
0410	29009	MO	BARRY	3,555,576	526,042	15%	U
0410	29011	MO	BARTON	518,904	140,269	27%	U
0410	29013	MO	BATES	1,126,350	189,325	17%	U
0410	29015	MO	BENTON	370,271		0%	U
0410	29029	MO	CAMDEN	482,889	348,134	72%	U
0410	29031	MO	CAPE GIRARDEAU	508,667	508,667	100%	U
0410	29037	MO	CASS	473,041	196,651	42%	U
0410	29039	MO	CEDAR	334,176	199,755	60%	U
0410	29043	MO	CHRISTIAN	1,642,397	525,372	32%	U
0410	29053	MO	COOPER	535,438		0%	U
0410	29057	MO	DADE	363,908	84,969	23%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0410	29059	MO	DALLAS	4,372,274	2,601,901	60%	U
0410	29067	MO	DOUGLAS	4,825,399	1,975,115	41%	U
0410	29077	MO	GREENE	2,972,746	1,977,315	67%	U
0410	29083	MO	HENRY	433,270	58,234	13%	U
0410	29085	MO	HICKORY	732,406	547,241	75%	U
0410	29091	MO	HOWELL	3,392,303	2,793,227	82%	U
0410	29097	MO	JASPER	1,604,274	344,943	22%	U
0410	29101	MO	JOHNSON	722,477	58,626	8%	U
0410	29105	MO	LACLEDE	6,119,616	3,488,948	57%	U
0410	29107	MO	LAFAYETTE	1,006,741	208,025	21%	U
0410	29109	MO	LAWRENCE	5,272,317	816,588	15%	U
0410	29119	MO	MCDONALD	1,023,684	5,881	1%	U
0410	29145	MO	NEWTON	2,125,391	29,558	1%	U
0410	29149	MO	OREGON	851,710	830,302	97%	U
0410	29153	MO	OZARK	2,086,863	275,318	13%	U
0410	29157	MO	PERRY	115,756	115,756	100%	U
0410	29159	MO	PETTIS	312,572		0%	U
0410	29167	MO	POLK	7,471,320	4,186,001	56%	U
0410	29185	MO	ST. CLAIR	207,969	130,805	63%	U
0410	29209	MO	STONE	1,633,118	429,412	26%	U
0410	29213	MO	TANEY	171,762	120,197	70%	U
0410	29215	MO	TEXAS	5,384,635	2,869,173	53%	U
0410	29225	MO	WEBSTER	8,836,430	5,119,821	58%	U
0410	29229	MO	WRIGHT	15,740,156	6,575,230	42%	U
0410		MO		959,063	434,662	45%	R-Co
0410	28005	MS	AMITE	1,768,072	1,759,549	100%	U
0410	28025	MS	CLAY	126,930	126,930	100%	U
0410	28029	MS	COPIAH	1,029,930	1,029,930	100%	U
0410	28047	MS	HARRISON	295,235	295,235	100%	U
0410	28067	MS	JONES	709,359	709,359	100%	U
0410	28077	MS	LAWRENCE	639,463	606,127	95%	U
0410	28079	MS	LEAKE	499,606	499,606	100%	U
0410	28081	MS	LEE	258,086	258,086	100%	U
0410	28085	MS	LINCOLN	1,933,768	1,925,503	100%	U
0410	28091	MS	MARION	2,405,395	1,990,736	83%	U
0410	28093	MS	MARSHALL	1,029,604	1,029,604	100%	U
0410	28099	MS	NESHOBA	238,831	238,831	100%	U
0410	28101	MS	NEWTON	1,580,634	1,542,576	98%	U
0410	28103	MS	NOXUBEE	1,121,174	1,121,174	100%	U
0410	28109	MS	PEARL RIVER	427,907	427,907	100%	U
0410	28113	MS	PIKE	2,606,855	2,582,691	99%	U
0410	28131	MS	STONE	136,327	136,327	100%	U
0410	28137	MS	TATE	1,057,703	1,057,703	100%	U
0410	28139	MS	TIPPAH	209,521	209,521	100%	U
0410	28147	MS	WALTHALL	3,893,823	3,442,345	88%	U
0410	28159	MS	WINSTON	242,317	242,317	100%	U
0410		MS		6,427,521	6,391,964	99%	R-Co
0410	37001	NC	ALAMANCE	2,926,079	2,926,079	100%	U
0410	37003	NC	ALEXANDER	3,113,130	3,103,656	100%	U
0410	37005	NC	ALLEGHANY	3,724,275	3,254,787	87%	U

FO 5 and FO 7 Producer Milk Bv Countv Delivered to Pool Distributiniq Plants

Data prepared at the request of Dean Foods Company

WMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 21	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 31
0410	37021	NC	BUNCOMBE	1,525,100	1,525,100	100%	U
0410	37025	NC	CABARRUS	282,247	282,247	100%	U
0410	37035	NC	CATAWBA	1,002,029	1,002,029	100%	U
0410	37037	NC	CHATHAM	646,933	646,933	100%	U
0410	37045	NC	CLEVELAND	773,328	773,328	100%	U
0410	37057	NC	DAVIDSON	1,959,117	1,959,117	100%	U
0410	37059	NC	DAVIE	796,843	796,843	100%	U
0410	37067	NC	FORSYTH	321,242	321,242	100%	U
0410	37071	NC	GASTON	2,240,567	2,240,567	100%	U
0410	37077	NC	GRANVILLE	759,896	759,896	100%	U
0410	37081	NC	GUILFORD	2,739,216	2,739,216	100%	U
0410	37083	NC	HALIFAX	811,954	750,551	92%	U
0410	37087	NC	HAYWOOD	2,428,973	2,405,954	99%	U
0410	37089	NC	HENDERSON	3,787,089	3,787,089	100%	U
0410	37097	NC	IREDELL	16,369,475	16,320,334	100%	U
0410	37109	NC	LINCOLN	2,296,273	2,296,273	100%	U
0410	37119	NC	MECKLENBURG	151,118	151,118	100%	U
0410	37135	NC	ORANGE	2,109,183	2,109,183	100%	U
0410	37149	NC	POLK	169,373	169,373	100%	U
0410	37151	NC	RANDOLPH	7,385,276	7,300,800	99%	U
0410	37157	NC	ROCKINGHAM	591,604	591,604	100%	U
0410	37159	NC	ROWAN	3,361,098	3,361,098	100%	U
0410	37167	NC	STANLY	894,343	894,343	100%	U
0410	37171	NC	SURRY	1,010,159	993,851	98%	U
0410	37185	NC	WARREN	620,798	620,798	100%	U
0410	37189	NC	WATAUGA	195,426	119,510	61%	U
0410	37193	NC	WILKES	361,773	356,056	98%	U
0410	37197	NC	YADKIN	3,974,011	3,967,629	100%	U
0410		NC		5,510,873	5,386,860	98%	R-Co
0410		NE				n/a	R-St
0410		NM				n/a	R-St
0410		NY				n/a	R-St
0410	39001	OH	ADAMS	532,262	504,552	95%	U
0410	39005	OH	ASHLAND	29,068	29,068	100%	U
0410	39015	OH	BROWN	261,675	199,254	76%	U
0410	39017	OH	BUTLER	1,054,582	814,606	77%	U
0410	39021	OH	CHAMPAIGN	661,536	151,278	23%	U
0410	39023	OH	CLARK	1,621,330	955,772	59%	U
0410	39027	OH	CLINTON	432,488	338,805	78%	U
0410	39057	OH	GREENE	324,680	70,121	22%	U
0410	39071	OH	HIGHLAND	306,617	268,818	88%	U
0410	39091	OH	LOGAN	374,127	88,605	24%	U
0410	39097	OH	MADISON	4,181,987	2,619,408	63%	U
0410	39109	OH	MIAMI	180,258	36,978	21%	U
0410	39113	OH	MONTGOMERY	265,358	82,711	31%	U
0410	39135	OH	PREBLE	958,637	379,998	40%	U
0410	39171	OH	WILLIAMS	6,320,674	6,320,674	100%	U
0410		OH		1,677,580	1,323,692	79%	R-Co
0410	40001	OK	ADAIR	5,367,301	4,367,689	81%	U
0410	40013	OK	BRYAN	934,592	829,453	89%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0410	40021	OK	CHEROKEE	1,717,939	1,717,939	100%	U
0410	40029	OK	COAL	196,184	110,530	56%	U
0410	40035	OK	CRAIG	460,899	64,887	14%	U
0410	40041	OK	DELAWARE	2,731,629	1,443,691	53%	U
0410	40097	OK	MAYES	3,080,135	993,077	32%	U
0410	40101	OK	MUSKOGEE	1,121,762	845,639	75%	U
0410	40105	OK	NOWATA	214,532		0%	U
0410	40115	OK	OTTAWA	1,068,839		0%	U
0410	40131	OK	ROGERS	615,836	52,243	8%	U
0410	40141	OK	TILLMAN	8,954,908	4,004,616	45%	U
0410	40145	OK	WAGONER	267,324	3,228	1%	U
0410		OK		8,984,494	7,284,078	81%	R-Co
0410	42001	PA	ADAMS	6,602,739	6,453,610	98%	U
0410	42009	PA	BEDFORD	667,064	3,667	1%	U
0410	42013	PA	BLAIR	11,457,746	8,168,342	71%	U
0410	42027	PA	CENTRE	1,125,804	1,089,631	97%	U
0410	42041	PA	CUMBERLAND	4,670,416	2,298,124	49%	U
0410	42055	PA	FRANKLIN	6,324,362	3,291,629	52%	U
0410	42057	PA	FULTON	30,352		0%	U
0410	42061	PA	HUNTINGDON	6,247,488	5,272,807	84%	U
0410	42071	PA	LANCASTER	10,215,913	8,413,999	82%	U
0410	42087	PA	MIFFLIN	38,659		0%	U
0410	42099	PA	PERRY	38,267	38,267	100%	U
0410	42111	PA	SOMERSET	2,965,662	685,821	23%	U
0410		PA		1,093,856	392,496	36%	R-Co
0410	45001	SC	ABBEVILLE	439,379	439,379	100%	U
0410	45007	SC	ANDERSON	1,063,044	1,063,044	100%	U
0410	45009	SC	BAMBERG	1,817,327	1,817,327	100%	U
0410	45037	SC	EDGEFIELD	1,528,163	1,493,039	98%	U
0410	45045	SC	GREENVILLE	463,439	463,439	100%	U
0410	45059	SC	LAURENS	772,894	772,894	100%	U
0410	45071	SC	NEWBERRY	5,252,207	5,194,440	99%	U
0410	45073	SC	OCONEE	313,890	313,890	100%	U
0410	45075	SC	ORANGEBURG	3,655,482	3,655,482	100%	U
0410	45081	SC	SALUDA	1,306,065	1,306,065	100%	U
0410	45083	SC	SPARTANBURG	1,825,703	1,812,715	99%	U
0410	45091	SC	YORK	480,060	480,060	100%	U
0410		SC		2,641,015	2,614,089	99%	R-Co
0410	47003	TN	BEDFORD	1,681,204	1,668,226	99%	U
0410	47007	TN	BLEDSOE	457,730	314,850	69%	U
0410	47009	TN	BLOUNT	915,860	915,860	100%	U
0410	47011	TN	BRADLEY	4,080,740	4,080,740	100%	U
0410	47015	TN	CANNON	551,717	478,907	87%	U
0410	47019	TN	CARTER	437,846	426,937	98%	U
0410	47025	TN	CLAIBORNE	1,014,771	989,172	97%	U
0410	47029	TN	COCKE	800,664	789,252	99%	U
0410	47031	TN	COFFEE	2,157,906	1,571,295	73%	U
0410	47035	TN	CUMBERLAND	2,425,718	1,732,280	71%	U
0410	47041	TN	DE KALB	226,779	214,272	94%	U
0410	47047	TN	FAYETTE	279,079	279,079	100%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants
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YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0410	47049	TN	FENTRESS	506,780	506,780	100%	U
0410	47051	TN	FRANKLIN	1,554,236	1,514,985	97%	U
0410	47053	TN	GIBSON	270,203	270,203	100%	U
0410	47055	TN	GILES	2,019,204	1,775,989	88%	U
0410	47057	TN	GRAINGER	863,118	858,449	99%	U
0410	47059	TN	GREENE	4,934,231	4,853,422	98%	U
0410	47061	TN	GRUNDY	297,824	218,109	73%	U
0410	47063	TN	HAMBLEN	938,828	862,209	92%	U
0410	47073	TN	HAWKINS	679,759	679,759	100%	U
0410	47079	TN	HENRY	2,284,193	2,284,193	100%	U
0410	47085	TN	HUMPHREYS	203,719	203,719	100%	U
0410	47089	TN	JEFFERSON	1,707,972	1,687,653	99%	U
0410	47093	TN	KNOX	783,738	783,738	100%	U
0410	47099	TN	LAWRENCE	2,526,259	1,869,065	74%	U
0410	47103	TN	LINCOLN	1,374,806	1,341,797	98%	U
0410	47105	TN	LOUDON	5,125,170	5,125,170	100%	U
0410	47117	TN	MARSHALL	4,849,360	3,365,364	69%	U
0410	47119	TN	MAURY	2,522,784	2,436,099	97%	U
0410	47107	TN	MCMINN	5,214,082	5,214,082	100%	U
0410	47121	TN	MEIGS	980,529	980,529	100%	U
0410	47123	TN	MONROE	5,710,428	5,710,428	100%	U
0410	47129	TN	MORGAN	284,341	261,696	92%	U
0410	47133	TN	OVERTON	1,535,005	1,311,246	85%	U
0410	47139	TN	POLK	1,365,582	1,365,582	100%	U
0410	47141	TN	PUTNAM	1,026,210	997,692	97%	U
0410	47143	TN	RHEA	233,421	233,421	100%	U
0410	47147	TN	ROBERTSON	2,861,089	2,818,819	99%	U
0410	47149	TN	RUTHERFORD	1,337,978	1,208,878	90%	U
0410	47159	TN	SMITH	444,268	444,268	100%	U
0410	47163	TN	SULLIVAN	952,067	952,067	100%	U
0410	47165	TN	SUMNER	1,217,696	1,167,669	96%	U
0410	47177	TN	WARREN	2,563,917	1,951,743	76%	U
0410	47179	TN	WASHINGTON	5,480,689	5,480,689	100%	U
0410	47183	TN	WEAKLEY	740,815	740,815	100%	U
0410	47185	TN	WHITE	2,843,840	1,844,232	65%	U
0410	47187	TN	WILLIAMSON	756,565	684,871	91%	U
0410	47189	TN	WILSON	575,959	575,959	100%	U
0410		TN		2,349,261	2,141,190	91%	R-Co
0410	48009	TX	ARCHER	2,269,094	1,293,043	57%	U
0410	48017	TX	BAILEY	3,185,190	2,302,810	72%	U
0410	48037	TX	BOWIE	2,440,261	2,440,261	100%	U
0410	48063	TX	CAMP	582,372	582,372	100%	U
0410	48073	TX	CHEROKEE	3,315,568	3,315,568	100%	U
0410	48117	TX	DEAF SMITH	7,194,078	3,561,199	50%	U
0410	48143	TX	ERATH	20,541,731	9,426,848	46%	U
0410	48159	TX	FRANKLIN	5,089,939	4,382,445	86%	U
0410	48223	TX	HOPKINS	32,651,916	28,092,597	86%	U
0410	48231	TX	HUNT	66,038	66,038	100%	U
0410	48251	TX	JOHNSON	2,964,465	2,486,224	84%	U
0410	48277	TX	LAMAR	2,157,594	1,844,133	85%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0410	48343	TX	MORRIS	156,440	46,506	30%	U
0410	48347	TX	NACOGDOCHES	1,184,003	1,184,003	100%	U
0410	48379	TX	RAINS	1,483,155	1,352,977	91%	U
0410	48459	TX	UPSHUR	3,317,182	2,553,122	77%	U
0410	48467	TX	VAN ZANDT	4,866,663	3,572,467	73%	U
0410	48499	TX	WOOD	6,958,632	5,863,404	84%	U
0410		TX		21,728,829	13,817,687	64%	R-Co
0410	51007	VA	AMELIA	220,040	220,040	100%	U
0410	51011	VA	APPOMATTOX	574,797	574,797	100%	U
0410	51015	VA	AUGUSTA	5,502,485	4,741,502	86%	U
0410	51019	VA	BEDFORD	1,607,878	1,607,878	100%	U
0410	51021	VA	BLAND	890,888	890,888	100%	U
0410	51023	VA	BOTETOURT	1,772,227	677,800	38%	U
0410	51025	VA	BRUNSWICK	441,593	441,593	100%	U
0410	51031	VA	CAMPBELL	1,340,589	1,340,589	100%	U
0410	51035	VA	CARROLL	796,231	678,206	85%	U
0410	51037	VA	CHARLOTTE	1,011,547	963,995	95%	U
0410	51043	VA	CLARKE	961,036	693,895	72%	U
0410	51045	VA	CRAIG	245,857	245,857	100%	U
0410	51047	VA	CULPEPER	1,776,879	832,746	47%	U
0410	51061	VA	FAUQUIER	2,806,818	718,986	26%	U
0410	51063	VA	FLOYD	1,196,624	1,196,624	100%	U
0410	51067	VA	FRANKLIN	9,943,784	9,943,784	100%	U
0410	51077	VA	GRAYSON	2,491,489	2,081,218	84%	U
0410	51089	VA	HENRY	704,070	704,070	100%	U
0410	51101	VA	KING WILLIAM	162,988	162,988	100%	U
0410	51113	VA	MADISON	1,224,354	828,716	68%	U
0410	51117	VA	MECKLENBURG	327,328	327,328	100%	U
0410	51121	VA	MONTGOMERY	2,317,102	2,317,102	100%	U
0410	51135	VA	NOTTOWAY	459,928	459,928	100%	U
0410	51137	VA	ORANGE	780,800	537,027	69%	U
0410	51141	VA	PATRICK	1,406,117	931,030	66%	U
0410	51143	VA	PITTSYLVANIA	4,155,976	4,155,976	100%	U
0410	51153	VA	PRINCE WILLIAM	380,512		0%	U
0410	51155	VA	PULASKI	1,476,744	1,261,365	85%	U
0410	51161	VA	ROANOKE	3,628,082	3,590,338	99%	U
0410	51163	VA	ROCKBRIDGE	1,094,022	925,331	85%	U
0410	51165	VA	ROCKINGHAM	19,920,416	18,425,047	92%	U
0410	51167	VA	RUSSELL	311,760	311,760	100%	U
0410	51169	VA	SCOTT	207,631	207,631	100%	U
0410	51171	VA	SHENANDOAH	775,365	376,442	49%	U
0410	51173	VA	SMYTH	2,096,164	1,574,801	75%	U
0410	51185	VA	TAZEWELL	730,938	287,890	39%	U
0410	51191	VA	WASHINGTON	3,601,612	2,811,648	78%	U
0410	51197	VA	WYTHE	3,681,356	2,668,579	72%	U
0410		VA		1,982,723	1,339,081	68%	R-Co
0410		WI				n/a	R-St
0410		WV				n/a	R-St

FO 5 and FO 7 Producer Milk By Countv Delivered to Pool Distributinq Plants

Data prepared at the request of Dean Foods Company

WMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 21	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 31
0410		Restricted States		100,285,133	43,548,697	43%	R-St
0410 Total				**1,094,462,272**	**862,093,997**	**79%**	

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0506	1027	AL	CLAY	492,277	492,277	100%	U
0506	1039	AL	COVINGTON	673,958	673,958	100%	U
0506	1043	AL	CULLMAN	2,497,442	2,497,442	100%	U
0506	1047	AL	DALLAS	439,475	439,475	100%	U
0506	1049	AL	DE KALB	356,754	356,754	100%	U
0506	1057	AL	FAYETTE	748,305	740,682	99%	U
0506	1059	AL	FRANKLIN	1,275,729	1,235,873	97%	U
0506	1065	AL	HALE	744,811	744,811	100%	U
0506	1075	AL	LAMAR	545,239	545,239	100%	U
0506	1079	AL	LAWRENCE	235,488	235,488	100%	U
0506	1103	AL	MORGAN	2,351,169	2,291,889	97%	U
0506	1125	AL	TUSCALOOSA	315,773	315,773	100%	U
0506		AL		7,174,210	7,063,236	98%	R-Co
0506	5007	AR	BENTON	2,590,887	1,441,973	56%	U
0506	5009	AR	BOONE	476,479	401,878	84%	U
0506	5015	AR	CARROLL	1,294,181	1,089,573	84%	U
0506	5023	AR	CLEBURNE	1,219,156	1,142,213	94%	U
0506	5029	AR	CONWAY	1,951,378	1,949,725	100%	U
0506	5045	AR	FAULKNER	2,805,984	2,763,287	98%	U
0506	5047	AR	FRANKLIN	825,486	562,537	68%	U
0506	5049	AR	FULTON	591,783	564,465	95%	U
0506	5083	AR	LOGAN	531,294	531,294	100%	U
0506	5085	AR	LONOKE	1,107,793	1,088,797	98%	U
0506	5087	AR	MADISON	861,855	861,855	100%	U
0506	5129	AR	SEARCY	956,404	402,678	42%	U
0506	5137	AR	STONE	314,739	209,679	67%	U
0506	5141	AR	VAN BUREN	1,474,317	1,418,776	96%	U
0506	5143	AR	WASHINGTON	2,812,435	1,802,228	64%	U
0506	5145	AR	WHITE	809,785	735,239	91%	U
0506	5149	AR	YELL	282,448	282,448	100%	U
0506		AR		2,984,473	2,952,295	99%	R-Co
0506		CA				n/a	R-St
0506		DE				n/a	R-St
0506		FL				n/a	R-St
0506	13021	GA	BIBB	158,531	158,531	100%	U
0506	13033	GA	BURKE	2,656,094	2,529,855	95%	U
0506	13045	GA	CARROLL	334,628	334,628	100%	U
0506	13105	GA	ELBERT	279,850	279,850	100%	U
0506	13115	GA	FLOYD	160,570	160,570	100%	U
0506	13123	GA	GILMER	883,050	883,050	100%	U
0506	13133	GA	GREENE	3,787,988	3,717,493	98%	U
0506	13139	GA	HALL	585,202	585,202	100%	U
0506	13147	GA	HART	1,588,680	1,588,680	100%	U
0506	13153	GA	HOUSTON	391,310	391,310	100%	U
0506	13163	GA	JEFFERSON	1,947,287	1,901,255	98%	U
0506	13165	GA	JENKINS	1,405,355	1,318,949	94%	U
0506	13169	GA	JONES	1,064,747	1,064,747	100%	U
0506	13171	GA	LAMAR	910,008	894,227	98%	U
0506	13193	GA	MACON	911,672	911,672	100%	U
0506	13189	GA	MCDUFFIE	1,327,173	1,327,173	100%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributins Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0506	13207	GA	MONROE	129,954	129,954	100%	U
0506	13211	GA	MORGAN	9,094,055	9,067,290	100%	U
0506	13221	GA	OGLETHORPE	1,972,588	1,972,588	100%	U
0506	13233	GA	POLK	205,517	205,517	100%	U
0506	13237	GA	PUTNAM	10,864,037	10,864,037	100%	U
0506	13265	GA	TALIAFERRO	1,170,092	1,144,764	98%	U
0506	13285	GA	TROUP	471,071	471,071	100%	U
0506	13291	GA	UNION	293,621	293,621	100%	U
0506	13295	GA	WALKER	885,673	871,054	98%	U
0506	13301	GA	WARREN	1,229,650	1,212,585	99%	U
0506	13303	GA	WASHINGTON	783,130	783,130	100%	U
0506	13317	GA	WILKES	2,249,953	2,249,953	100%	U
0506		GA		6,318,094	6,171,931	98%	R-Co
0506		IL				n/a	R-St
0506	18005	IN	BARTHOLOMEW	1,090,967	1,052,831	97%	U
0506	18019	IN	CLARK	291,037	291,037	100%	U
0506	18021	IN	CLAY	173,369	172,004	99%	U
0506	18027	IN	DAVIESS	2,154,181	2,126,135	99%	U
0506	18037	IN	DUBOIS	4,558,668	2,798,844	61%	U
0506	18047	IN	FRANKLIN	422,477	284,392	67%	U
0506	18051	IN	GIBSON	1,460,147	1,460,147	100%	U
0506	18055	IN	GREENE	308,337	308,337	100%	U
0506	18061	IN	HARRISON	759,547	759,547	100%	U
0506	18063	IN	HENDRICKS	377,166	359,549	95%	U
0506	18069	IN	HUNTINGTON	6,568,173	4,812,646	73%	U
0506	18071	IN	JACKSON	1,673,684	1,651,259	99%	U
0506	18073	IN	JASPER	29,868,340	9,713,240	33%	U
0506	18077	IN	JEFFERSON	274,097	274,097	100%	U
0506	18079	IN	JENNINGS	218,164	218,164	100%	U
0506	18081	IN	JOHNSON	1,449,684	1,314,546	91%	U
0506	18093	IN	LAWRENCE	410,534	410,534	100%	U
0506	18101	IN	MARTIN	473,793	463,111	98%	U
0506	18111	IN	NEWTON	37,269,257	11,794,580	32%	U
0506	18115	IN	OHIO	300,183	289,243	96%	U
0506	18119	IN	OWEN	9,185	9,185	100%	U
0506	18123	IN	PERRY	1,272,836	1,272,836	100%	U
0506	18129	IN	POSEY	1,200,295	1,200,295	100%	U
0506	18137	IN	RIPLEY	1,425,417	1,329,952	93%	U
0506	18139	IN	RUSH	1,413,133	1,283,331	91%	U
0506	18147	IN	SPENCER	794,954	794,954	100%	U
0506	18155	IN	SWITZERLAND	616,147	616,147	100%	U
0506	18161	IN	UNION	172,197	159,688	93%	U
0506	18163	IN	VANDERBURGH	692,280	692,280	100%	U
0506	18175	IN	WASHINGTON	2,148,428	2,148,428	100%	U
0506	18177	IN	WAYNE	1,583,153	1,302,860	82%	U
0506		IN		17,096,850	9,518,083	56%	R-Co
0506	20001	KS	ALLEN	1,021,973	93,270	9%	U
0506	20003	KS	ANDERSON	983,655	7,548	1%	U
0506	20011	KS	BOURBON	389,607	68,189	18%	U
0506	20037	KS	CRAWFORD	511,247	23,572	5%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restriction 3/
0506	20045	KS	DOUGLAS	477,960	86,892	18%	U
0506	20073	KS	GREENWOOD	661,046	33,971	5%	U
0506	20091	KS	JOHNSON	346,072		0%	U
0506	20099	KS	LABETTE	84,626		0%	U
0506	20103	KS	LEAVENWORTH	312,002	58,821	19%	U
0506	20107	KS	LINN	851,216	89,129	10%	U
0506	20125	KS	MONTGOMERY	416,972		0%	U
0506	20133	KS	NEOSHO	513,529	7,056	1%	U
0506	20173	KS	SEDGWICK	171,790		0%	U
0506		KS		21,399,825	3,442,697	16%	R-Co
0506	21001	KY	ADAIR	7,450,483	6,275,524	84%	U
0506	21003	KY	ALLEN	338,089	274,604	81%	U
0506	21005	KY	ANDERSON	875,283	875,283	100%	U
0506	21007	KY	BALLARD	420,121	420,121	100%	U
0506	21009	KY	BARREN	10,924,431	9,150,436	84%	U
0506	21011	KY	BATH	275,105	274,777	100%	U
0506	21015	KY	BOONE	148,119	142,392	96%	U
0506	21021	KY	BOYLE	233,889	233,889	100%	U
0506	21023	KY	BRACKEN	281,912	188,898	67%	U
0506	21027	KY	BRECKINRIDGE	250,563	233,663	93%	U
0506	21029	KY	BULLITT	318,658	318,658	100%	U
0506	21033	KY	CALDWELL	758,096	758,096	100%	U
0506	21039	KY	CARLISLE	328,532	328,532	100%	U
0506	21045	KY	CASEY	2,262,468	2,242,114	99%	U
0506	21047	KY	CHRISTIAN	4,988,556	4,988,556	100%	U
0506	21053	KY	CLINTON	997,920	995,231	100%	U
0506	21055	KY	CRITTENDEN	125,917	125,917	100%	U
0506	21057	KY	CUMBERLAND	317,149	301,212	95%	U
0506	21059	KY	DAVIESS	488,086	454,619	93%	U
0506	21061	KY	EDMONSON	398,910	264,204	66%	U
0506	21069	KY	FLEMING	4,961,421	4,961,421	100%	U
0506	21077	KY	GALLATIN	294,646	294,646	100%	U
0506	21079	KY	GARRARD	1,259,934	1,232,329	98%	U
0506	21081	KY	GRANT	196,517	189,471	96%	U
0506	21083	KY	GRAVES	1,237,176	1,237,176	100%	U
0506	21085	KY	GRAYSON	1,965,786	808,081	41%	U
0506	21087	KY	GREEN	2,330,004	1,619,783	70%	U
0506	21093	KY	HARDIN	1,784,811	1,648,283	92%	U
0506	21097	KY	HARRISON	218,469	210,227	96%	U
0506	21099	KY	HART	3,139,344	1,792,350	57%	U
0506	21103	KY	HENRY	1,672,753	1,672,753	100%	U
0506	21109	KY	JACKSON	458,414	458,414	100%	U
0506	21123	KY	LARUE	1,322,526	1,248,691	94%	U
0506	21125	KY	LAUREL	332,593	325,210	98%	U
0506	21135	KY	LEWIS	482,540	482,540	100%	U
0506	21137	KY	LINCOLN	4,378,036	4,374,501	100%	U
0506	21141	KY	LOGAN	5,477,223	5,477,223	100%	U
0506	21151	KY	MADISON	133,577	131,204	98%	U
0506	21155	KY	MARION	5,016,572	5,014,934	100%	U
0506	21161	KY	MASON	2,152,694	2,130,482	99%	U

FO 5 and FO 7 Producer Milk By Countv Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0506	21167	KY	MERCER	1,652,026	1,652,026	100%	U
0506	21169	KY	METCALFE	4,306,125	2,956,567	69%	U
0506	21171	KY	MONROE	3,805,064	3,079,621	81%	U
0506	21179	KY	NELSON	3,693,362	3,693,362	100%	U
0506	21185	KY	OLDHAM	345,953	345,953	100%	U
0506	21187	KY	OWEN	102,598	100,952	98%	U
0506	21191	KY	PENDLETON	159,266	153,069	96%	U
0506	21199	KY	PULASKI	2,928,830	2,872,720	98%	U
0506	21201	KY	ROBERTSON	137,942	137,942	100%	U
0506	21203	KY	ROCKCASTLE	584,482	574,990	98%	U
0506	21207	KY	RUSSELL	2,936,990	2,856,585	97%	U
0506	21211	KY	SHELBY	2,496,844	2,496,844	100%	U
0506	21213	KY	SIMPSON	1,337,969	1,299,007	97%	U
0506	21215	KY	SPENCER	573,525	573,525	100%	U
0506	21217	KY	TAYLOR	2,902,244	2,448,809	84%	U
0506	21219	KY	TODD	4,435,238	4,435,238	100%	U
0506	21221	KY	TRIGG	321,526	321,526	100%	U
0506	21223	KY	TRIMBLE	239,844	239,844	100%	U
0506	21227	KY	WARREN	4,436,708	3,388,482	76%	U
0506	21229	KY	WASHINGTON	2,398,231	2,398,231	100%	U
0506	21231	KY	WAYNE	420,831	420,831	100%	U
0506		KY		2,472,596	2,455,588	99%	R-Co
0506	22011	LA	BEAUREGARD	529,212	529,212	100%	U
0506	22031	LA	DE SOTO	3,771,758	3,771,758	100%	U
0506	22033	LA	EAST BATON ROUGE	428,164	427,208	100%	U
0506	22037	LA	EAST FELICIANA	525,087	525,087	100%	U
0506	22085	LA	SABINE	542,913	542,913	100%	U
0506	22091	LA	ST. HELENA	4,227,428	4,159,292	98%	U
0506	22105	LA	TANGIPAHOA	13,990,321	13,525,542	97%	U
0506	22117	LA	WASHINGTON	10,256,856	9,093,138	89%	U
0506		LA		1,245,871	1,236,458	99%	R-Co
0506		MD				n/a	R-St
0506	26057	MI	GRATIOT	576,302	98,121	17%	U
0506	26077	MI	KALAMAZOO	2,026,841	1,185,292	58%	U
0506	26091	MI	LENAWEE	2,588,330	2,588,330	100%	U
0506	26139	MI	OTTAWA	11,534,059	4,767,361	41%	U
0506		MI		23,705,007	14,652,691	62%	R-Co
0506	29009	MO	BARRY	3,517,985	145,786	4%	U
0506	29011	MO	BARTON	753,692	28,331	4%	U
0506	29013	MO	BATES	943,485		0%	U
0506	29015	MO	BENTON	450,069	101,833	23%	U
0506	29029	MO	CAMDEN	565,060	483,392	86%	U
0506	29031	MO	CAPE GIRARDEAU	405,924	405,924	100%	U
0506	29039	MO	CEDAR	429,398	303,147	71%	U
0506	29043	MO	CHRISTIAN	1,947,207	497,668	26%	U
0506	29057	MO	DADE	532,855	208,387	39%	U
0506	29059	MO	DALLAS	4,930,642	3,462,676	70%	U
0506	29067	MO	DOUGLAS	5,134,584	2,424,455	47%	U
0506	29077	MO	GREENE	3,516,024	2,607,641	74%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0506	29083	MO	HENRY	148,957		0%	U
0506	29085	MO	HICKORY	731,052	582,058	80%	U
0506	29091	MO	HOWELL	4,039,786	2,396,888	59%	U
0506	29097	MO	JASPER	1,814,205	272,240	15%	U
0506	29099	MO	JEFFERSON	202,016	202,016	100%	U
0506	29101	MO	JOHNSON	304,733	20,046	7%	U
0506	29105	MO	LACLEDE	6,086,007	3,656,331	60%	U
0506	29107	MO	LAFAYETTE	981,159	60,042	6%	U
0506	29109	MO	LAWRENCE	6,022,768	221,167	4%	U
0506	29119	MO	MCDONALD	1,012,466	64,859	6%	U
0506	29135	MO	MONITEAU	22,045		0%	U
0506	29141	MO	MORGAN	66,316		0%	U
0506	29145	MO	NEWTON	2,548,118	181,843	7%	U
0506	29149	MO	OREGON	821,440	784,835	96%	U
0506	29153	MO	OZARK	2,176,981	749,884	34%	U
0506	29157	MO	PERRY	59,523	59,523	100%	U
0506	29159	MO	PETTIS	301,849	96,522	32%	U
0506	29167	MO	POLK	7,993,461	5,650,292	71%	U
0506	29185	MO	ST. CLAIR	231,995	157,302	68%	U
0506	29209	MO	STONE	2,237,413	221,261	10%	U
0506	29213	MO	TANEY	203,259	167,506	82%	U
0506	29215	MO	TEXAS	5,287,108	2,365,217	45%	U
0506	29225	MO	WEBSTER	9,012,033	5,515,307	61%	U
0506	29229	MO	WRIGHT	17,111,183	6,104,236	36%	U
0506		MO		1,263,943	498,836	39%	R-Co
0506	28005	MS	AMITE	1,915,521	1,909,148	100%	U
0506	28025	MS	CLAY	117,180	117,180	100%	U
0506	28029	MS	COPIAH	1,155,047	1,135,642	98%	U
0506	28047	MS	HARRISON	383,026	291,769	76%	U
0506	28067	MS	JONES	850,730	732,181	86%	U
0506	28077	MS	LAWRENCE	506,025	484,019	96%	U
0506	28079	MS	LEAKE	534,742	388,539	73%	U
0506	28081	MS	LEE	268,501	268,501	100%	U
0506	28085	MS	LINCOLN	2,260,965	2,255,320	100%	U
0506	28091	MS	MARION	2,874,165	2,332,324	81%	U
0506	28093	MS	MARSHALL	1,460,127	1,460,127	100%	U
0506	28099	MS	NESHOBA	264,993	237,935	90%	U
0506	28101	MS	NEWTON	1,810,495	1,558,495	86%	U
0506	28103	MS	NOXUBEE	1,362,531	1,340,764	98%	U
0506	28109	MS	PEARL RIVER	372,258	372,258	100%	U
0506	28113	MS	PIKE	2,953,676	2,807,586	95%	U
0506	28131	MS	STONE	154,547	154,547	100%	U
0506	28137	MS	TATE	1,365,418	1,365,418	100%	U
0506	28147	MS	WALTHALL	3,946,109	3,632,544	92%	U
0506	28159	MS	WINSTON	213,860	213,860	100%	U
0506		MS		8,032,468	7,136,975	89%	R-Co
0506	37001	NC	ALAMANCE	3,109,530	2,956,999	95%	U
0506	37003	NC	ALEXANDER	3,572,700	3,570,145	100%	U
0506	37005	NC	ALLEGHANY	3,663,852	3,296,369	90%	U
0506	37021	NC	BUNCOMBE	1,492,948	1,492,948	100%	U

FO 5 and FO 7 Producer Milk Bv Countv Delivered to Pool Distributins Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0506	37025	NC	CABARRUS	265,480	265,480	100%	U
0506	37035	NC	CATAWBA	929,339	929,339	100%	U
0506	37037	NC	CHATHAM	676,064	676,064	100%	U
0506	37045	NC	CLEVELAND	772,701	772,701	100%	U
0506	37057	NC	DAVIDSON	2,284,183	2,284,183	100%	U
0506	37059	NC	DAVIE	1,035,941	1,035,941	100%	U
0506	37063	NC	DURHAM	271,708	271,708	100%	U
0506	37067	NC	FORSYTH	334,336	334,336	100%	U
0506	37071	NC	GASTON	2,400,384	2,400,384	100%	U
0506	37077	NC	GRANVILLE	843,505	833,158	99%	U
0506	37081	NC	GUILFORD	3,074,761	3,049,924	99%	U
0506	37083	NC	HALIFAX	856,209	856,209	100%	U
0506	37087	NC	HAYWOOD	2,587,120	2,587,120	100%	U
0506	37089	NC	HENDERSON	4,083,374	4,083,374	100%	U
0506	37097	NC	IREDELL	18,564,762	18,445,832	99%	U
0506	37109	NC	LINCOLN	2,501,264	2,501,264	100%	U
0506	37119	NC	MECKLENBURG	150,426	150,426	100%	U
0506	37135	NC	ORANGE	2,143,615	2,143,615	100%	U
0506	37149	NC	POLK	192,403	192,403	100%	U
0506	37151	NC	RANDOLPH	8,183,026	8,141,645	99%	U
0506	37157	NC	ROCKINGHAM	624,147	624,147	100%	U
0506	37159	NC	ROWAN	3,264,481	3,264,481	100%	U
0506	37167	NC	STANLY	1,038,898	1,038,898	100%	U
0506	37171	NC	SURRY	974,963	974,963	100%	U
0506	37185	NC	WARREN	811,793	811,793	100%	U
0506	37189	NC	WATAUGA	138,508	88,473	64%	U
0506	37193	NC	WILKES	342,588	342,588	100%	U
0506	37197	NC	YADKIN	4,506,297	4,506,297	100%	U
0506		NC		6,326,377	6,289,398	99%	R-Co
0506		NE				n/a	R-St
0506		NM				n/a	R-St
0506	39001	OH	ADAMS	716,204	716,204	100%	U
0506	39011	OH	AUGLAIZE	3,003,773	935,008	31%	U
0506	39015	OH	BROWN	149,976	80,041	53%	U
0506	39017	OH	BUTLER	1,118,762	665,201	59%	U
0506	39027	OH	CLINTON	401,951	296,031	74%	U
0506	39037	OH	DARKE	472,601	33,629	7%	U
0506	39071	OH	HIGHLAND	562,879	376,322	67%	U
0506	39097	OH	MADISON	4,602,300	1,857,431	40%	U
0506	39107	OH	MERCER	1,638,251	126,033	8%	U
0506	39135	OH	PREBLE	557,785	367,601	66%	U
0506	39141	OH	ROSS	155,728	93,600	60%	U
0506	39149	OH	SHELBY	564,265	48,014	9%	U
0506	39171	OH	WILLIAMS	7,426,873	4,906,805	66%	U
0506		OH		5,146,610	1,987,074	39%	R-Co
0506	40001	OK	ADAIR	5,206,984	4,302,088	83%	U
0506	40013	OK	BRYAN	403,464	195,458	48%	U
0506	40021	OK	CHEROKEE	2,061,641	2,053,019	100%	U
0506	40029	OK	COAL	245,625	197,594	80%	U
0506	40035	OK	CRAIG	437,440		0%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0506	40041	OK	DELAWARE	3,269,331	1,669,633	51%	U
0506	40097	OK	MAYES	3,417,646	915,332	27%	U
0506	40101	OK	MUSKOGEE	1,234,022	860,396	70%	U
0506	40105	OK	NOWATA	216,110		0%	U
0506	40115	OK	OTTAWA	1,154,035		0%	U
0506	40131	OK	ROGERS	462,821		0%	U
0506	40141	OK	TILLMAN	10,448,577	4,771,254	46%	U
0506	40145	OK	WAGONER	291,125		0%	U
0506		OK		677,924	468,228	69%	R-Co
0506	42009	PA	BEDFORD	452,553		0%	U
0506	42013	PA	BLAIR	9,180,993	1,148,162	13%	U
0506	42051	PA	FAYETTE	546,965		0%	U
0506	42055	PA	FRANKLIN	9,140,177	408,139	4%	U
0506	42057	PA	FULTON	387,736		0%	U
0506	42061	PA	HUNTINGDON	4,621,296	359,575	8%	U
0506	42071	PA	LANCASTER	9,695,730	6,130,799	63%	U
0506	42087	PA	MIFFLIN	746,159		0%	U
0506	42109	PA	SNYDER	795,505		0%	U
0506	42119	PA	UNION	71,117		0%	U
0506		PA		3,401,405	1,099,244	32%	R-Co
0506	45001	SC	ABBEVILLE	539,689	539,689	100%	U
0506	45007	SC	ANDERSON	1,140,709	1,140,709	100%	U
0506	45009	SC	BAMBERG	2,236,600	2,236,600	100%	U
0506	45037	SC	EDGEFIELD	1,826,191	1,826,191	100%	U
0506	45059	SC	LAURENS	810,158	810,158	100%	U
0506	45071	SC	NEWBERRY	5,393,305	5,314,332	99%	U
0506	45073	SC	OCONEE	344,273	344,273	100%	U
0506	45075	SC	ORANGEBURG	4,411,669	4,411,669	100%	U
0506	45081	SC	SALUDA	1,378,493	1,378,493	100%	U
0506	45083	SC	SPARTANBURG	1,903,762	1,887,631	99%	U
0506	45091	SC	YORK	556,324	556,324	100%	U
0506		SC		3,333,208	3,333,208	100%	R-Co
0506	47003	TN	BEDFORD	1,540,872	1,512,817	98%	U
0506	47007	TN	BLEDSOE	489,896	247,537	51%	U
0506	47009	TN	BLOUNT	818,557	522,980	64%	U
0506	47011	TN	BRADLEY	4,683,598	4,619,453	99%	U
0506	47015	TN	CANNON	752,372	642,903	85%	U
0506	47019	TN	CARTER	475,416	462,213	97%	U
0506	47025	TN	CLAIBORNE	1,101,530	1,088,231	99%	U
0506	47029	TN	COCKE	900,336	802,102	89%	U
0506	47031	TN	COFFEE	2,310,500	1,329,444	58%	U
0506	47035	TN	CUMBERLAND	2,520,509	1,751,043	69%	U
0506	47049	TN	FENTRESS	475,478	475,478	100%	U
0506	47051	TN	FRANKLIN	1,674,014	1,674,014	100%	U
0506	47053	TN	GIBSON	491,419	491,419	100%	U
0506	47055	TN	GILES	1,907,351	1,899,555	100%	U
0506	47057	TN	GRAINGER	980,414	841,696	86%	U
0506	47059	TN	GREENE	5,086,659	4,631,876	91%	U
0506	47061	TN	GRUNDY	317,389	254,698	80%	U
0506	47063	TN	HAMBLEN	990,503	865,687	87%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0506	47073	TN	HAWKINS	600,485	500,563	83%	U
0506	47079	TN	HENRY	2,717,279	2,717,279	100%	U
0506	47089	TN	JEFFERSON	1,884,339	1,819,479	97%	U
0506	47093	TN	KNOX	753,276	687,484	91%	U
0506	47099	TN	LAWRENCE	2,298,661	2,265,609	99%	U
0506	47103	TN	LINCOLN	1,390,752	1,277,662	92%	U
0506	47105	TN	LOUDON	5,996,659	5,528,042	92%	U
0506	47117	TN	MARSHALL	5,406,839	4,242,535	78%	U
0506	47119	TN	MAURY	2,775,942	2,679,400	97%	U
0506	47107	TN	MCMINN	5,667,504	5,561,854	98%	U
0506	47121	TN	MEIGS	900,755	845,015	94%	U
0506	47123	TN	MONROE	5,876,900	5,465,167	93%	U
0506	47129	TN	MORGAN	232,849	218,533	94%	U
0506	47133	TN	OVERTON	1,463,165	995,695	68%	U
0506	47139	TN	POLK	1,382,001	1,382,001	100%	U
0506	47141	TN	PUTNAM	1,117,556	1,098,415	98%	U
0506	47143	TN	RHEA	255,640	255,640	100%	U
0506	47147	TN	ROBERTSON	3,307,363	3,261,855	99%	U
0506	47149	TN	RUTHERFORD	1,688,394	1,512,317	90%	U
0506	47159	TN	SMITH	477,458	394,373	83%	U
0506	47163	TN	SULLIVAN	837,320	736,944	88%	U
0506	47165	TN	SUMNER	1,313,273	1,300,661	99%	U
0506	47177	TN	WARREN	2,941,923	1,890,245	64%	U
0506	47179	TN	WASHINGTON	6,039,742	5,545,000	92%	U
0506	47183	TN	WEAKLEY	402,514	402,514	100%	U
0506	47185	TN	WHITE	3,185,893	1,254,341	39%	U
0506	47187	TN	WILLIAMSON	778,588	751,991	97%	U
0506	47189	TN	WILSON	639,288	639,288	100%	U
0506		TN		3,019,914	2,711,891	90%	R-Co
0506	48009	TX	ARCHER	1,516,582	1,516,582	100%	U
0506	48037	TX	BOWIE	3,400,279	3,198,145	94%	U
0506	48063	TX	CAMP	718,214	252,903	35%	U
0506	48069	TX	CASTRO	6,259,174	2,476,839	40%	U
0506	48073	TX	CHEROKEE	4,295,300	3,937,393	92%	U
0506	48093	TX	COMANCHE	9,243,388	3,055,611	33%	U
0506	48117	TX	DEAF SMITH	9,561,129	2,592,009	27%	U
0506	48143	TX	ERATH	12,542,469	6,533,671	52%	U
0506	48159	TX	FRANKLIN	5,656,968	3,106,002	55%	U
0506	48223	TX	HOPKINS	32,647,031	24,151,503	74%	U
0506	48251	TX	JOHNSON	1,636,137	243,678	15%	U
0506	48277	TX	LAMAR	2,056,679	1,560,652	76%	U
0506	48347	TX	NACOGDOCHES	1,154,902	1,154,902	100%	U
0506	48379	TX	RAINS	955,841	704,306	74%	U
0506	48399	TX	RUNNELS	1,287,186	50,020	4%	U
0506	48451	TX	TOM GREEN	1,796,673	48,225	3%	U
0506	48459	TX	UPSHUR	4,780,298	3,931,423	82%	U
0506	48467	TX	VAN ZANDT	5,862,634	4,315,663	74%	U
0506	48499	TX	WOOD	9,490,870	7,387,476	78%	U
0506		TX		15,255,785	5,765,746	38%	R-Co
0506	51007	VA	AMELIA	421,655	321,188	76%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributinn Plants

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0506	51011	VA	APPOMATTOX	516,152	516,152	100%	U
0506	51015	VA	AUGUSTA	7,370,665	6,330,857	86%	U
0506	51019	VA	BEDFORD	1,868,631	1,737,583	93%	U
0506	51021	VA	BLAND	921,742	539,567	59%	U
0506	51023	VA	BOTETOURT	1,883,723	1,582,582	84%	U
0506	51025	VA	BRUNSWICK	600,846	591,291	98%	U
0506	51031	VA	CAMPBELL	1,483,819	1,483,819	100%	U
0506	51035	VA	CARROLL	853,277	700,781	82%	U
0506	51037	VA	CHARLOTTE	628,761	605,942	96%	U
0506	51043	VA	CLARKE	967,896	499,191	52%	U
0506	51045	VA	CRAIG	293,003	293,003	100%	U
0506	51047	VA	CULPEPER	1,670,512	398,908	24%	U
0506	51061	VA	FAUQUIER	3,700,232	755,133	20%	U
0506	51063	VA	FLOYD	1,274,888	1,246,950	98%	U
0506	51067	VA	FRANKLIN	10,917,384	10,334,805	95%	U
0506	51069	VA	FREDERICK	130,402	10,890	8%	U
0506	51077	VA	GRAYSON	2,768,335	2,366,678	85%	U
0506	51089	VA	HENRY	559,702	541,271	97%	U
0506	51101	VA	KING WILLIAM	469,817	469,817	100%	U
0506	51113	VA	MADISON	1,575,139	945,885	60%	U
0506	51117	VA	MECKLENBURG	490,006	337,050	69%	U
0506	51121	VA	MONTGOMERY	2,492,505	2,062,706	83%	U
0506	51135	VA	NOTTOWAY	569,610	553,198	97%	U
0506	51137	VA	ORANGE	627,742	336,879	54%	U
0506	51143	VA	PITTSYLVANIA	4,761,749	4,673,871	98%	U
0506	51153	VA	PRINCE WILLIAM	659,302		0%	U
0506	51155	VA	PULASKI	1,398,334	963,157	69%	U
0506	51161	VA	ROANOKE	4,059,266	4,059,266	100%	U
0506	51163	VA	ROCKBRIDGE	1,013,730	513,348	51%	U
0506	51165	VA	ROCKINGHAM	22,329,454	19,486,291	87%	U
0506	51167	VA	RUSSELL	326,347	322,883	99%	U
0506	51169	VA	SCOTT	182,421	182,421	100%	U
0506	51171	VA	SHENANDOAH	1,404,848	618,007	44%	U
0506	51173	VA	SMYTH	2,172,898	1,490,902	69%	U
0506	51185	VA	TAZEWELL	720,273	279,940	39%	U
0506	51191	VA	WASHINGTON	3,935,035	3,153,723	80%	U
0506	51197	VA	WYTHE	4,077,015	3,028,487	74%	U
0506		VA		3,651,042	2,609,966	71%	R-Co
0506		WI				n/a	R-St
0506		WV				n/a	R-St
0506		Restricted States		139,128,061	35,408,448	25%	R-St
0506 Total				**1,217,551,324**	**799,615,415**	**66%**	

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

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0510	1027	AL	CLAY	404,613	404,613	100%	U
0510	1039	AL	COVINGTON	28,535	28,535	100%	U
0510	1043	AL	CULLMAN	2,185,007	2,185,007	100%	U
0510	1047	AL	DALLAS	302,644	302,644	100%	U
0510	1049	AL	DE KALB	320,300	320,300	100%	U
0510	1057	AL	FAYETTE	639,726	639,726	100%	U
0510	1059	AL	FRANKLIN	860,936	860,936	100%	U
0510	1065	AL	HALE	481,940	481,940	100%	U
0510	1075	AL	LAMAR	473,154	473,154	100%	U
0510	1079	AL	LAWRENCE	184,048	184,048	100%	U
0510	1103	AL	MORGAN	1,679,036	1,679,036	100%	U
0510		AL		5,981,815	5,981,815	100%	R-Co
0510	5007	AR	BENTON	2,171,492	1,488,041	69%	U
0510	5009	AR	BOONE	471,738	459,545	97%	U
0510	5015	AR	CARROLL	1,145,837	1,116,615	97%	U
0510	5023	AR	CLEBURNE	1,031,828	1,007,117	98%	U
0510	5029	AR	CONWAY	1,913,679	1,897,918	99%	U
0510	5045	AR	FAULKNER	938,176	908,945	97%	U
0510	5047	AR	FRANKLIN	635,273	635,273	100%	U
0510	5049	AR	FULTON	583,225	581,287	100%	U
0510	5083	AR	LOGAN	491,494	491,494	100%	U
0510	5085	AR	LONOKE	1,024,853	1,024,853	100%	U
0510	5087	AR	MADISON	659,410	659,410	100%	U
0510	5129	AR	SEARCY	783,165	649,286	83%	U
0510	5137	AR	STONE	248,069	221,949	89%	U
0510	5141	AR	VAN BUREN	1,373,026	1,275,395	93%	U
0510	5143	AR	WASHINGTON	2,099,291	1,234,158	59%	U
0510	5145	AR	WHITE	688,588	666,132	97%	U
0510	5149	AR	YELL	214,335	214,335	100%	U
0510		AR		2,793,334	2,786,430	100%	R-Co
0510		CA				n/a	R-St
0510		DE				n/a	R-St
0510		FL				n/a	R-St
0510	13001	GA	APPLING	633,847	633,847	100%	U
0510	13033	GA	BURKE	2,232,428	2,129,788	95%	U
0510	13105	GA	ELBERT	210,168	210,168	100%	U
0510	13115	GA	FLOYD	108,774	108,774	100%	U
0510	13123	GA	GILMER	637,681	637,681	100%	U
0510	13133	GA	GREENE	3,188,571	3,091,396	97%	U
0510	13139	GA	HALL	410,753	410,753	100%	U
0510	13163	GA	JEFFERSON	1,207,653	1,207,653	100%	U
0510	13165	GA	JENKINS	508,579	508,579	100%	U
0510	13169	GA	JONES	706,736	706,736	100%	U
0510	13193	GA	MACON	9,919,174	9,919,174	100%	U
0510	13189	GA	MCDUFFIE	1,121,999	1,121,999	100%	U
0510	13211	GA	MORGAN	6,256,405	6,231,643	100%	U
0510	13221	GA	OGLETHORPE	467,313	467,313	100%	U
0510	13233	GA	POLK	161,226	161,226	100%	U
0510	13237	GA	PUTNAM	9,162,432	9,101,670	99%	U
0510	13265	GA	TALIAFERRO	1,094,262	1,073,479	98%	U

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0510	13285	GA	TROUP	462,519	462,519	100%	U
0510	13291	GA	UNION	167,921	167,921	100%	U
0510	13295	GA	WALKER	692,801	692,801	100%	U
0510	13301	GA	WARREN	1,032,529	1,032,529	100%	U
0510	13303	GA	WASHINGTON	684,532	684,532	100%	U
0510	13317	GA	WILKES	1,947,265	1,939,680	100%	U
0510		GA		5,935,457	5,857,682	99%	R-Co
0510		IL				n/a	R-St
0510	18005	IN	BARTHOLOMEW	1,037,969	1,037,969	100%	U
0510	18017	IN	CASS	5,008,598	4,059,838	81%	U
0510	18019	IN	CLARK	296,779	296,779	100%	U
0510	18021	IN	CLAY	939,582	919,286	98%	U
0510	18027	IN	DAVIESS	1,936,306	1,794,540	93%	U
0510	18037	IN	DUBOIS	3,963,166	3,824,697	97%	U
0510	18047	IN	FRANKLIN	501,317	409,227	82%	U
0510	18051	IN	GIBSON	1,316,338	1,024,443	78%	U
0510	18055	IN	GREENE	570,822	570,822	100%	U
0510	18061	IN	HARRISON	615,176	615,176	100%	U
0510	18063	IN	HENDRICKS	386,942	386,942	100%	U
0510	18069	IN	HUNTINGTON	6,025,984	5,829,808	97%	U
0510	18071	IN	JACKSON	1,614,977	1,597,127	99%	U
0510	18073	IN	JASPER	14,314,320	13,629,840	95%	U
0510	18077	IN	JEFFERSON	244,706	244,706	100%	U
0510	18081	IN	JOHNSON	1,331,622	1,238,792	93%	U
0510	18093	IN	LAWRENCE	490,532	490,532	100%	U
0510	18101	IN	MARTIN	490,450	464,853	95%	U
0510	18109	IN	MORGAN	984,483	984,483	100%	U
0510	18111	IN	NEWTON	34,441,366	32,331,103	94%	U
0510	18115	IN	OHIO	293,416	293,416	100%	U
0510	18119	IN	OWEN	203,489	203,489	100%	U
0510	18123	IN	PERRY	1,000,519	945,122	94%	U
0510	18129	IN	POSEY	1,098,855	863,797	79%	U
0510	18137	IN	RIPLEY	1,258,513	1,258,513	100%	U
0510	18139	IN	RUSH	1,222,332	1,222,332	100%	U
0510	18143	IN	SCOTT	154,950	154,950	100%	U
0510	18147	IN	SPENCER	688,728	659,658	96%	U
0510	18155	IN	SWITZERLAND	542,102	542,102	100%	U
0510	18161	IN	UNION	230,587	170,271	74%	U
0510	18163	IN	VANDERBURGH	550,635	431,113	78%	U
0510	18175	IN	WASHINGTON	1,819,235	1,819,235	100%	U
0510	18177	IN	WAYNE	1,639,397	1,401,820	86%	U
0510		IN		9,077,282	6,853,183	75%	R-Co
0510		KS				n/a	R-St
0510	21001	KY	ADAIR	6,790,911	6,375,510	94%	U
0510	21003	KY	ALLEN	295,005	282,997	96%	U
0510	21005	KY	ANDERSON	840,773	840,773	100%	U
0510	21007	KY	BALLARD	391,660	391,660	100%	U
0510	21009	KY	BARREN	9,809,595	7,987,790	81%	U
0510	21011	KY	BATH	246,149	239,802	97%	U
0510	21015	KY	BOONE	106,808	106,808	100%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

WMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0510	21021	KY	BOYLE	208,739	208,739	100%	U
0510	21023	KY	BRACKEN	124,739	124,739	100%	U
0510	21027	KY	BRECKINRIDGE	219,624	167,258	76%	U
0510	21029	KY	BULLITT	286,734	286,734	100%	U
0510	21033	KY	CALDWELL	613,077	613,077	100%	U
0510	21039	KY	CARLISLE	303,450	303,450	100%	U
0510	21045	KY	CASEY	2,000,373	1,996,435	100%	U
0510	21047	KY	CHRISTIAN	4,343,266	4,343,266	100%	U
0510	21053	KY	CLINTON	875,574	861,367	98%	U
0510	21057	KY	CUMBERLAND	286,697	271,221	95%	U
0510	21059	KY	DAVIESS	380,247	380,247	100%	U
0510	21061	KY	EDMONSON	457,831	326,586	71%	U
0510	21069	KY	FLEMING	4,389,920	4,348,130	99%	U
0510	21077	KY	GALLATIN	271,174	271,174	100%	U
0510	21079	KY	GARRARD	1,041,807	1,033,973	99%	U
0510	21081	KY	GRANT	158,212	158,212	100%	U
0510	21083	KY	GRAVES	1,117,261	1,117,261	100%	U
0510	21085	KY	GRAYSON	2,008,204	948,636	47%	U
0510	21087	KY	GREEN	2,174,029	1,762,534	81%	U
0510	21093	KY	HARDIN	1,713,518	1,326,288	77%	U
0510	21097	KY	HARRISON	210,284	210,284	100%	U
0510	21099	KY	HART	2,846,799	2,056,141	72%	U
0510	21103	KY	HENRY	1,410,958	1,410,958	100%	U
0510	21109	KY	JACKSON	404,756	404,756	100%	U
0510	21123	KY	LARUE	1,313,095	1,109,449	84%	U
0510	21125	KY	LAUREL	248,420	248,420	100%	U
0510	21135	KY	LEWIS	457,962	449,715	98%	U
0510	21137	KY	LINCOLN	3,958,077	3,928,713	99%	U
0510	21141	KY	LOGAN	5,412,190	5,330,182	98%	U
0510	21151	KY	MADISON	109,643	109,643	100%	U
0510	21155	KY	MARION	4,764,986	4,553,597	96%	U
0510	21161	KY	MASON	1,669,803	1,666,618	100%	U
0510	21167	KY	MERCER	1,444,497	1,444,497	100%	U
0510	21169	KY	METCALFE	4,182,258	3,299,170	79%	U
0510	21171	KY	MONROE	3,252,220	3,170,269	97%	U
0510	21179	KY	NELSON	3,365,466	3,365,466	100%	U
0510	21185	KY	OLDHAM	276,728	276,728	100%	U
0510	21187	KY	OWEN	90,644	90,644	100%	U
0510	21191	KY	PENDLETON	141,709	141,709	100%	U
0510	21199	KY	PULASKI	2,706,625	2,597,086	96%	U
0510	21201	KY	ROBERTSON	125,177	125,177	100%	U
0510	21203	KY	ROCKCASTLE	540,254	527,398	98%	U
0510	21207	KY	RUSSELL	2,722,896	2,660,580	98%	U
0510	21211	KY	SHELBY	2,364,915	2,364,915	100%	U
0510	21213	KY	SIMPSON	1,133,469	1,133,469	100%	U
0510	21215	KY	SPENCER	463,210	463,210	100%	U
0510	21217	KY	TAYLOR	2,715,655	2,285,207	84%	U
0510	21219	KY	TODD	3,775,406	3,775,406	100%	U
0510	21221	KY	TRIGG	310,819	310,819	100%	U
0510	21223	KY	TRIMBLE	201,145	201,145	100%	U

FO 5 and FO 7 Producer Milk By Countv Delivered to Pool Distributins Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0510	21227	KY	WARREN	3,671,348	2,992,046	81%	U
0510	21229	KY	WASHINGTON	2,183,831	2,171,286	99%	U
0510	21231	KY	WAYNE	450,040	440,642	98%	U
0510		KY		2,162,967	2,159,975	100%	R-Co
0510	22011	LA	BEAUREGARD	389,517	389,517	100%	U
0510	22031	LA	DE SOTO	3,684,130	3,684,130	100%	U
0510	22033	LA	EAST BATON ROUGE	328,738	314,829	96%	U
0510	22037	LA	EAST FELICIANA	312,011	295,205	95%	U
0510	22085	LA	SABINE	456,955	456,955	100%	U
0510	22091	LA	ST. HELENA	3,357,117	3,339,817	99%	U
0510	22105	LA	TANGIPAHOA	10,970,876	10,949,304	100%	U
0510	22117	LA	WASHINGTON	7,905,319	7,888,149	100%	U
0510		LA		1,092,376	1,092,376	100%	R-Co
0510	24011	MD	CAROLINE	165,146	149,282	90%	U
0510	24013	MD	CARROLL	822,099	709,747	86%	U
0510	24021	MD	FREDERICK	3,076,981	2,356,986	77%	U
0510	24043	MD	WASHINGTON	146,679		0%	U
0510		MD		2,225,672	2,225,672	100%	R-Co
0510	26005	MI	ALLEGAN	3,364,558	2,928,118	87%	U
0510	26007	MI	ALPENA	144,155	114,785	80%	U
0510	26011	MI	ARENAC	816,220	652,715	80%	U
0510	26057	MI	GRATIOT	137,310	105,357	77%	U
0510	26067	MI	IONIA	2,258,231	1,806,291	80%	U
0510	26069	MI	IOSCO	200,832	159,455	79%	U
0510	26077	MI	KALAMAZOO	2,072,954	1,772,780	86%	U
0510	26091	MI	LENAWEE	3,866,970	2,376,710	61%	U
0510	26113	MI	MISSAUKEE	2,578,076	1,546,387	60%	U
0510	26117	MI	MONTCALM	4,436,821	3,541,841	80%	U
0510	26121	MI	MUSKEGON	12,208,160	10,368,560	85%	U
0510	26139	MI	OTTAWA	2,493,742	2,441,862	98%	U
0510	26145	MI	SAGINAW	754,335	517,731	69%	U
0510	26155	MI	SHIAWASSEE	700,559	367,022	52%	U
0510		MI		10,094,602	7,285,740	72%	R-Co
0510	29009	MO	BARRY	3,296,601	462,370	14%	U
0510	29011	MO	BARTON	505,417	102,043	20%	U
0510	29013	MO	BATES	889,736	225,617	25%	U
0510	29015	MO	BENTON	364,209	170,871	47%	U
0510	29029	MO	CAMDEN	498,131	346,678	70%	U
0510	29031	MO	CAPE GIRARDEAU	1,987,354	1,987,354	100%	U
0510	29039	MO	CEDAR	331,514	161,809	49%	U
0510	29043	MO	CHRISTIAN	1,795,004	612,342	34%	U
0510	29057	MO	DADE	504,877	171,848	34%	U
0510	29059	MO	DALLAS	4,449,632	3,201,290	72%	U
0510	29067	MO	DOUGLAS	4,570,537	2,351,175	51%	U
0510	29077	MO	GREENE	3,034,202	1,898,509	63%	U
0510	29083	MO	HENRY	132,584		0%	U
0510	29085	MO	HICKORY	673,289	395,025	59%	U
0510	29091	MO	HOWELL	3,540,574	2,584,179	73%	U
0510	29097	MO	JASPER	1,650,485	389,072	24%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0510	29101	MO	JOHNSON	289,306		0%	U
0510	29105	MO	LACLEDE	5,423,773	3,331,185	61%	U
0510	29107	MO	LAFAYETTE	871,765	72,338	8%	U
0510	29109	MO	LAWRENCE	5,450,269	765,838	14%	U
0510	29119	MO	MCDONALD	848,765	139,794	16%	U
0510	29145	MO	NEWTON	2,312,094	277,673	12%	U
0510	29149	MO	OREGON	779,240	776,689	100%	U
0510	29153	MO	OZARK	1,889,347	988,858	52%	U
0510	29157	MO	PERRY	279,248	279,248	100%	U
0510	29159	MO	PETTIS	260,951	226,370	87%	U
0510	29167	MO	POLK	7,061,096	4,598,652	65%	U
0510	29185	MO	ST. CLAIR	185,030	101,229	55%	U
0510	29209	MO	STONE	2,048,939	387,810	19%	U
0510	29213	MO	TANEY	175,496	134,585	77%	U
0510	29215	MO	TEXAS	4,993,850	2,556,690	51%	U
0510	29225	MO	WEBSTER	8,105,735	5,268,081	65%	U
0510	29229	MO	WRIGHT	15,119,234	6,298,495	42%	U
0510		MO		698,065	234,970	34%	R-Co
0510	28005	MS	AMITE	1,600,204	1,600,204	100%	U
0510	28025	MS	CLAY	85,756	85,756	100%	U
0510	28029	MS	COPIAH	868,753	868,753	100%	U
0510	28067	MS	JONES	549,685	549,685	100%	U
0510	28077	MS	LAWRENCE	416,655	410,447	99%	U
0510	28079	MS	LEAKE	386,806	386,806	100%	U
0510	28081	MS	LEE	201,842	201,842	100%	U
0510	28085	MS	LINCOLN	1,477,827	1,477,827	100%	U
0510	28091	MS	MARION	2,282,668	1,937,893	85%	U
0510	28093	MS	MARSHALL	1,172,167	1,172,167	100%	U
0510	28099	MS	NESHOBA	273,607	273,607	100%	U
0510	28101	MS	NEWTON	1,305,061	1,305,061	100%	U
0510	28103	MS	NOXUBEE	1,044,946	1,044,946	100%	U
0510	28109	MS	PEARL RIVER	262,228	262,228	100%	U
0510	28113	MS	PIKE	2,176,454	2,169,707	100%	U
0510	28137	MS	TATE	1,130,950	1,130,950	100%	U
0510	28147	MS	WALTHALL	3,370,692	3,054,863	91%	U
0510		MS		6,792,320	6,744,580	99%	R-Co
0510	37001	NC	ALAMANCE	2,972,929	2,903,595	98%	U
0510	37003	NC	ALEXANDER	3,139,768	3,139,768	100%	U
0510	37005	NC	ALLEGHANY	3,886,338	3,377,171	87%	U
0510	37021	NC	BUNCOMBE	1,342,270	1,342,270	100%	U
0510	37025	NC	CABARRUS	270,811	270,811	100%	U
0510	37035	NC	CATAWBA	882,763	882,763	100%	U
0510	37037	NC	CHATHAM	666,234	666,234	100%	U
0510	37045	NC	CLEVELAND	854,740	838,933	98%	U
0510	37057	NC	DAVIDSON	2,085,913	1,938,761	93%	U
0510	37059	NC	DAVIE	863,098	857,334	99%	U
0510	37063	NC	DURHAM	237,240	237,240	100%	U
0510	37067	NC	FORSYTH	248,781	248,781	100%	U
0510	37071	NC	GASTON	2,374,805	2,352,217	99%	U
0510	37077	NC	GRANVILLE	827,467	827,467	100%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributinn Plants

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YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0510	37081	NC	GUILFORD	2,862,033	2,733,380	96%	U
0510	37083	NC	HALIFAX	627,330	627,330	100%	U
0510	37087	NC	HAYWOOD	2,398,209	2,398,209	100%	U
0510	37089	NC	HENDERSON	1,880,821	1,880,821	100%	U
0510	37097	NC	IREDELL	16,422,336	16,326,176	99%	U
0510	37109	NC	LINCOLN	2,124,802	2,111,908	99%	U
0510	37119	NC	MECKLENBURG	150,769	150,769	100%	U
0510	37135	NC	ORANGE	1,982,660	1,952,578	98%	U
0510	37149	NC	POLK	162,461	162,461	100%	U
0510	37151	NC	RANDOLPH	7,338,252	6,763,127	92%	U
0510	37157	NC	ROCKINGHAM	580,782	574,210	99%	U
0510	37159	NC	ROWAN	2,891,245	2,891,245	100%	U
0510	37167	NC	STANLY	938,315	915,169	98%	U
0510	37171	NC	SURRY	861,792	861,792	100%	U
0510	37179	NC	UNION	321,945	289,674	90%	U
0510	37185	NC	WARREN	598,770	598,770	100%	U
0510	37189	NC	WATAUGA	137,665	85,172	62%	U
0510	37193	NC	WILKES	2,459,863	2,459,863	100%	U
0510	37197	NC	YADKIN	4,081,833	4,050,182	99%	U
0510		NC		5,516,157	5,447,387	99%	R-Co
0510		NM				n/a	R-St
0510	39001	OH	ADAMS	635,389	635,389	100%	U
0510	39015	OH	BROWN	246,951	246,951	100%	U
0510	39017	OH	BUTLER	994,804	994,804	100%	U
0510	39021	OH	CHAMPAIGN	520,032	128,126	25%	U
0510	39023	OH	CLARK	1,763,316	1,485,245	84%	U
0510	39027	OH	CLINTON	369,321	339,067	92%	U
0510	39057	OH	GREENE	329,811	67,014	20%	U
0510	39071	OH	HIGHLAND	534,661	516,886	97%	U
0510	39091	OH	LOGAN	363,285	70,591	19%	U
0510	39097	OH	MADISON	3,508,803	2,944,456	84%	U
0510	39109	OH	MIAMI	177,510	37,909	21%	U
0510	39113	OH	MONTGOMERY	343,453	84,068	24%	U
0510	39125	OH	PAULDING	3,978,756	3,790,126	95%	U
0510	39135	OH	PREBLE	1,063,750	635,920	60%	U
0510	39141	OH	ROSS	95,380	95,380	100%	U
0510	39171	OH	WILLIAMS	6,099,692	4,065,240	67%	U
0510		OH		3,427,669	2,640,257	77%	R-Co
0510	40001	OK	ADAIR	4,552,400	4,021,379	88%	U
0510	40013	OK	BRYAN	352,147	352,147	100%	U
0510	40021	OK	CHEROKEE	1,811,094	1,811,094	100%	U
0510	40029	OK	COAL	170,145	59,410	35%	U
0510	40035	OK	CRAIG	324,828		0%	U
0510	40041	OK	DELAWARE	2,810,220	1,576,544	56%	U
0510	40097	OK	MAYES	2,757,858	761,570	28%	U
0510	40101	OK	MUSKOGEE	1,074,754	725,027	67%	U
0510	40105	OK	NOWATA	134,469		0%	U
0510	40115	OK	OTTAWA	766,648		0%	U
0510	40131	OK	ROGERS	424,315		0%	U
0510	40145	OK	WAGONER	298,015		0%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

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YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0510		OK		8,203,806	6,312,134	77%	R-Co
0510	42001	PA	ADAMS	6,238,396	5,626,058	90%	U
0510	42009	PA	BEDFORD	188,033		0%	U
0510	42013	PA	BLAIR	10,996,579	4,439,722	40%	U
0510	42027	PA	CENTRE	1,217,664	1,217,664	100%	U
0510	42055	PA	FRANKLIN	1,588,422	506,801	32%	U
0510	42057	PA	FULTON	315,455		0%	U
0510	42061	PA	HUNTINGDON	4,525,530	3,436,255	76%	U
0510	42067	PA	JUNIATA	927,777	60,937	7%	U
0510	42071	PA	LANCASTER	10,752,980	6,373,592	59%	U
0510	42111	PA	SOMERSET	105,674	56,891	54%	U
0510		PA		1,931,750	295,863	15%	R-Co
0510	45001	SC	ABBEVILLE	550,090	550,090	100%	U
0510	45007	SC	ANDERSON	880,019	867,193	99%	U
0510	45009	SC	BAMBERG	1,815,501	1,815,501	100%	U
0510	45037	SC	EDGEFIELD	1,635,104	1,635,104	100%	U
0510	45059	SC	LAURENS	723,884	723,884	100%	U
0510	45071	SC	NEWBERRY	5,145,685	5,145,685	100%	U
0510	45073	SC	OCONEE	320,379	309,876	97%	U
0510	45075	SC	ORANGEBURG	3,403,469	3,403,469	100%	U
0510	45081	SC	SALUDA	1,083,014	1,083,014	100%	U
0510	45083	SC	SPARTANBURG	1,816,338	1,816,338	100%	U
0510	45091	SC	YORK	451,784	451,784	100%	U
0510		SC		3,046,269	3,031,508	100%	R-Co
0510	47003	TN	BEDFORD	1,416,033	1,405,923	99%	U
0510	47007	TN	BLEDSOE	357,143	254,319	71%	U
0510	47009	TN	BLOUNT	657,698	336,014	51%	U
0510	47011	TN	BRADLEY	3,967,773	3,967,773	100%	U
0510	47015	TN	CANNON	474,728	404,327	85%	U
0510	47019	TN	CARTER	364,196	350,707	96%	U
0510	47025	TN	CLAIBORNE	1,032,636	1,008,618	98%	U
0510	47029	TN	COCKE	834,202	666,785	80%	U
0510	47031	TN	COFFEE	1,994,901	1,790,375	90%	U
0510	47035	TN	CUMBERLAND	1,645,215	1,295,298	79%	U
0510	47049	TN	FENTRESS	445,195	445,195	100%	U
0510	47051	TN	FRANKLIN	1,454,250	1,454,250	100%	U
0510	47053	TN	GIBSON	343,228	343,228	100%	U
0510	47055	TN	GILES	1,728,713	1,728,713	100%	U
0510	47057	TN	GRAINGER	897,883	652,290	73%	U
0510	47059	TN	GREENE	4,749,296	3,750,007	79%	U
0510	47061	TN	GRUNDY	355,828	284,385	80%	U
0510	47063	TN	HAMBLEN	913,615	634,752	69%	U
0510	47073	TN	HAWKINS	506,895	335,484	66%	U
0510	47079	TN	HENRY	2,349,030	2,349,030	100%	U
0510	47089	TN	JEFFERSON	1,620,050	1,484,795	92%	U
0510	47093	TN	KNOX	634,808	559,006	88%	U
0510	47099	TN	LAWRENCE	1,896,663	1,896,663	100%	U
0510	47103	TN	LINCOLN	1,338,497	1,338,497	100%	U
0510	47105	TN	LOUDON	5,400,663	5,059,994	94%	U
0510	47117	TN	MARSHALL	4,331,875	4,331,875	100%	U

FO 5 and FO 7 Producer Milk By County Delivered to Pool Distributing Plants

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WMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0510	47119	TN	MAURY	2,290,978	2,290,978	100%	U
0510	47107	TN	MCMINN	4,836,633	4,812,379	99%	U
0510	47121	TN	MEIGS	805,938	805,938	100%	U
0510	47123	TN	MONROE	5,023,258	4,523,090	90%	U
0510	47129	TN	MORGAN	234,057	178,877	76%	U
0510	47133	TN	OVERTON	1,409,213	1,305,064	93%	U
0510	47139	TN	POLK	1,201,190	1,201,190	100%	U
0510	47141	TN	PUTNAM	1,083,007	981,228	91%	U
0510	47143	TN	RHEA	120,726	120,726	100%	U
0510	47147	TN	ROBERTSON	2,697,147	2,676,111	99%	U
0510	47149	TN	RUTHERFORD	1,023,891	1,023,891	100%	U
0510	47159	TN	SMITH	464,947	464,947	100%	U
0510	47163	TN	SULLIVAN	668,820	659,352	99%	U
0510	47165	TN	SUMNER	1,242,724	1,242,724	100%	U
0510	47177	TN	WARREN	2,508,740	2,045,302	82%	U
0510	47179	TN	WASHINGTON	5,161,498	4,711,076	91%	U
0510	47183	TN	WEAKLEY	410,381	410,381	100%	U
0510	47185	TN	WHITE	2,883,405	1,736,684	60%	U
0510	47187	TN	WILLIAMSON	463,258	463,258	100%	U
0510	47189	TN	WILSON	530,873	530,873	100%	U
0510		TN		2,416,631	2,265,124	94%	R-Co
0510	48009	TX	ARCHER	867,325	670,523	77%	U
0510	48017	TX	BAILEY	2,327,771	1,197,207	51%	U
0510	48037	TX	BOWIE	2,913,212	2,863,965	98%	U
0510	48063	TX	CAMP	518,623	518,623	100%	U
0510	48069	TX	CASTRO	1,834,045	1,293,909	71%	U
0510	48073	TX	CHEROKEE	3,823,578	3,778,324	99%	U
0510	48093	TX	COMANCHE	5,923,359	3,127,482	53%	U
0510	48117	TX	DEAF SMITH	7,050,531	5,180,245	73%	U
0510	48143	TX	ERATH	11,126,522	7,433,125	67%	U
0510	48159	TX	FRANKLIN	4,618,394	3,959,250	86%	U
0510	48223	TX	HOPKINS	26,873,038	22,918,524	85%	U
0510	48251	TX	JOHNSON	2,328,375	1,995,981	86%	U
0510	48277	TX	LAMAR	2,017,552	1,990,256	99%	U
0510	48279	TX	LAMB	4,346,556	2,333,736	54%	U
0510	48347	TX	NACOGDOCHES	1,023,880	1,023,880	100%	U
0510	48369	TX	PARMER	15,594,257	10,232,477	66%	U
0510	48379	TX	RAINS	1,464,020	1,350,121	92%	U
0510	48459	TX	UPSHUR	3,654,111	3,258,247	89%	U
0510	48467	TX	VAN ZANDT	5,483,198	3,165,913	58%	U
0510	48499	TX	WOOD	6,533,403	5,087,832	78%	U
0510		TX		10,076,298	7,941,592	79%	R-Co
0510	51007	VA	AMELIA	379,250	379,250	100%	U
0510	51011	VA	APPOMATTOX	515,297	502,821	98%	U
0510	51015	VA	AUGUSTA	5,142,178	4,558,492	89%	U
0510	51019	VA	BEDFORD	1,664,041	1,631,957	98%	U
0510	51021	VA	BLAND	852,261	852,261	100%	U
0510	51023	VA	BOTETOURT	1,701,665	742,436	44%	U
0510	51025	VA	BRUNSWICK	472,045	472,045	100%	U
0510	51031	VA	CAMPBELL	1,463,223	1,303,466	89%	U

FO 5 and FO 7 (Milk By County re to Pool Distributing Plants

Data prepared at the request of Dean Foods Company

YYMM	Fips Code	State	County	FO 5 or 7 Producer Milk 1/	Delivered to FO 5 or 7 Dist. Plants 2/	% Delivered to FO 5 or 7 Dist. Plants	Restrict - ion 3/
0510	51035	VA	CARROLL	796,007	523,928	66%	U
0510	51037	VA	CHARLOTTE	638,862	638,862	100%	U
0510	51043	VA	CLARKE	397,271	47,180	12%	U
0510	51045	VA	CRAIG	262,741	82,022	31%	U
0510	51047	VA	CULPEPER	1,228,529	286,928	23%	U
0510	51061	VA	FAUQUIER	2,346,860	363,007	15%	U
0510	51063	VA	FLOYD	1,195,142	1,136,759	95%	U
0510	51067	VA	FRANKLIN	10,417,084	9,982,382	96%	U
0510	51069	VA	FREDERICK	148,376		0%	U
0510	51077	VA	GRAYSON	2,523,744	2,370,656	94%	U
0510	51089	VA	HENRY	594,481	513,321	86%	U
0510	51113	VA	MADISON	1,405,937	1,010,648	72%	U
0510	51117	VA	MECKLENBURG	320,162	320,162	100%	U
0510	51121	VA	MONTGOMERY	2,403,187	1,420,874	59%	U
0510	51137	VA	ORANGE	705,198	364,963	52%	U
0510	51143	VA	PITTSYLVANIA	4,505,328	4,505,328	100%	U
0510	51155	VA	PULASKI	1,324,497	934,507	71%	U
0510	51161	VA	ROANOKE	2,512,355	2,453,268	98%	U
0510	51163	VA	ROCKBRIDGE	892,473	776,760	87%	U
0510	51165	VA	ROCKINGHAM	18,387,294	17,436,939	95%	U
0510	51167	VA	RUSSELL	280,326	280,326	100%	U
0510	51169	VA	SCOTT	135,109	135,109	100%	U
0510	51171	VA	SHENANDOAH	2,783,497	2,195,030	79%	U
0510	51173	VA	SMYTH	1,914,587	1,468,439	77%	U
0510	51185	VA	TAZEWELL	671,858	618,902	92%	U
0510	51191	VA	WASHINGTON	3,542,201	2,774,601	78%	U
0510	51197	VA	WYTHE	4,059,796	3,437,524	85%	U
0510		VA		4,695,152	2,648,987	56%	R-Co
0510		WI					R-St
0510		WV					R-St
0510		Restricted States		126,199,548	63,221,305	50%	R-St
0510 Total				**1,063,919,021**	**845,250,447**	**79%**	

1/Combined producer milk volume of Appalachian (FO 5) and Southeast (FO 7) Orders.
2/Combined physical shipments of milk to pool distributing plants on Appalachian (FO 5) and Southeast (FO 7) Orders.
31"U" = Unrestricted data; "R-Co" = Data restricted at the county level because fewer than 3 farms pooled milk; "R-St" = Data restricted at the state level because fewer than three handlers pooled milk.

EXHIBITS PREPARED BY THE SOUTHEAST MARKET ADMINISTRATOR AT THE REQUEST OF:

Michael P. Sumners

Milk in the Appalachian and Southeast Marketing Areas; Notice of Hearing on Proposed Amendments to Tentative Marketing Agreements and Orders

[Docket No. AO-388-A17 and AO-366-A46; DA-05-06]

January 10,2006
Louisville, KY

Market Administrator
Federal Order No. 6 - Florida Marketing Area
Federal Order No. 7 – Southeast Marketing Area

P.O. Box 491778
Lawrenceville, GA 30049
770-682-2501(phone)
770-822-1038(fax)
srnosley@fmmatlanta.com
www.fmmatlanta.com

Date 1/10/06 Exhibit # 18
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Eligible Votes on the Southeast Order (FO 7): June 2005
Data prepared at the request of Michael P. Sumners

WMM	Order No.	State	Eligible Votes 1/
0506	7	AL	85
0506	7	AR	200
0506	7	CA	-
0506	7	FL	-
0506	7	GA	250
0506	7	IL	-
0506	7	IN	-
0506	7	KS	95
0506	7	KY	407
0506	7	LA	285
0506	7	MD	-
0506	7	MI	-
0506	7	MO	980
0506	7	MS	225
0506	7	NC	-
0506	7	NE	-
0506	7	NM	-
0506	7	OH	-
0506	7	OK	166
0506	7	PA	-
0506	7	SC	-
0506	7	TN	336
0506	7	TX	329
0506	7	VA	-
0506	7	WI	-
0506	7	Restricted States	154
Total			3,512

1/ If not shown, data was restricted at the state level because fewer than three handlers pooled milk.

Date 1.10.06 Exhibit # 18a
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

FO 5 and FO 7 Producer Milk Not Delivered to Pool Distributing Plants

Data prepared at the request of Michael P. Sumners

WMM	State	FO 5 or 7 Producer Milk 1/	FO 5 or 7 Deliveries 2/	Not Delivered to FO 5 or 7 Dist. Plants 3/	Delivered to FO 5 or 7 Dist. Plants
0406	AL	18,443,100	17,974,839	468,261	3%
0406	AR	24,841,587	18,389,372	6,452,215	26%
0406	DE	-	-	-	n/a
0406	FL	-	-	-	n/a
0406	GA	57,090,986	56,109,932	981,054	2%
0406	IL	-	-	-	n/a
0406	IN	93,949,183	68,553,487	25,395,696	27%
0406	KS	43,272,374	7,972,995	35,299,379	82%
0406	KY	114,495,915	99,252,183	15,243,732	13%
0406	LA	37,527,973	34,163,715	3,364,258	9%
0406	MD	5,918,702	3,504,045	2,414,657	41%
0406	MI	31,052,655	14,906,584	16,146,071	52%
0406	MO	92,402,190	37,788,637	54,613,553	59%
0406	MS	33,642,658	30,469,280	3,173,378	9%
0406	NC	76,613,492	75,831,596	781,896	1%
0406	NE	-	-	-	n/a
0406	NM	-	-	-	n/a
0406	OH	25,031,688	14,431,128	10,600,560	42%
0406	OK	37,897,031	12,849,588	25,047,443	66%
0406	PA	37,805,536	12,293,545	25,511,991	67%
0406	SC	22,800,666	22,763,541	37,125	0%
0406	TN	93,054,661	81,136,195	11,918,466	13%
0406	TX	147,248,710	72,223,577	75,025,133	51%
0406	VA	88,484,837	71,010,000	17,474,837	20%
0406	WI	-	-	-	n/a
0406	WV	-	-	-	n/a
0406	Restricted **States** Total	113,525,464	30,482,618	83,042,846	73%
0410	**AL**	15,927,818	15,660,219	267,599	2%
0410	**AR**	21,995,557	18,676,574	3,318,983	15%
0410	**CA**				n/a
0410	**DE**				n/a
0410	**FL**				n/a
0410	**GA**	47,085,462	46,593,931	491,531	1%
0410	IL				n/a
0410	**IN**	99,394,006	93,641,467	5,752,539	6%
0410	**KS**				n/a
0410	KY	108,756,033	97,842,903	10,913,130	10%
0410	LA	31,378,360	30,978,788	399,572	1%
0410	MD	11,369,182	8,409,675	2,959,507	26%
0410	MI	44,465,921	32,635,500	11,830,421	27%
0410	MO	88,285,869	38,711,463	49,574,406	56%
0410	MS	28,638,061	27,624,021	1,014,040	4%
0410	NC	74,838,801	73,913,464	925,337	1%
0410	NE	-	-	-	n/a
0410	NM	-	-	-	n/a
0410	NY	-	-	-	n/a
0410	OH	19,182,859	14,184,340	4,998,519	26%
0410	OK	35,716,374	21,717,070	13,999,304	39%
0410	PA	51,478,328	36,108,393	15,369,935	30%

Date 1.10.06 Exhibit # 186
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

FO 5 and FO 7 Producer Milk Not Delivered to Pool Distributinn Plants

Data prepared at the request of Michael P. Sumners

YYMM	State	FO 5 or 7 Producer Milk 1/	FO 5 or 7 Deliveries 2/	Not Delivered to FO 5 or 7 Dist. Plants 3/	Delivered to FO 5 or 7 Dirt. Plants
0410	SC	21,558,668	21,425,863	132,805	1%
0410	TN	86,945,940	80,183,449	6,762,491	8%
0410	TX	122,153,150	88,183,704	33,969,446	28%
0410	VA	85,006,750	72,054,476	12,952,274	15%
0410	WI	-	-	-	n/a
0410	WV	-	-	-	n/a
0410	Restricted States Total	100,285,133	43,548,697	56,736,436	57%
0506	AL	17,850,630	17,632,897	217,733	1%
0506	AR	23,890,877	20,200,940	3,689,937	15%
0506	CA	-	-	-	n/a
0506	DE	-	-	-	n/a
0506	FL	-	-	-	n/a
0506	GA	54,059,580	53,484,687	574,893	1%
0506	IL	-	-	-	n/a
0506	IN	118,526,680	60,882,282	57,644,398	49%
0506	KS	28,141,520	3,911,145	24,230,375	86%
0506	KY	113,685,517	103,058,157	10,627,360	9%
0506	LA	35,517,610	33,810,608	1,707,002	5%
0506	MD	-	-	-	n/a
0506	MI	40,430,539	23,291,795	17,138,744	42%
0506	MO	93,806,741	40,697,451	53,109,290	57%
0506	MS	32,802,384	30,195,132	2,607,252	8%
0506	NC	82,017,683	81,212,605	805,078	1%
0506	NE	-	-	-	n/a
0506	NM	-	-	-	n/a
0506	OH	26,517,958	12,488,994	14,028,964	53%
0506	OK	29,526,745	15,433,002	14,093,743	48%
0506	PA	39,039,636	9,145,919	29,893,717	77%
0506	SC	23,874,381	23,779,277	95,104	0%
0506	TN	92,869,085	82,054,939	10,814,146	12%
0506	TX	130,117,539	75,982,749	54,134,790	42%
0506	VA	95,748,158	76,944,388	18,803,770	20%
0506	WI	-	-	-	n/a
0506	WV	-	-	-	n/a
0506	Restricted States Total	139,128,061	35,408,448	103,719,613	75%
0510	AL	13,541,754	13,541,754	-	0%
0510	AR	19,266,813	17,318,183	1,948,630	10%
0510	CA	-	-	-	n/a
0510	DE	-	-	-	n/a
0510	FL	-	-	-	n/a
0510	GA	48,951,025	48,559,543	391,482	1%
0510	IL	-	-	-	n/a
0510	IN	96,291,475	88,569,964	7,721,511	8%
0510	KS	-	-	-	n/a
0510	KY	102,543,629	94,549,987	7,993,642	8%
0510	LA	28,497,039	28,410,282	86,757	0%
0510	MD	6,436,577	5,441,687	994,890	15%

FO 5 and FO 7 Producer Milk Not Delivered to Pool Distributina Plants

Data prepared at the request of Michael P. Sumners

WMM	State	FO 5 or 7 Producer Milk 1/	FO 5 or 7 Deliveries 21	Not Delivered to FO 5 or 7 Dist. Plants 3/	Delivered to FO 5 or 7 Dist. Plants
0510	MI	46,127,525	35,985,354	10,142,171	22%
0510	MO	85,016,349	41,498,687	43,517,662	51%
0510	MS	25,398,621	24,677,322	721,299	3%
0510	NC	74,991,197	73,163,568	1,827,629	2%
0510	NM	-	-	-	n/a
0510	OH	24,452,583	18,777,429	5,675,154	23%
0510	OK	23,680,699	15,619,305	8,061,394	34%
0510	PA	38,788,260	22,013,783	16,774,477	43%
0510	SC	20,871,536	20,833,446	38,090	0%
0510	TN	79,188,329	72,577,496	6,610,833	8%
0510	TX	120,398,048	91,321,212	29,076,836	24%
0510	VA	83,278,014	69,170,140	14,107,874	17%
0510	WI	-	-	-	n/a
0510	WV	-	-	-	n/a
0510	Restricted States Total	126,199,548	63,221,305	62,978,243	50%

1/Combined producer milk volume of Appalachian (FO 5) and Southeast **(FO** 7) Orders. If not shown, data was restricted at the state level because fewer than three handlers pooled milk.

2/Combined physical shipments of milk to pool distributing plants on Appalachian (FO 5) and Southeast (FO 7) Orders.

31 Producer milk delivered to plants other than Appalachian (FO 5) and Southeast **(FO** 7) Orders pool distributing plants (i.e. pool supply and non pool plants).

18C

FO 7 Transportation Credits By State

Data Prepared at the Request of Michael P. Sumners

YYMM	State	Producer Milk Receiving Transportation Credits 1/	Transportation Credit Dollars Paid
0407	IN	-	-
0407	KS	5,137,154	$ 60,438
0407	MI	-	-
0407	NM	-	-
0407	OH	-	-
0407	OK	-	-
0407	TX	23,790,070	$ 343,789
0407	VA	-	-
0407	WI	-	-
0407	Restricted States	47,037,614	$ 548,540
0407	**Total**	**75,964,838**	**$ 952,767**
0408	IN	-	-
0408	KS	12,514,993	$ 191,451
0408	MI	-	-
0408	NM	-	-
0408	OH	-	-
0408	OK	-	-
0408	TX	31,185,093	$ 447,313
0408	WI	-	-
0408	Restricted States	63,623,785	$ 714,319
0408	**Total**	**107,323,871**	**$ 1,353,083**
0409	IN	-	-
0409	KS	3,494,291	$ 51,219
0409	MD	-	-
0409	MI	-	-
0409	NM	-	-
0409	OH	-	-
0409	OK	-	-
0409	PA	-	-
0409	TX	37,596,594	$ 550,231
0409	**WI**		
0409	**Restricted States**	**63,652,156**	$ 682,550
0409	**Total**	**104,743,041**	$ 1,284,000
0410	IN	-	-
0410	KS	-	-
0410	MD	-	-
0410	MI	-	-
0410	NM	-	-
0410	OH	-	-
0410	OK	-	-
0410	PA	-	-
0410	TX	28,145,501	$ 368,713
0410	**WI**		
0410	**Restricted States**	**65,415,347**	**$ 559,389**
0410	**Total**	**93,560,848**	$ 928,102
10411	**IN**	-	-

Date 1·10·06 Exhibit # 18c
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 89/6
court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

FO 7 Transportation Credits By State

Data Prepared at the Request of Michael P. Sumners

YYMM	State	Producer Milk Receiving Transportation Credits 1/	Transportation Credit Dollars Paid
0411	KS		
0411	MD		
0411	MI		
0411	NM	-	-
0411	OH	-	-
0411	OK	-	-
0411	PA	-	-
0411	TX	23,312,739	$ 358,095
0411	WI	-	-
0411	Restricted States	63,632,497	$ 642,099
0411	**Total**	**86,945,236**	**$ 1,000,194**
0412	IN	-	-
0412	KS	-	-
0412	MD	-	-
0412	MI	-	-
0412	NM	-	-
0412	OH	-	-
0412	OK	-	-
0412	PA	-	-
0412	TX	15,022,098	$ 211,580
0412	WI	-	-
0412	Restricted States	48,221,398	$ 384,905
0412	**Total**	**63,243,496**	**$ 596,484**
0507	IN	-	-
0507	KS	-	-
0507	MD	-	-
0507	NM	-	-
0507	OK	-	-
0507	PA		
0507	TX	27,284,387	$ 289,884
0507	WI		
0507	Restricted States	80,411,542	$ 540,819
0507	**Total**	**107,695,929**	**$ 830,703**
0508	AZ	-	-
0508	IN	-	-
0508	KS	-	-
0508	MD	-	-
0508	MI	-	-
0508	MN	-	-
0508	MO	-	-
0508	NM	-	-
0508	OH	-	-
0508	OK	-	-
0508	PA	-	-
0508	TX	37,908,427	$ 452,389
0508	WI	-	-

FO 7 Transportation Credits Bv State

Data Prepared at the Request of Michael P. Sumners

YYMM	State	Producer Milk Receiving Transportation Credits 1/	Transportation Credit Dollars Paid
0508	Restricted States	**97,796,835**	$ **775,268**
0508	**Total**	**135,705,262**	$ **1,227,657**
0509	IN	-	-
0509	KS	-	-
0509	MD	-	-
0509	MI	-	-
0509	MN	-	-
0509	NM	-	-
0509	OH	-	-
0509	OK	-	-
0509	PA	-	
0509	TX	**28,441,382**	$ **329,094**
0509	WI		
0509	Restricted States	**89,218,140**	$ **670,223**
0509	**Total**	**117,659,522**	$ **999,317**
0510	IN		
0510	KS		
0510	MD	-	-
0510	MI	-	-
0510	MN	-	-
0510	NM	-	-
0510	OH	-	-
0510	OK	-	-
0510	PA	-	-
0510	TX	38,077,219	$ 452,833
0510	WI	-	-
0510	Restricted States	89,823,074	$ 730,320
0510	**Total**	**127,900,293**	**$ 1,183,153**
0511	IN	-	-
0511	KS	-	-
0511	MD	-	-
0511	MI	-	-
0511	MN	-	-
0511	NM	-	-
0511	OH	-	-
0511	OK	-	-
0511	PA	-	-
0511	TX	31,545,124	$ 366,478
0511	WI	-	-
0511	Restricted States	66,538,744	$ 595,913
0511	**Total**	**98,083,868**	**$ 962,391**

1/If not shown, data restricted because fewer than three handlers received transportation credit payments from state.

Exhibit_____

Compilation of Statistical Material

Prepared at the request of

Dairy Farmers of **America**

Federal Order 32

Central Marketing Area

Market Administrator's Office
10801 Renner Blvd.
Lenexa, KS 66219-9608

For use in **public** hearing
Docket number **AO-388-A17**
and AO-366-A46; DA05-06

Date 11/10/06 Exhibit # 19
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

PPD200

U.S. DEPARTMENT OF AGRICULTURE
AGRICULTURAL MARKETING SERVICE - DAIRY PROGRAMS
CENTRAL MARKETING AREA
FEDERAL ORDER 032
NOVEMBER, 2005

12/09/05
13:17:40

PRODUCER PRICE DIFFERENTIAL

		POUNDS	VALUE	RATE
CLASS I VALUE AND PRODUCT POUNDS	30.26%	373,247,129		
CLASS I SKIM POUNDS AT CLASS I DIFFERENTIAL		366,322,872	$ 38,390,637.02	@ $10.48 PER CWT
CLASS I BUTTERFAT POUNDS AT CLASS I DIFFERENTIAL		6,924,257	$ 12,758,635.95	@ $ 1.8426 PER LB
CLASS I LOCATION ADJUSTMENT			$ 384,090.28	
TOTAL CLASS I VALUE			$ 51,533,363.25	
CLASS 11 VALUE AND PRODUCT POUNDS	10.21%	125,924,499		
CLASS II NONFAT SOLID POUNDS		10,884,563	$ 9,808,079.70	@ $ .9011 PER LB
CLASS II BUTTERFAT POUNDS		8,540,979	$ 13,822,720.38	@ $ 1.6184 PER LB
TOTAL CLASS II VALUE			$ 23,630,800.08	
CLASS III VALUE AND PRODUCTPOUNDS	50.44%	622,045,470		
CLASS III PROTEIN POUNDS		19,488,021	$ 44,284,578.93	@ $ 2.2724 PER LB
CLASS 111 OTHER SOLIDS POUNDS		35,558,708	$ 5,710,728.49	@ $ .1606 PER LB
CLASS III BUTTERFAT POUNDS		23,068,950	$ 37,173,306.06	@ $ 1.6114 PER LB
TOTAL CLASS III VALUE			$ 87,168,613.48	
CLASS IV VALUE AND PRODUCT POUNDS	9.09%	112,136,060		
CLASS IV NONFAT SOLID POUNDS		9,585,026	$ 8,004,455.21	@ $ .8351 PER LB
CLASS IV BUTTERFAT POUNDS		8,065,652	$ 12,996,991.66	@ $ 1.6114 PER LB
TOTAL CLASS IV VALUE			$ 21,001,446.87	
CLASSIFIED VALUE OF PRODUCER MILK		1,233,353,158	$183,334,223.68	
SOMATIC CELL ADJUSTMENT ON CLASSES II, III, IV			$ 554,771.85	
OVERAGE ADJUSTMENT			$ 14,330.23	
INVENTORY RECLASSIFICATION			$ 1,637.44	
ADJUSTMENT PER SEC 1032.60(H)			$ 0.00	
ADJUSTMENT PER SEC 1032.60(I)		189,927	$ 4,070.24	
ADJUSTMENT PER SEC 1032.60(J)			$ 0.00	
NET VALUE OF PRODUCER MILK PER 1032.61(A)			$183,909,033.44	
LESS VALUE OF PROTEIN IN PRODUCER MILK	3.1477%	38,822,453	$ 88,220,142.21	
LESS VALUE OF OTHER SOLIDS IN PRODUCER MILK	5.7204%	70,552,280	$ 11,330,696.15	
LESS VALUE OF BUTTERFAT IN PRODUCER MILK	3.7783%	46,599,838	$ 75,090,978.97	
ADJUSTMENT FOR REPORTED SOMATIC CELL VALUE	262		$ 759,432.04	@ $ .00070 PER 1000
SUBTOTAL			$ 8,507,784.07	
LOCATION AND ZONE ADJUSTMENT PER 1032.75			$ 325,286.61	
PRODUCER SETTLEMENT FUND BALANCE			$ 520,074.87	
WEIGHTED AVERAGE VALUE PER HUNDREDWEIGHT		1,233,543,085	$ 9,353,145.55	$ .75823420
PRODUCER SETTLEMENT FUND RESERVE			$ 594,989.64	
PRODUCER PRICE DIFFERENTIAL			$ 8,758,155.91	$ 0.71
STATISTICAL UNIFORM PRICE				$14.06

Fluid

STATEMENT ON SOUTHEAST FEDERAL ORDER HEARING
Proposed Changes to The Transportation Credit Balancing Fund
Robert Klingenfus

January 10,2006

Producers in Federal Milk Order 5 & 7 are unable to supply all of total milk needs of our market, The cost of transporting in the additional milk needed to fully supply the market must be paid by someone. These transportation costs can be paid by consumers, the outside suppliers of the milk, lower processor margins (profit), and tighter margins from marketers or lower milk prices to producers. The fact that producers, cow numbers, and pounds of milk produced in the Southeast is rapidly declining, suggest that order 5 & 7 producers cannot continue to bare these transportation cost. It is apparent that the present supply program is failing by asking the producers in a deficit market to pay the cost of transporting milk from surplus markets. The proposal to increase the Transportation Credits and establish a new Transportation Credit Fund will surely accelerate the process of pressuring our fellow Southeast producers out of business.

At issue are three separate proposals:

Proposal 1 if approved would increase payments from processors to the Transportation Credit Balancing Fund from $0.095 to $.20 on Class I producer milk. Producers outside our market have been able to send or pool only five days of production into our market, in order to qualify all of their monthly production at our order price. The proposed increase in the transportation assessment encourages an excess of milk to be qualified in our order which further erodes our class I market and uniform blend price. The qualifying of outside milk at times has become so rampant many producers question if we have the plant capacity to process all milk that is being pooled in our order. If we don't have the plant capacity to process all the milk that comes into our market what is going on? Are we really servicing our market by lowering producer prices with milk we can't even process? Is someone abusing the intent of our federal order system or is management in supplying the market a problem? Whatever the situation, the Southeast producers should not have to share in the cost of transporting our competitors' milk.

Proposal 2 seeks to establish a Transportation Credit Balancing Fund on intra-market movements of milk within the Appalachian and Southeast marketing areas. This proposal if approved would add an additional $0.10 per hundredweight on producer Class I milk over and above the $0.20 transportation assessment in proposal 1. The proposal further states: "If an insufficient balance exists to pay all of the credits computed pursuant to this section, the market administrator shall first reduce the producer-settlement fund by the lesser of the number of dollars necessary to pay the credits..." This proposal will have a direct negative impact on the Federal Orders' 5 & 7 uniform blend prices. We are adamantly opposed to this proposal.

Also of concern is the effect the intra-market assessment may have on any new fluid processor or marketing agency. Under this proposal it appears a potential new processor or marketing agency will be assessed the additional hundredweight transportation assessments even if they have 100% of their milk supply secured with local producers. In

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this event the added assessment could possibly be used to deter competition from other processors or marketing agencies seeking to enter our market. At the same time does it allow a new processor or marketing agency without a local supply access to the transportation credits to subsidize transporting milk they can locate anywhere in the order? Could the intra market assessment possibly be used to exploit intra market location differentials? None of these situations seems to make the market more efficient for producers or consumers in the long run.

***Proposal* 3** seeks to calculate the mileage rate factor using a fuel cost adjustor based on the price per gallon as reported by the energy Information Administration of the U.S Dept. of Energy. This will be based on the Lower Gulf Coast Districts combined.
Although we would support the utilization of an outside entity to set diesel fuel prices to minimize manipulation, we firmly oppose the implementation of proposal 1 & 2.

We believe processors are currently paying in the neighborhood of $1.80/cwt in over order premiums for our class I milk. Such high over order premiums seem to suggest some adjustment needs to be made in the method of calculating the blend price. Many producers want an accounting of how the $1.80 over order premiums is being distributed. Most of us assume, this is returned as quality premiums and volume premiums with the remainder used to transport milk in to balance milk supplies. While we may not be entitled to all of this information, I believe we are entitled to learn the true cost of transporting all this milk if we are expected to share in its transportation cost. In the event these amendments are approved a detailed accounting of any and all milk movements and its associated cost should be available to the market administrator and others.

None of these proposals will bring more money into the market place for producers, handlers or processors. The attempt appears to shift the burden of transportation cost. The logic of possibly reducing the blend price in an already deficit market escapes me. I believe a better approach would be to determine the true cost of transporting milk into and within our market, and then investigate the merits of adjusting the location differentials accordingly. This could allow the increased blend price to cover the cost of transporting milk into our order instead of using transportation credits. Intra order producers would have an incentive to expand production with a higher blend price guarantee. At the same time standards for qualifying milk would likely need to be reviewed for this to work. I do not understand the full ramifications of changing location differentials but it should be investigated as an option to the above proposals.

Robert L Klingenfus
Producer 093-027

Kalmey Dairy Farm
John E + John C. Kalmey

Eddie Klingenfus
Producer

KDDC
Kentucky Dairy Development Council

COMMENTS
FEDERAL ORDER HEARING
JANUARY 10,2006

Farm milk prices in Kentucky and the Southeastern United States have eroded over the past several years, especially when compared to other geographic areas of the U.S. Kentucky Dairy Development Council, which represents all dairy farmers in Kentucky and many allied industry members, is opposed to any Federal Order change which further erodes farm price or weakens the position of Kentucky dairy farmers in comparison to other states and regions of the U.S.

We encourage Federal Order considerations, which would strengthen the position of Kentucky and Southeastern U.S. dairy farmers in the market place. The Southeastern U.S. is a growing market for milk and dairy products; however, non-competitive pricing is discouraging milk production in this region.

Further, we propose that any and all Federal Order proposals in the future contain, or be accompanied by, a statement of fiscal impact on dairy farmers. This should be written in language which can be understood by all.

Submitted by Kentucky Dairy Development Council
Jim Sidebottom, President
Roger Thomas, Executive Director

Jim Sidebottom

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176 Pasadena Drive • Lexington, Kentucky 40503
Phone (859) 516-1129 • Fax (859) 260-2060 • Email kddc@kydairy.org • wJhmmnr.kydairy.org

Exhibit _____

Southeast 'production& Closest Pool Distributing Plant

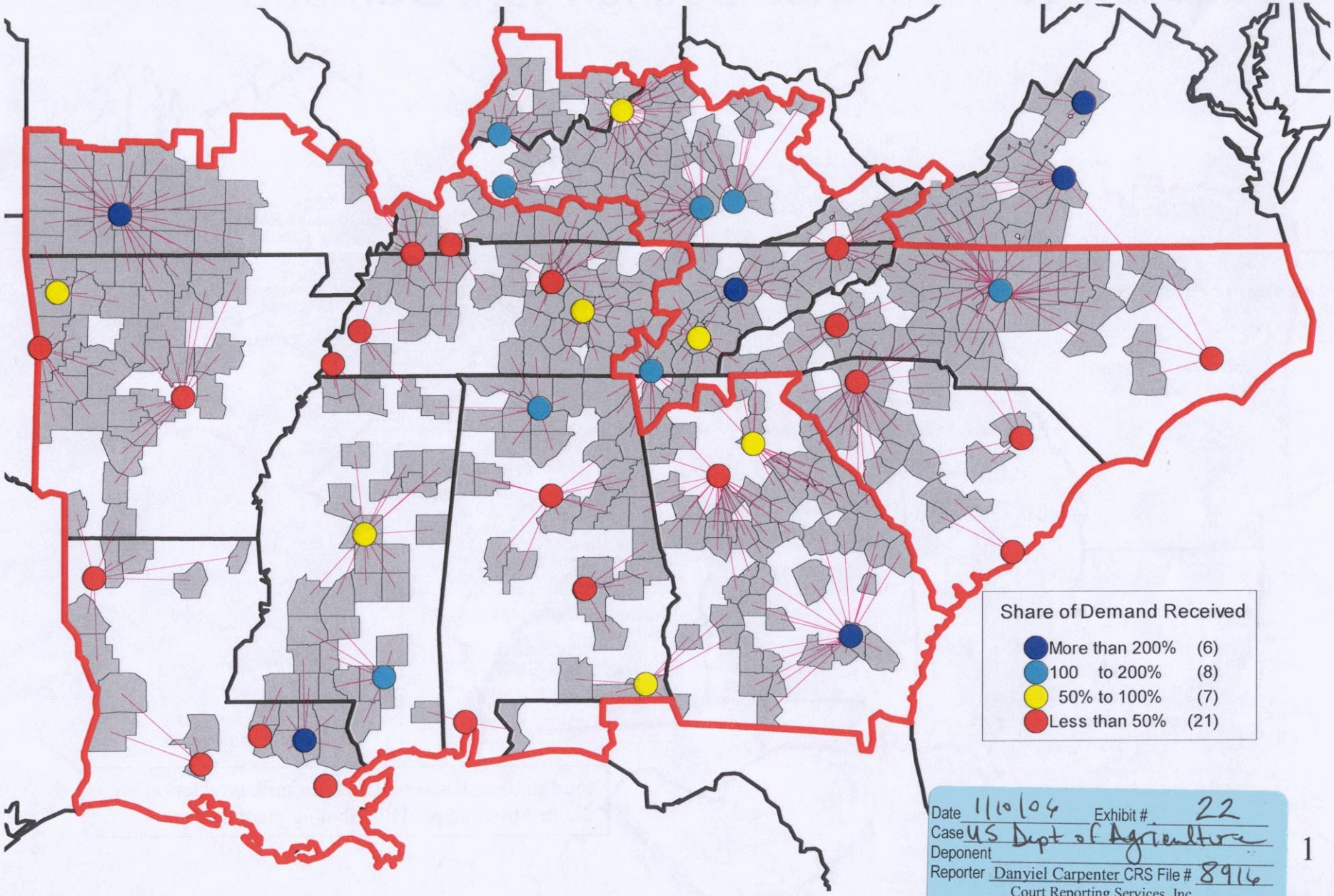

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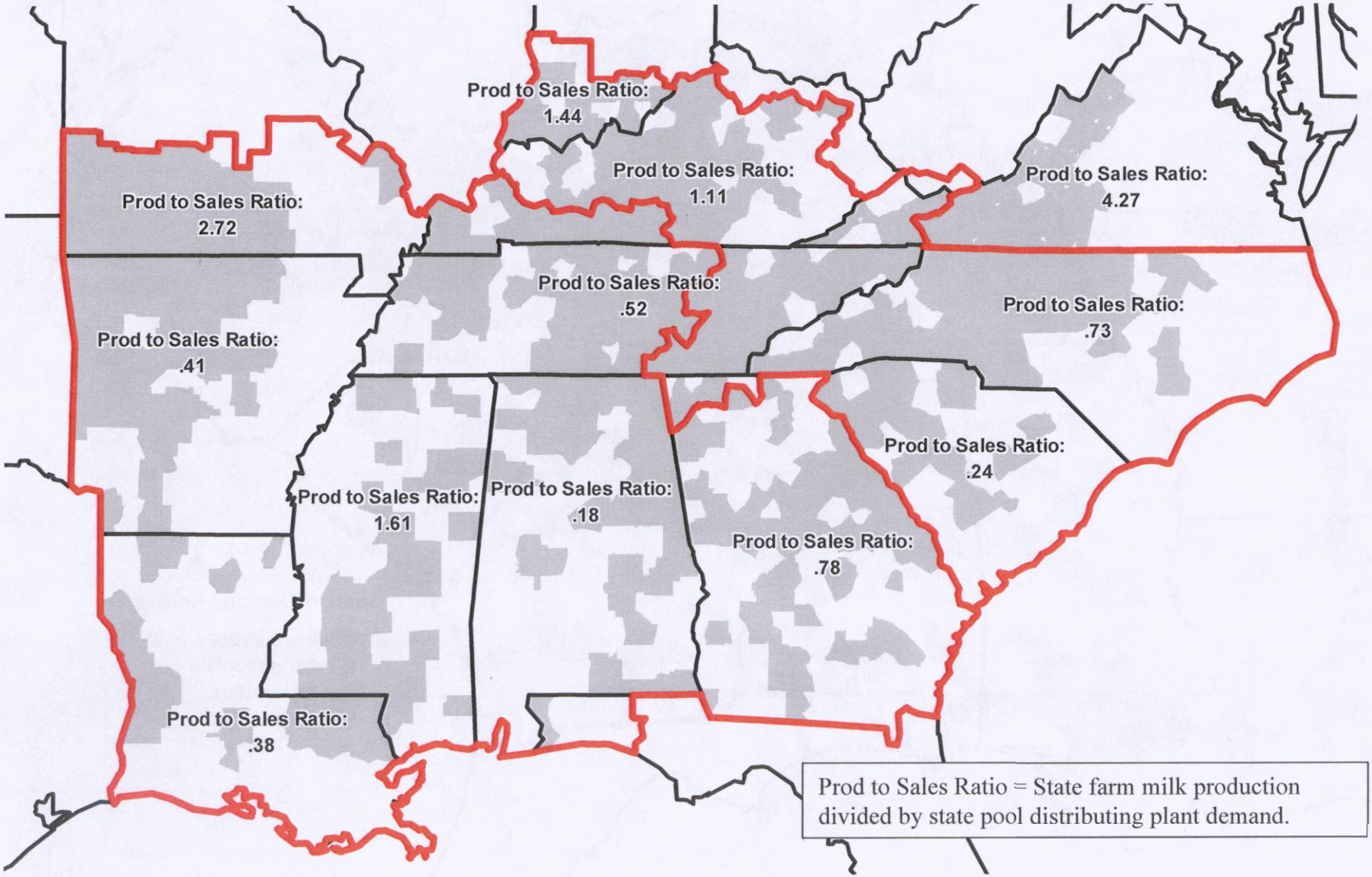
Exhibit _____

Production vs. Pool Distributing Plant Demand



Prod to Sales Ratio = State farm milk production divided by state pool distributing plant demand.

Exhibit _____

I am David Darr; I serve as a Marketing Analyst for Dairy Farmers of America, Inc. (DFA), a Capper Volstead cooperative. In that capacity, I study the movement of milk within various regions of DFA. My business address is 10220 N Ambassador Drive, Kansas City, Missouri, 64153. I testify today as a proponent of proposals 1, 2, and 3.

I am here today to present results of a marketing study that I have undertaken for the Southern Marketing Agency (SMA), a Capper Volstead marketing agency in common operating in the southeast United States. In my study, I looked at the relationship between milk supplies and demands in the Southeastern United States, and will present testimony summarizing my findings.

The marketing study done for SMA has utilized a linear programming model to estimate costs (specifically freight) involved with various milk demand situations in the Southeast. The model that has been developed allows us to input data on milk production and sales, and then allocate milk to the ideal plant subject to constraints that were put on the model. A linear programming tool called "What's Best" – a Microsoft Excel add-in developed by a company named LINDO was used to compute the model. LINDO has developed linear programming software since 1979. More information about the software can be found at www.lindo.com. The mathematical process of linear programming is a widely accepted method of optimizing models with many variables and constraints. It was used by Cornell in the development of our current Class I

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differential floor. Using the purchased software, I developed the model that was used to produce the data I will review in a few minutes. While the model has not been officially peer reviewed, it has gone through several iterations, and undergone theoretical and practical revisions with the help of members of SMA. Similar models have been used in other regions of DFA, and the logic of the model has passed many tests.

Through SMA, I was presented with consolidated milk production information by county for June 2005. Milk production modeled represents in excess of 80 percent of the total milk produced in the two Federal Order marketing areas. Also through SMA, I was presented with demand sale information for Federal Order 5 & 7 pool distributing plants that SMA serves. Given this data, a model was created that moved milk from each county to the plant that is closest to that county. In some areas with multiple plants, demand sales information was consolidated to represent a metropolitan area demand, instead of a plant specific demand. Exhibit ___ is a graphical representation of the distribution of milk that resulted from running this model. The model was set so that there were no constraints placed on plant capacity – each plant could receive an infinite amount of milk. The goal was to allocate milk from each county to the closest possible pool distributing plant.

A mileage matrix similar to that found in an atlas drives the model. Distances for each combination of points were calculated using the center point of each county, and the center point of each zip code where each plant is located. Software by the name of PC Miler was used to calculate the distance between each combination of points. PC Miler

is a product available from ALK Technologies, and according to their website, it is used by over 20,000 logistics companies around the world. More information on PC Miler is available from www.alk.com.

The model was set to move all milk production to the closest plant, at the minimum cost. Visually, you can see how the model worked in page 1 of E x h i b i t . Each of the lines on the map represents milk moving from a county, to a plant. Because there were no constraints placed on demand, all of the milk from each county goes to a single point. Also, each line on the map should be the shortest possible length from a county to a point, to represent the distance minimization function of the model. On average, farm milk traveled 51 miles from the center point of each county to the nearest point. Milk from some counties traveled over 100 miles to find the nearest point, while other counties traveled less than 5 miles. This analysis works towards identifying the closest viable market for producers located in each county in the Southeast.

Next, I wanted to see how much of each area's demand would be filled if all milk moved to the closest viable market. This is presented in page 1 of Exhibit ___ by the color-coded circles on the map. Plant demand was taken from SMA sales information from 2005. For each area, the highest monthly demand sales volume from January 2005 through October 2005 was used in the model. In areas with multiple plants in a close proximity, multiple plants were grouped together to form an area. In total, there are 42 possible delivery points in the model. I took the amount of milk placed into each area by the model, and divided that number by the maximum SMA monthly demand. This

computation is referred to as the "share of demand received" by each area. I have color-coded the share of demand received into four categories. Circles on the maps that are red represent area that received less than 50% of the milk that they actually demanded. These are areas in the most deficit parts of the Southeast, and represent ½ of the delivery locations in the model. One area in Louisiana received no milk from the model. There were no counties for which it was the closest location. Areas shaded yellow received more than 50% of their demand, but less than 100% of what they wanted. 7 of the 42 delivery points' shipments fell within this category. When I add the number of red points to the number of yellow points, it tells me that 66% of the delivery points in the model received less milk than what they demanded. The other 33% of delivery points in the model received more milk than what they demanded. I have broken them down into two categories. Points that are light blue in color (8 points) represent areas that received between 100% of their demand and 200% of their demand. Beyond that, there were 6 points (colored dark blue) that received more than twice the milk that they demanded. At the high end of the scale, one point received 6 times the milk that was demanded. It is apparent that while most of the delivery points that were allocated more milk than what they demanded are located along the outside border of the Southeast, there are occasions where locations in the heart of the Southeast have a local milk supply that exceeds plant demand.

I wanted to present this same data in one additional way before we move on to additional testimony. Page 2 of the exhibit takes the same milk production and area demand information contained on page 1, but summarizes at the state level. The map

looks at each state's milk production contained in the model, and divides that production by the pool distributing plant demand in that state. The result is a ratio that measures the pounds of production in each state in relation to the pounds of pool distributing plant demand sales. From the data in the model, only 5 states in the region had more milk production than demand from pool distributing plants. All of the states with an excess supply (except Mississippi) are located along the fringe of the Southeast. As we move deeper into the Southeast, the deficits tend to grow. For example, in Tennessee, for every 10 pounds of demand, there was 5.2 pounds of production. Additional supply would have to come from somewhere else. In South Carolina, for every 10 pounds of demand, there was less than 2.5 pounds of production. Alabama had the lowest ratio. In Alabama, for every 10 pounds of demand, there was less than 2 pounds of production. Put another way, in Alabama, over 80% of pool distributing plant demand would have to come from somewhere other than Alabama.

This completes my description of the model that has been developed to further describe the milk supply / demand relationships in the Southeast. In upcoming testimony, Mr. Jeff Sims will use the model that I have described as justification for proposals 1, 2, and 3.

Exhibit _____

I am Jeffrey Sims. I serve as Assistant Secretary of Dairy Cooperative Marketing Association, Inc. and of Southern Marketing Agency, Inc., two marketing agencies in common operating in the southeast United States. My business address is 13400 U.S. Highway 42, Suite 162, Prospect, Kentucky, 40059. I testify today on behalf of Arkansas Dairy Cooperative Association; Dairy Farmers of America, Inc.; Dairymen's Marketing Cooperative, Inc.; Lone Star Milk Producers, Inc.; and Maryland & Virginia Milk Producers Cooperative Association, Inc. Together these cooperatives will be hereafter collectively referred to as the proponents. Exhibit _____, pages A1 through A5 are letters from each of the proponent cooperatives authorizing me to speak on their behalf in this matter. In addition, Dairylea Cooperative Inc. of Syracuse, New York has asked us to testify on their behalf in support of Proposals Number 1, 2, and 3 as included in the Notice of Hearing.

All of the proponents market member milk on either one or both of the Appalachian or the Southeast Federal Milk Marketing Orders. Together the cooperatives market in excess of 80 percent of the producer milk pooled on the Appalachian and Southeast Orders.

The proponents of these emergency amendments wish to thank the Secretary for hearing these proposals on an expedited schedule and for considering emergency action and the omission of a recommended decision under the rules of practice and procedure.

The proponents offer the following testimony in support of Proposals number one, two and three as listed in the notice of hearing.

Date 11/10/04 Exhibit # 24
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Introduction

For at least the last twenty-five years the southeastern United States has experienced declining milk production, and at the same time has seen substantial increases in population. These two factors have combined to create a milk deficit condition in the southeast unlike any other region of the United States.

Increases in Class I sales, brought on by increases in population, coupled with the decreases in milk production have left the southeast in the unenviable position of seeking milk supplies from further and further away. According to market administrator statistics introduced at this hearing, during 2004 producer milk was delivered to Order 5 and 7 pool plants from not less than 28 states. Just as the milkshed for the region has expanded and milk movement distances have increased for milk moved from outside the marketing area, the distance milk moves within the marketing areas has likewise increased. Consolidation of milk processing into fewer and larger plants, and the loss of dairy farm numbers has caused what little milk remains in the region to be poorly situated with regard to Class I demand. Class I fluid milk processing plants are typically located near population centers, which unfortunately puts them distant from milk production centers.

Exacerbating the enormity of the distances milk must move to supply the Class I demand in the southeast is a national environment of high fuel costs.

Transportation Credit Balancing Funds are currently included in the Appalachian and Southeast Orders at sections .80, .81 and .82, and these provisions address a portion of the

costs of bringing in supplemental milk to the southeast. Proposal number one seeks to increase the Transportation Credit Balancing Fund assessment rate in each of the two Orders. Proponents have proposed increasing the maximum Transportation Credit Balancing Fund assessment by $0.055 per hundredweight of Class I milk in the Appalachian Order such that the maximum rate of assessment pursuant to section 1005.81 would be $0.15 per hundredweight; and proponents have proposed increasing the maximum Transportation Credit Balancing Fund assessment by $0.100 per hundredweight of Class I milk in the Southeast Order such that the maximum rate of assessment pursuant to section 1007.81 would be $0.20 per hundredweight. In Proposal number three, proponents seek to amend the mileage reimbursement factor utilized in the Transportation Credit payment provisions of both Orders by updating the mileage rate, and inclusion of a diesel fuel cost adjuster. Proposal number two seeks to add new provisions to the Orders providing for an Intra-market Transportation Credit which will offset a portion of the transport cost of supplying milk produced within the two marketing areas to pool distributing plants. The Intra-market Transportation Credit would be at least partially funded by adding a new provision to the Orders, an Intra-market Transportation Credit Fund, which will be funded by an Intra-market Transportation Credit Assessment, which is requested to be a maximum $0.10 per hundredweight of Class I milk in the Appalachian Order, and is requested to be a maximum $0.15 per hundredweight of Class I milk in the Southeast Order.

Proposals number 1, 2 and 3 will be dealt with separately for purposes of this testimony, but proponents consider the partial reimbursement for costs of supplying milk for Class I use to the southeast, whether that milk is produced inside or outside the marketing areas, to be

inextricably linked in that both provisions seek to assign a portion of the costs of supplying milk for Class I use onto the Class I purchaser.

For reasons of expediency, for the purposes of this testimony, the term southeast or southeast region shall refer to the Appalachian and Southeast Marketing Areas, or their predecessor Orders. We will attempt to be specific when referring to the two Orders as opposed to references to the region.

Testimony in Support Of Proposals Number One and Three.

The current system of Transportation Credits as provided in sections .80, .81 and .82 of the two Orders was installed in the southeastern Orders in 1996, with a substantial amendment to the provisions in 1997. With the exception of conforming changes to the Order language resulting from Order consolidation, and the deletion of an unused scale ticket provision, the Transportation Credit provisions have remained basically unchanged since 1997. References in this testimony to the initial provisions of the Transportation Credits will refer mostly to the 1997 language and promulgation.

Exhibit ____, page B, is a tabular comparison of the portion of the actual cost of hauling Class I milk which was funded by Transportation Credits in 1997 versus the portion of the actual cost which Transportation Credits funded in 2003, 2004, and 2005.

When the current system of Transportation Credits was installed in the southeastern Orders in 1997, approximately ninety four to ninety five percent of the cost of transport on

supplemental Class I milk was covered by Transportation Credit Balancing Fund payments. In 1997 the prevailing quoted cost of over-the-road milk transport was in the range of $1.75 to $1.80 per loaded mile, which computes to per hundredweight per mile factors of $0.00365 to $0.00375, using a 48,000 pound load of milk. The mileage rate included in the 1996 Transportation Credit promulgation and decision was 0.37 cents per hundredweight per mile. The method for conversion of hauling rates per loaded mile to rates per hundredweight per mile is demonstrated in Exhibit _____ page C. In 1997 the Secretary installed a rate per hundredweight per mile in the Orders which was slightly less than the actual transport cost, deciding 0.350 cents per hundredweight per mile was a reasonable rate per hundredweight per mile, lowering the mileage rate from the 0.37 cents per hundredweight per mile included in the 1996 Transportation Credit provisions. There was little testimony in the 1997 proceeding regarding hauling rates, but industry memory is that haul rates were approximately $1.80 per loaded mile in 1997.

Since 1997 fuel costs and other factors impacting the cost of hauling have increased substantially, and there has been no adjustment in the Orders' per hundredweight per mile reimbursement rate since 1997.

Exhibit pages D I through D3 shows the monthly cost of diesel fuel for the United States and nine U.S. sub-regions, as reported by the Energy Information Administration of the United States Department of Energy on their website at http://tonto.eia.doe.gov/oog/info/wohdp/diesel.asp. From the exhibit we can see that the national average diesel fuel price in mid-1997 was reported to be approximately $1.15 to $1.17 per gallon, while the national average diesel fuel price in mid-2005 was reported to be

approximately $2.20 to $2.50 per gallon, roughly double the 1997 cost. Costs in the autumn months of 2005 increased even further following hurricane Katrina. While diesel prices have moderated somewhat from the highs registered in the fall of 2005, diesel fuel prices still substantially exceed the prices which existed when the Transportation Credit provisions were installed in 1997.

Another factor has also come into play which has reduced the effective rate of reimbursement of the cost of moving Class I supplemental milk from the Transportation Credit Balancing Funds. This factor is the necessary proration of payments by the market administrators from the Transportation Credit Balancing Funds due to insufficient Fund balances in the later months of the payment period.

As stated previously, milk moves greater and greater distances each year, in greater and greater volumes each year to serve the Class I needs of the southeast. These greater distances, coupled with greater volumes of supplemental milk have left the Transportation Credit Balancing Funds insufficient to cover all the claimed Transportation Credits. Recent history shows that as currently funded, the Transportation Credit Balancing Fund is sufficient to cover 100 percent of claimed Transportation Credits in the Appalachian and Southeast Orders typically only during the first couple of months of the Transportation Credit payment period. Order provisions require the market administrators to prorate available Fund dollars to claimed credits if the Fund is insufficient in a month. Looking again at Exhibit ___, page B, we see that the effective rate of payout of claimed credits in the Southeast Order after adjusting for this proration was a little more than thirty-nine percent in 2004, and was slightly more than fifty four percent in the Appalachian Order in that year. These effective rates of

payment after proration have been only slightly better in 2005, owing to the increased assessment rates applicable since November 2005. Both the Appalachian and Southeast market administrators began prorating Transportation Credits in September 2005.

Referring again to Exhibit page B, the factors described above, higher rates per mile for hauling and the proration of available Transportation Credits Funds, are combined into one comparison. The combined effect of these changes has left the real portion of transportation cost on Class I supplemental milk paid via the Transportation Credits radically lower in 2004 and 2005 than in 1997. In 1997 approximately ninety four to ninety five percent of the actual cost of hauling Class I supplemental milk was paid through the Transportation Credit provisions, while only approximately forty-six percent was paid in 2004, forty-six percent being the approximate simple average of the 54.6 percent in the Appalachian Order and 39 percent in the Southeast order. Proponents have estimated the assessment amounts and claimed credits for December 2005, and based on those estimates project that the final percentage of hauling costs on Class I milk which would be reimbursed from the Transportation Credit Balancing Funds in 2005 to be about 48 percent in the two orders combined, As stated previously, 2005 has been in practical terms very little better than 2004. In round numbers, the portion of hauling costs on Class I supplemental milk which is paid through the Transportation Credit Balancing Funds has been cut by more than half in 2004 and 2005, versus the levels paid in 1997. We have every reason to believe that this trend of increasing transport costs and decreasing effective Transportation Credit Balancing Fund payments will continue unless amendments to the Transportation Credit Balancing Fund provisions are installed.

Returning the effective rate of Transportation Credit payments to the levels originally foreseen and installed by the Secretary will require attacking both of the identified causal factors, We will now provide evidence and testimony in support of amending the per-hundredweight per mile rate included in the Orders, and testimony in support of increasing the maximum rate of assessment on Class I producer milk.

per Hundredweight Mileaae Rate (Proposal No. Three)

As demonstrated in Exhibit pages D l through D3, the cost of fuel has escalated rapidly in recent years. This should certainly be no surprise to anyone owning an automobile. The impact on the cost of milk hauling has corresponded to the cost of fuel as one would expect. Previous testimony put the cost per loaded mile for over-the-road hauling at $1.75 to $1.80 per loaded mile in 1997. That rate is more like $2.35 per mile today. Exhibit page E is a compilation of actual hauler bills to cooperative associations for the month of October 2005. Hauler bills were randomly selected from cooperative records, summarized and compiled into the exhibit. The range in costs per mile from the Exhibit invoices is $1.89 to $2.70, with an average of $2.48 per loaded mile. We fully believe that the ranges in costs per mile for hauling computed from this sample of hauling bills is highly indicative of the universe of hauling costs being charged in the marketplace.

Diesel fuel costs are not the only reason transport costs have increased. General cost increases in equipment, insurance, labor, and new government regulations regarding driver rest periods and on-the-road time have all worked to increase per mile transport costs. Diesel fuel cost merely represents the most visible transport cost factor.

Proponents believe that setting the Federal Order rate of reimbursement for hauling cost at some rate less than the actual cost continues to be a reasonable approach for the Transportation Credit Balancing Fund provisions. Full reimbursement of the cost per mile of moving Class I could lead to complacency in seeking hauling efficiencies, or worse yet, could encourage uneconomic movements of milk.

The 1997 Transportation Credit Balancing Fund provisions set the rate per hundredweight per mile at 0.350 cents, and the rate has not been updated since then. Costs of hauling have increased substantially since 1997, to such a level that the 0.35 cents per hundredweight per mile would be insufficient if fuel were free! Exhibit , page F shows the mileage rate which would have been in effect in late 2004, the period of time of the Hurricane Emergency Hearing in the southeast Orders, if fuel had no cost. In the Secretary's decision on the Hurricane Emergency, it was decided that hauling costs on extraordinary movements of milk resulting from the 2004 hurricanes would receive reimbursement using a maximum rate per loaded mile of $2.25. According to fuel data already introduced, the cost of diesel in the southeast in September 2004 was about $1.87 per gallon. Using 5.5 miles per gallon fuel use by a tractor-trailer and removing the fuel cost from the total rate per loaded mile results in a mileage rate during late 2004 of almost 0.40 cents per hundredweight per mile, which is greater then the Order mileage rate – and this is if fuel were free. Clearly, the mileage rate under the Orders is in need of updating.

Rather than proposing the continuation of use of a fixed rate per hundredweight per mile for payments from the Transportation Credit Balancing Fund, proponents offer the following

system for the computation of a variable or moving per hundredweight per mile rate. The use of fixed rate suffers from lack of responsiveness to changes in hauling costs, as we have demonstrated above. However, if mileage rates were fixed in the Orders based on the current hauling costs, and if hauling costs were to decline from their current rates in the future due to decreases in fuel cost, the Order provisions would be left with a per-mile rate which could be too generous, and therefore might encourage inefficiencies in hauling or uneconomic movements of milk. None of the proponents offers themselves as experts in the field of predicting fuel cost changes, which are the primary mover of hauling costs in the short run. As a result, proponents have no certainty as to the direction fuel costs will move in the future. The uncertainty of future fuel cost changes makes setting the Order rate for hauling in the Transportation Credit Balancing Fund provisions based on the current rate of hauling, with no provision for making future adjustments outside the formal rulemaking process, fraught with danger.

Adjustable rates for hauling costs based on fuel changes are common in industry, and even the U.S. government has updated the allowable mileage rate for business use of automobiles over time,

Exhibit ___ pages G1 through G5 provides summaries of computations of hauling rates for the period of October and November 2003. During this period, diesel fuel costs were relatively stable, ranging from $1.48125 to $1.48225 per gallon nationally, and $1.4210 to $1.4308 in the Lower Atlantic and Gulf Coast EIA regions. This is the only period in recent history that fuel costs have varied less than one cent per gallon over a two month period. Exhibit ___ page G5 shows an average hauling rate being charged in the southeast during

October and November 2003 of approximately $1.91 per loaded mile. Since the diesel prices were not rapidly fluctuating during this period, proponents believe this to be a fair time frame upon which to base diesel adjustments to haul rates, to use as a base-period, if you will. Proponents offer $1.91 per loaded mile as the base rate for determining the mileage rate under the two Orders.

In determining hauling rates, industry utilizes a range of 5.0 to 6.0 miles per gallon fuel use for transporting milk, with use of 5.5 miles per gallon often cited as a fair average. Statistics on Combination Truck fuel economy from the United States Department of Transportation, included as Exhibit ____, page H shows that the average miles traveled per gallon of fuel for a combination truck was 5.2 miles per gallon in 2002. The United States Department of Transportation defines a Combination Truck as what would commonly be called a tractor and trailer. Combination truck fuel economy from the US DOT statistics show little change in average fuel economy per mile since 1998. The United States Department of Transportation fuel use data are copied from the USDOT website, and the table sourced is at http://www.bts.gov/publications/national transportation statistics/2003/html/table 04 14.html . Proponents offer 5.5 miles per gallon as the fuel consumption rate to be used in computing Federal Order Mileage Rates.

Load sizes used for industry mileage calculations range from 44,000 to 48,000 pounds per load, with 46,500 pounds being an often-used load volume for milk route pick up. Tankers can typically hold the full 48,000 pounds, but due to normal daily variation in farm production, 46,500 is often used to represent the average load size over the year in tankers completing farm pick-up. A 5,600 gallon tanker can hold at its fullest 48,160 pounds of milk. Proponents

seek to encourage the efficient use of hauling equipment, and offer 48,000 pounds as the load size for use in the Order provisions.

Proponents propose the use of the Lower Atlantic and Gulf Coast EIA regions in the computation of mileage rates under the Appalachian and Southeast Orders. As reported by the Energy Information Administration, the Lower Atlantic region is comprised of the states of Virginia, West Virginia, North Carolina, South Carolina, Georgia, and Florida. The Gulf Coast region is comprised of the states of Alabama, Mississippi, Arkansas, Louisiana, Texas and New Mexico. The area covered by these two EIA regions fairly well mirrors the Appalachian and Southeast Order marketing areas, and would include the important reserve supply areas in the southwest. As for states in the two Order Marketing Areas, only Kentucky, Tennessee and Missouri would not be reflected in the Atlantic and Gulf Coast regions' EIA fuel data. Expansion of the number of EIA regions beyond the Lower Atlantic and Gulf Coast regions for use in the mileage rate computation would include much more territory, and likely would not appreciably impact the computed fuel costs. In fact over time, the Lower Atlantic and Gulf Coast EIA regions have shown diesel fuel costs among the lowest reported. Important in the proposals is that the monthly change in the cost of fuel be recognized. Use of a consistent base period, tied to consistent reporting regions will accomplish this. Industry in the southeast uses the Lower Atlantic and Gulf Coast regions in computing hauling cost fuel adjustments, and has seen no issues arise from their use versus use of some larger geographic fuel cost statistic.

Exhibit ____, page 1 shows an example computation of the proposed Mileage Rate for the month of December 2005 using the mathematical information and data set forth here. Using

diesel fuel cost for the Lower Atlantic and Gulf Coast EIA regions for the four weeks ended December 23, 2005, the simple average diesel fuel cost for the southeast was approximately $2.41 per gallon. Using the start-out rate per loaded mile in effect when diesel was approximately $1.42, the October and November 2003 period previously discussed, we see that diesel fuel now exceeds the base period price by $0.99 per gallon. We next divide the change in fuel cost by the proposed average fuel use of a milk truck, that is, 5.5 miles per gallon. The resulting figure represents the change in the cost of hauling milk one mile, far the given change in diesel fuel cost over or under $1.42 per gallon. In this case $0.99 divided by 5.5 equals $0.18 per loaded mile cost increase due to fuel. Next, the change per mile in hauling costs resulting from fuel price changes is added to the reference rate of hauling costs per loaded mile, which as discussed is proposed to be $1.91 per loaded mile. The resulting value is the fuel-adjusted cost per loaded mile. Again in this case $0.18 plus $1.91 equals $2.09, Next divide the adjusted rate per loaded mile by the number of hundredweights on a typical load, which is 480, to get the mileage rate in dollars per hundredweight per mile, and multiply by 100 to get the mileage rate in cents per hundredweight per mile, again mathematically, $2.09 ÷ 480 = $0.004355, and $0.004355 X 100 = 0.436 cents per hundredweight per mile. This rate per mile represents the fuel adjusted cost of hauling milk. Proponents have called this new process the Mileage Rate, and have proposed a new section 1005.84 and 1007.84 in the two Orders.

The mileage rate as proposed will be less than the actual cost of hauling, and does not need further reduction. As described above, the mileage rate resulting from the computation as proposed yields a rate per hundredweight per mile which is less than is actually being paid in the marketplace. The mileage rate as proposed to be computed is based on 2003 costs of

hauling and only reflects changes in the costs of fuel since that time, Other costs, as previously discussed, have increased the actual cost of hauling since then.

Also, no further adjustment in the mileage rate is necessary because the pounds reimbursed on a load are Class I only. Depending on whether the mileage rate is used in the current Transportation Credit provisions or the proposed Intra-market Transportation Credits, and whether it is Order 5 or Order 7, the Class I use on the load will be between approximately 65 percent and 90 percent.

The use of a fuel adjuster itself reduces the need to further downwardly adjust the mileage rate. As shown in Exhibit ____ pages J1 and J2, the mileage rate will move up and down with the cost of fuel. No longer is there any need to safeguard the mileage rate from lower fuel costs by setting the rate at less than the computed cost, because the mileage rate will be self-correcting. As seen in Exhibit ___ pages J1 and J2, the mileage rate as proposed would have ranged between 0.417 cents per hundredweight per mile and 0.461 cents per hundredweight per mile, with a simple average 0.433 cents per hundredweight per mile during 2005.

The computation of Transportation Credits and the proposed Intra-Market Transportation credits provide mileage safeguards which reduce the actual rate of reimbursement below the actual cost of hauling. Current Transportation Credit provisions reduce the mileage on farm direct milk by 85 miles, and the proposed Intra-Market Transportation provisions reduce the mileage by the distance a producer is from his or her nearest pool distributing plant. For all of the above reasons, proponent see no practical reason to further adjust the Mileage Rate by

any factor after conversion to a per-hundredweight per mile rate established on the 2003 cost of hauling and fuel costs.

Common practice in the industry is to compute the diesel fuel adjuster on the last Monday of the current month, using the most recent four weeks' diesel prices as reported by EIA. Proposal number 3, as included in the Notice of Hearing provides Order language which mirrors industry practice in setting haul rates, with a slight modification to fit market administrator price announcement schedules already in place. We propose that the mileage factor to be used in the Transportation Credit Balancing Funds provisions and the Intra-market Transportation Credit provisions be computed and announced along with the Advanced Class I price, such that the Mileage Rate is announced for the current month on the Friday that falls on or before the 23rd of the month. The time period used would be the most recent four weeks available prior to the announcement of the Advanced Class I price. For example, the December 2005 Mileage Rate would have been announced on December 23, 2005, and would have used the Energy Information Administration diesel prices for the Lower Atlantic and Gulf Coast regions announced by EIA on November 28, December 5, December 12 and December 19. In practical terms, the mileage rate announced under the Orders would be announced a week or two earlier than currently computed by industry. Industry may or may not adopt this change in timing of their actual fuel adjustment changes to haulers, but whether or not industry makes this change in computing monthly haul rates is not material to the administration of the Order. The important aspect here is that the Orders need a formalized process for keeping hauling costs reasonably current and adjusted for relative changes in diesel fuel costs, whether fuel costs rise or fall, and the system proposed utilizes well understood industry practice and independently announced, reliable, fuel cost data.

Adjustment of reimbursement for mileage costs from changes in fuel costs is appropriate. Industry uses fuel adjustments to pay for hauling on an ongoing basis, and even the Federal Government changes mileage rates for reimbursement of personal vehicle use based on changes in vehicle operation costs.

Transportation Credit Assessment Rate

The assessments for the Transportation Credit Balancing Funds have been insufficient to fund all claims made on the Funds for the last few years. Both the Appalachian and Southeast Order market administrators have collected the maximum Transportation Credit Balancing Fund assessment in 2004 and 2005, pursuant to section 10xx.81 of the Orders, yet both Orders had insufficient funds to pay all claimed Credits. Even with the addition to the assessment rates of three cents per hundredweight of Class I milk which went into effect in the Orders in November 2005, proponents anticipate both the Order 5 and Order 7 Transportation Credit Balancing Funds to be insufficient for calendar year 2006. Proponents appreciate and thank the Secretary for acting to partially relieve the insufficiencies of the two Transportation Credit Balancing Funds in the recent Order proceeding, but note that the three cents per hundredweight increases in the Transportation Credit Balancing Fund assessments are still not enough, given the changes in fuel costs, supplemental milk volumes, and distances supplemental milk moves, as previously described.

Exhibit ____, page K shows the amount per hundredweight of Class I Transportation Credit Balancing Fund assessment which would have been necessary to fully fund all claims for

credits in 2004, and estimates of the amounts necessary for 2005. These credits are computed at the rate per hundredweight per mile as currently included in the Orders, that is 0.35 cents per hundredweight per mile, and do not take into account additional funds which would be necessary if the mileage rates are amended as proposed above. For the year 2004, the Transportation Credit Balancing Fund assessment of $0.065 per hundredweight of Class I milk, the maximum allowed under the Appalachian Order, would have had to been increased to $0.0889 to pay all claimed Credits. For that year in the Southeast Order, the $0.070 per hundredweight maximum assessment would have had to been increased to $0.1318 to pay all claimed Credits. Clearly, the three cents per hundredweight recent increase would have been barely sufficient to allow the payment of all claims in Order 5 in 2004, and is projected to be insufficient to fund all Transportation Credit claims in Order 7.

Claimed Transportation Credits from the Appalachian Order Transportation Credit Balancing Funds in July, September, and October 2005 exceeded the credits claimed from the Order in the same months of 2004. Claimed Transportation Credits from the Appalachian Order Transportation Credit Balancing Funds in August and November 2005 were somewhat less than claimed in the same month during 2004. In the Southeast Order, claimed credits were down slightly in July, August, September and November of 2005 versus the same month in 2005, while October 2005 claims exceeded October 2004. Marketers of milk may have shifted some supplies of supplemental milk onto Order 5 and away from Order 7 since the recent history of net payments after proration on Order 5 have exceeded Order 7. The market administrators for the two Orders have supplied these data in Exhibits ____ and . The general trend has been for claimed Transportation Credits to increase over time. Obviously if this trend continues in 2006, the Transportation Credits Funds will be even more deficit in

available funds than was true in 2004 and in 2005. The critical milk supply condition of the southeast requires that effective action be taken to more fully fund the Transportation Credit Balancing Funds and bring equity and order to the reimbursement of costs of transporting supplemental milk for the southeast.

Proposal number three provides an increase in the per-hundredweight per mile reimbursement rate, and this raise will increase the payout from Transportation Credit Balancing Funds. Exhibit ____, page L demonstrates, based on calculations by the market administrators already introduced at this hearing, the projected increase in cost which occurs from increasing the per hundredweight per mile reimbursement rate for each of the two Orders. Based on actual 2004 and 2005 milk movements and origin points, the Transportation Credit Balancing Fund assessment rate would need to be increased by $0.0462 per hundredweight of Class I milk in Order 5, and by $0.0623 per hundredweight in Order 7 if the per mile reimbursement rate were 0.46 cents per hundredweight per mile. Based on the proposed system for computing Mileage Rates described above, the per mile reimbursement rate based on a $2.40 diesel fuel price per gallon, which is the approximate average current price per gallon, would be approximately $0.0044 cents per hundredweight per mile.

There is a cumulative effect to the changes in the Mileage Rate as proposed and the insufficiencies of the current Transportation Credit Balancing Fund assessment rate needed, which will be summarized at this time. This calculation and summary can be found in Exhibit ___, page M.

For the Appalachian Order, increasing the per hundredweight per mile reimbursement rate from 0.35 cents to 0.46 cents requires an increase in the assessment of $0.0441 per hundredweight, and the Fund was $0.0239 per hundredweight insufficient based on the 2004 assessment rate of $0.065 per hundredweight, yielding a needed assessment rate of $0.1330 per hundredweight of Class I milk for 2004. Proponents estimate that for 2005 the required assessment would have had to be $0.1415 per hundredweight of Class I milk.

For the Southeast Order, increasing the per hundredweight per mile reimbursement rate from 0.35 cents to 0.46 cents requires an increase in the assessment of $0.0609 per hundredweight, and the Fund was $0.0618 per hundredweight insufficient based on the 2004 assessment rate of $0.070 per hundredweight, yielding a needed assessment rate of $0.1927 per hundredweight of Class I milk for 2004. Proponents estimate that for 2005 the required assessment would have had to be $0.1869 per hundredweight of Class I milk.

If diesel fuel costs were to return to the highs experienced in 2005, the per hundredweight per mile rates under the Orders would exceed $0.0046 and thus the amount paid for Transportation Credits would exceed the estimates stated here.

Proponents recommend setting the maximum rate of Transportation Credit Balancing Fund assessment, which is stated in section 10xx.81 of the Orders, at $0.15 per hundredweight of Class I milk in the Appalachian Order and $0.20 per hundredweight of Class I milk in the Southeast Order. These maximum rates represent an increase of $0.055 per hundredweight of Class I milk in Order 5, and $0.10 per hundredweight in Order 7, above the rates which were put into effect in November 2005.

Changing the relative maximum rate of assessment for the Transportation Credit Balancing Funds in the two Orders could alter the relative total Class I cost to handlers under the Orders. Currently, the difference in maximum assessment rate is one-half cent per hundredweight. The proposed new maximum rates would differ by $0.05 per hundredweight.

While the proposed difference in maximum rate of Transportation Credit Balancing Fund Assessment between the two Orders may seem like a divergence from the Orders' pricing practice of having both Orders with basically the same Class I price, this ostensible sameness of Class I value has not always been as it appears. In 2002 and 2003, the market administrator for the Appalachian Order waived the assessment for the Transportation Credit Balancing Fund for two months each year. In the other ten months, the rate assessed was the Order 5 maximum rate of $0.065 per hundredweight. During those years, the market administrator for the Southeast Order did not waive the assessment in any month. In simple terms, the annual average assessment for the Appalachian Order was $0.054 per hundredweight, which is $0.065 times ten months, divided by twelve months. The annual average rate of assessment in the Southeast order was $0.07 per hundredweight, leaving an actual difference in effective rates of assessment of $0.016 per hundredweight.

In addition, Order 7 handlers importing milk from outside the southeastern Orders would have experienced higher net costs of supplemental milk hauling in those earlier years due to the proration of Transportation Credit Balancing Fund payments in Order 7 during that period. Handlers in Order 7 thus would have had their net reimbursement of hauling costs reduced versus Order 5 importing handlers. These costs of transport certainly exist, and have been

paid, just they have been paid for outside the Transportation Credit Balancing Fund assessment system. So while on the surface the Transportation Credit Balancing Fund Assessments have appeared to be roughly equal in the two Orders, because the maximum rates of assessments defined in the two Orders have been roughly equal, differences in the true effective rate of assessment have existed, as well as differences in handler costs of supplemental supplies due to differences in Transportation Credit Balancing Fund payment prorations.

The differing rates of maximum Transportation Credit Balancing Fund Assessments between Orders 5 and 7 reflect the somewhat differing costs of supplying supplemental milk to the two Order areas. While both Order areas draw milk from the same supplemental sources in the Indiana, Ohio, and Michigan area, additional supplemental milk supplies for the Order 7 area originate in the southwestern United States, while additional supplemental milk supplies for the Order 5 area originate in the Middle-Atlantic states. The additional distance milk moves from the southwest region to the Order 7 area versus milk movements to the Order 5 area for milk originating in the Middle-Atlantic states represents the principal difference in supplemental milk hauling costs, and thus the relative differences in Transportation Credit Balancing Fund payments. It should be noted that some milk does move from the southwest region into Order 5 as supplemental milk and the miles this milk travels is often greater than if the milk were delivered into Order 7 plants.

There could be concern that the differences which exist in the distances supplemental milk must move to supply the two Orders, coupled with differences in supplemental milk volumes received in the two Orders could lead to substantially different Transportation Credit

Balancing Fund Assessment rates applicable in the Orders. If this becomes problematical, the Secretary could remedy the situation by consolidating the two Orders.

The costs of supplying supplemental milk to the southeastern Orders are real, and are ongoing. In the most recent past, the assessment for the Transportation Credit Balancing Funds has been seriously insufficient to cover even a half of the transportation costs, and thus those costs have been borne outside the regulated marketplace. Proponents seek to return order and equity to the reimbursement of these costs by having the Orders assess handlers for these costs, and standardize the reimbursement for these costs to those handlers who are incurring them.

The Transportation Credit Balancing Funds provisions afford the market administrator discretion in setting the assessment rates at or less than the maximum allowed by the Orders, based on projected Fund needs. Proponents continue to support this process, and the market administrators' discretion in setting the Transportation Credit Balancing Fund assessment rates in the two Orders insures that if payments from the fund are less than anticipated, assessments can be lowered by the market administrator accordingly.

As previously discussed, the market administrator discretion in setting the assessment rates has resulted in dissimilar assessment rates between the two Orders in the past, and that may be true in the future. Conversely, changes in the sources of supplemental supplies, or the volumes of the supplemental supplies may lead to actual assessment rates being closer in the two Orders than the differences in the maximum stated rates of assessment would suggest.

Proponents have proposed a minor modification to the market administrator discretion process in setting the Transportation Credit Balancing Fund assessment. Given that the Mileage Rate, as proposed to be adopted, will be a moving rate, the new language in sections 1005.81 and 1007.81 requires the market administrators to take into account any changes in the effective Mileage Rate between the current year and the previous year in determining the level at which to set the rate of the Transportation Credit Balancing Fund assessment.

In summary, the Appalachian and Southeast Orders, and their predecessor Orders, have had Transportation Credit Balancing Fund provisions for many years, and the Credit provisions have functioned as intended by increasing the regulated cost of Class I milk so that milk for Class I use could be procured from outside the marketing areas. The Transportation Credit Balancing Fund system should continue to be a part of the Appalachian and Southeast Orders, and needs to be improved and updated as proposed.

Testimony in Support Of Proposal Number Two.

Proponents seek to amend the Appalachian and Southeast Orders by adding new provisions which would help move milk for Class I use within and between the two marketing areas. It is envisioned that the structure of these provisions would be analogous to the current Transportation Credit Balancing Fund system, only limited to milk movements to pool distributing plants within the two marketing areas, and applicable only to distances represented by movements to pool distributing plants beyond a producer's nearest pool distributing plant, with such credits to be known as Intra-market Transportation Credits.

Proponents propose adding a new section to each Order, sections 1005.83 and 1007.83, to accomplish these new provisions. Proponents seek additional new provisions to at least partially fund the Intra-market Transportation Credits by adding a new sub-section to each Order, sections 1005.81(d) and 1007.81(d). Proponents seek a maximum rate of $0.10 per hundredweight of Class I milk in the Appalachian Order, and a maximum rate of $0.15 per hundredweight of Class I milk in the Southeast Order to at least partially pay for the Intra-market Transportation Credits. The funds generated from the Intra-market Transportation Credit Assessments would be deposited into a new fund, named the Intra-market Transportation Credit Fund, and if the balance in the Intra-market Transportation Credit Fund was insufficient to pay all computed Intra-market Transportation Credits for the month, the difference would be allocated from the producer revenue pool. Conforming language in sections 1005.61 and 1007.61 is proposed to effectuate this process.

At this time proponents wish to offer two correcting and amplifying modifications to the Federal Order language as published in the Notice of Hearing. The first pertains to section 1005.83 and 1007.83, Payments from the intra-market Transportation credit fund. In section 1005.83(b)(2), after the words "within the marketing area" insert the phrase 'or located within the marketing area', so that the entire subparagraph now reads: '(2) Determine the total pounds of producer milk physically received from farms of producers located in the marketing area or within the marketing area of Order 1007 (7 CFR Part 1007) at each pool distributing plant;". Likewise, In section 1007.83(b)(2), after the words "within the marketing area" insert the phrase 'or located within the marketing area', so that the entire subparagraph now reads: '(2) Determine the total pounds of producer milk physically received from farms of producers located in the marketing area or within the marketing area

of Order 1005 (7 CFR Part 1005) at each pool distributing plant;". These minor correcting modifications conform the language to the intent of the provisions such that producers located within either order 1005 or 1007 would be eligible to their milk to receive an Intra-market Transportation Credit for delivery to a pool distributing plant regulated on either order 1005 or 1007. Language suggesting that producers located in either marketing area would be eligible for their milk to receive an Intra-market Transportation Credit is correctly included in the Notice of hearing in sections 1005.83(b)(1) and 1007.83(b)(1). The modified proposed language is provided in Exhibit _____.

The second modification to the Order language from that included in the Notice of Hearing regards market administrator determination of the location of producers for determining the Intra-market Transportation Credit. As described previously, the market administrator estimates of the Intra-market Transportation Credit values used the county seat of counties within the marketing areas as a proxy starting point versus locating each producer's farm more specifically. Proponents support revised Order language for the computation of the Intra-market Transportation Credit which would continue the use of a county seat within the marketing area as the starting point for computing mileages until such time as all producers' farms could be located at a sufficient level of specificity to satisfy the market administrator that the computation of distances from farm to plant are accurate and proper.

The Intra-market Transportation Credit provisions as proposed include two potential sources of income to fund the proposed credits. Obviously the best scenario for dairy farmers is to have the new assessment for the Intra-market Transportation Credits pay for the entirety of the expected Credits, such that the Class I marketplace is paying all of the cost of extra

mileages for delivery of milk for Class I use. To that end, proponents have proposed maximum rates of assessment in the Appalachian Order and Southeast Order which should cover the estimated cost of Intra-market Transportation Credits. Proponents believe that the cost of moving milk for Class I use should be borne by the Class I marketplace. However, if the Secretary elects to install assessments at less than the full amount necessary to pay for the new Intra-market Transportation Credits, provisions are proposed which would allow claimed Intra-market Transportation Credits which exceed the amount of assessment to be paid from the producer revenue pool. In order to have equity in the cost of delivering milk for Class I use between producers, proponents offer the process for adjustment to pool revenues to cover shortfalls in assessments as a fail-safe system. By providing this alternate source of funds, the Intra-market transportation credits can be paid even if Intra-market Transportation Credit assessments are insufficient. If assessments are not sufficient to pay all Intra-market Transportation Credits and no other source of funds is available to cover these costs, the shortage in Intra-market transportation credits creates inequities between those producers whose milk is traveling further than their closest pool distributing plant and those producers whose milk is able to be delivered to their nearest plant.

The installation of an Intra-market Transportation Credit system as proposed would complete the cycle of regulated cost reimbursement for Class I milk deliveries by setting up a system for cost recovery on intra-Order milk movements complementary to inter-Order milk movements provided by the current Transportation Credit Balancing Fund system. In this way, the regulated cost of Class I milk would reflect reimbursement of extraordinary costs of supplying milk for Class I use to the southeast region no matter where the milk was produced.

Exhibits _____ and _____ contain maps which show graphically the location of milk supplies and pool distributing plants in the Appalachian and Southeast Order Marketing Areas, as well as the location of pool and nonpool manufacturing facilities. These maps were prepared by the Market Administrators at our request. Of particular note is the concentration of milk production in the northernmost and northwestern-most areas, with pockets of milk production in southern Mississippi and eastern Louisiana, central Tennessee and lesser pockets of milk scattered throughout the marketing areas. Also of note is the location of pool distributing plants which are typically positioned near population centers, often in the interior of the marketing areas, distant from the more concentrated milk production areas.

Inherently difficult in the marketing of milk in the southeast is the distance milk must move within the marketing areas to supply Class I needs. While producer location adjustments do provide some incentive to pull milk generally north to south, the location adjustment effect is typically insufficient to reimburse the true cost of milk movements to supply Class I.

Moving and providing milk for Class I use, while influenced by a number of institutional factors, remains an activity governed by the immutable laws of economics. The decision on whether or not to undertake a business activity rests on the opportunity for that particular business activity to cover the variable costs of taking on the activity. For example, a farmer will only harvest a drought impacted field of corn if the sales value of the harvested grain will exceed the cost of harvesting and delivery to the customer.

Such is true of the delivery of milk for Class I use. Since producers pay the cost of delivering their milk to the processing plant, they will, in the interest of reducing their costs in marketing their product, seek to deliver milk to the plant nearest them. A producer should only agree to deliver milk to a more distant plant if the return on the milk to deliver to that more-distant plant is greater than or equal to the increased cost incurred in moving milk beyond the nearest plant. Alternately, the producer should agree to make the more-distant delivery if a process is in place which equalizes the cost of hauling realized by the producer in making the distant delivery with the cost of the most-near delivery.

Plants and producers, for any number of institutional and practical reasons, are often not closely located. Production agriculture, and animal agriculture in particular, is being forced further and further away from population centers, while Class I processors have tended to locate their facilities near urban or developed areas. This push of milk production away from population centers has left the producer in the unenviable position of having to send milk further and further to supply Class I processors. The Class I price surface under Federal Orders has not kept pace with this dynamic, and producers are footing the bill for ever increasing costs of delivery of milk for Class I use. It is important that the regulated marketplace recognizes this dynamic and brings order and equity to the allocation of these costs of supplying milk for Class I use.

Proponents offer here a compromise solution to the sharing of these Class I supply costs which places bearing of the costs both on producers and on Class I, if the Secretaty elects to establish Intra-market Transportation Credits assessments at an amount which is less than the amount of the Credits themselves. Since these costs are of great consequence, fairness

requires that they be equitably distributed, or the supply of milk for Class I use will be threatened in the Order 5 and 7 marketing areas.

In support of their proposal, proponents offer substantial evidence that there are significant costs incurred by marketers of milk in the delivery of milk for Class I use beyond a producer's nearest pool distributing plant.

Proponents have already testified regarding Exhibit _____ which provides the results of a computer model analyzing milk delivery patterns for a significant portion of the milk supply for the southeast.

The problem faced by real-life marketers of milk is that milk can't always stop at the closest plant. Using the Exhibit ____ map as an example, milk moves from blue to yellow to red circles. These costs of getting milk to where it has to go for Class I use are unfortunately not borne evenly.

Also described in Exhibit ____ previously described by Mr. Darr is the relative milk production and processing by state for the southeast. As can be seen from the exhibit, milk is not proportionately located with regard to Class I demand. Even within the southeast, which is milk deficit as a whole, there are states and sub-regions that have more milk than there is Class I processing demand. The movement of the milk from the areas of relative abundance, if that can be said of the southeast at all, to the areas of greater deficit is the relief asked for under Proposal number 2.

At the request of the Proponents, and already introduced at this hearing, the market administrators for the Appalachian and Southeast Orders computed hypothetical Inter-market Transportation Credits for the months of April and October 2005, using the provisions as proposed by the proponents, These data were presented in Exhibits ___ and ___.

As described by the market administrator witnesses, using the monthly mileage cost computation process described earlier, Mileage Rates for intra-market movements of $0.0042, 0.0044, 0.0046 and $0.0048 were applied to the additional miles milk moved beyond each producers' closest plant, and adjusting for revenues generated from milk moving to higher-priced zones, yields Intra-market Transportation Credits costs in the average month of between $725,000 and $850,000, for Orders 5 and 7 combined, depending on the cost of fuel, with a range of calculated Intra-market transportation credits of $650,000 to $940,000 depending on the season and the cost of fuel. Costs of this magnitude are hardly inconsequential.

Relating the general economic theory of whether or not to take on a business activity to these milk movements and their enormous cost leaves one to wonder why any dairy farmer would undertake delivery to a plant beyond their nearest plant, and we concede this would be a very good question. Federal Order Class I differentials do offer some economic incentive for moving milk generally north to south, but zone differences are typically insufficient at current haul costs to compensate producers for taking on this activity. If these substantial costs are ignored in the regulated milk marketing system, then producers will question why they should pay for making sure milk is supplied to Class I, and will ultimately decide that they are not

going to do it any more. The supply of milk for Class I in the southeast will be threatened, and the need for any regulated process of pricing Class I milk will be negated.

Exhibit ____, pages N I and N2 shows the loss incurred by marketers of milk in four more-or-less typical milk movements within the marketing areas, and the loss incurred when milk must move against the price grain. We will not for this purpose attempt to quantify any impact of blend price differences between Orders 5 & 7, although the examples do include a movement from the Order 5 marketing area to the Order 7 marketing area. The four example movements represent somewhat representative intra-market milk deliveries. In each of the examples, the cost of moving milk from a milk production center to a Class I processing center exceeds the amount received from location adjustment differences plus the local producer-paid hauling, even for those movements which *go* with the price grain. As demonstrated in the exhibit, it is typical in the southeast for producers to have a deduction for local hauling in the form of route assembly charge plus mileage to the producer's nearest plant, without regard to the plant at which the producer's milk is actually delivered.

A problem of milk marketing in the southeast, which is likely not very much a problem in other parts of the country is pointed out by page N2 of Exhibit ___. There is a milk production center located north of Lake Ponchartrain in Louisiana and Mississippi, and this area has the highest Class I differentials in the Southeast Order. This milk has no opportunity to move to higher priced zones, and the milk is sometimes needed outside the eastern Louisiana milk processing centers. When this milk moves out of its "home area", it incurs both hauling costs and location adjustment losses.

As distances between milk sheds and processing centers have grown, the producer location adjustment structure has become less relevant in the moving of milk. In earlier times, when producers may have been located more closely to cities and hauling costs were less, the Order producer location adjustments provided a greater portion of the hauling cost reimbursement than is currently the case. Exhibit, pages O1 and 0 2 shows how as milk must move further within the Order areas, the producer location adjustment fades in relevance to the cost of hauling. In the Exhibit example milk is moved from Asheville, North Carolina to Spartanburg, South Carolina and also to Charleston, South Carolina. The Class I differentials in Asheville, Spartanburg and Charleston are $2.95, $3.10 and $3.30, respectively.

The location adjustment difference between Asheville and Spartanburg pays just less than half of the cost of hauling. However, when the movement is stretched to Asheville to Charleston, the location adjustment difference pays only slightly more than one fourth of the cost of haul. The same situation is experienced in Order 7, as can be seen from page *0 2* of Exhibit ____. In this example milk is moved from Springfield, Missouri to Little Rock, Arkansas; to Kosciusko, Mississippi, and to Cowarts, Alabama. The Class I differentials in Springfield, Little Rock, Kosciusko and Cowarts are $2.20, $2.80, $3.10 and $3.45, respectively. The location adjustment difference between Springfield and Little Rock pays slightly more than half of the cost of hauling, however as the milk moves farther, the percentage of haul cost which the location adjustment pays diminishes to slightly less than 38 percent for the movement to Kosciusko, and only slightly more than 35 percent for the movement to Cowarts.

As we can readily see, the Class I and producer location adjustment surface is insufficient to cover a reasonable portion of the cost of moving milk within the marketing areas. The proponents' proposal for Intra-market Transportation Credits in the Appalachian and Southeast Orders supplement the current insufficient incentives to move milk present in the existing location adjustment process, without the need to tackle the national issue of Class I prices, differentials, and location adjustment structure.

The proposals described here fit the need as suggested by the general economic theory previously discussed. In this case the additional business activity is the delivery of milk for Class I use beyond a producer's most desirable plant, which is presumed to be his or her nearest plant. The parties taking on these additional costs, that is, the variable costs of supplying milk for Class I use, and taking on the additional business activity need to be reasonably assured that they will be reimbursed for the additional costs at a level which will continue to allow them to undertake this extra business activity. The marketers of milk will not be guaranteed that their additional costs will be completely covered, since hauling costs are reimbursed at less than full cost and costs of transport will apply only to the Class I portion of the load. The application of traditional economic theory to the additional business analysis, while not quite perfect in its application, will aid in moving milk represented in the additional business activity, and bring order and equity to the allocation of these costs.

The question may be raised, does this new process of cost allocation through the Federal Order pooling mechanism reduce economic incentives for production of milk and processing of milk to relocate as near to each other as practical? The answer is no, the incentive for producers to locate close to plants, and vice versa, will still exist. First, producers will

continue to have their milk mailbox price reduced by the value of hauling to nearest plant. The provisions as proposed presume the continuation of this system by reimbursement of costs only on milk which moves beyond the distance to the producer's nearest pool distributing plant. Further, if a producer is determined to be the same distance from two plants, as the producer's nearest plant, the plant to be used as the producer's nearest plant is to be the plant with the highest Class I price. This process mirrors the economic decision-making of a producer in that if a producer is indifferent as to the plant to which he or she desires to deliver their milk because the distances to the plants are the same, then the producer will seek to deliver milk to the higher priced plant.

Under the proposed provisions, plants will continue to seek near-by supplies, even when offered a Intra-market Transportation Credit, since the full cost of acquisition of the milk is less than fully covered for the distant producers.

Producers should not be rewarded for being relatively distant from their nearest pool distributing plant, and the use of the distance to their nearest pool distributing plant recognizes that. However, a producer, as an individual entity, should not be disadvantaged versus other producers on the Order, because that producer's milk must move to a more distant plant to a supply the Order's Class I needs.

Proponents have no interest in seeing a regulatory system devised and implemented that will encourage milk to move in uneconomic ways, To that end, proponents have built certain safeguards into the proposed Order language to forestall such a possibility. These are:

1. Only mileages for actual movements to pool distributing plants beyond the distance to the producer's nearest pool distributing plant will be eligible for an Intra-market Transportation Credit.
2. Movements of milk to pool supply plants and to nonpool plants, regardless of use classification at the receiving plant, will not be eligible for an Intra-market Transportation Credit.
3. Reimbursement is for Class I milk movements only, using the monthly average Class I utilization percentage of all pool distributing plants to compute the presumed volume of Class I milk delivered by each producer to pool distributing plants.
4. The calculation of the Intra-market Transportation Credit takes into account any revenue generated from moving milk to a pool distributing plant located in a higher priced zone than the zone price applicable to the producer's nearest pool distributing plant. If the amount of revenue generated by movement to a higher priced zone exceeds the additional hauling cost, no Intra-market Transportation Credit is available.
5. The use of a monthly Mileage Rate which is based on current fuel costs will prevent any over-reimbursement of costs if fuel prices decline.

These extra costs of moving milk produced within the marketing areas to pool distributing plants exist now, but currently these costs are disproportionately borne by cooperative marketers of milk and their cooperative member producers. All producers in the Order benefit from the activity of supplying milk for Class I use through an enhanced blend price, but all producers do not share equitably in the costs of supplying the milk to Class I.

One of the purposes of marketwide pooling in a Federal Order marketing area is to make producers indifferent as to the use classification at the plant to which their milk is delivered. This indifference can only continue if a producer's net revenue of supplying milk to a plant is likewise not dependent on the use of milk at a plant, or when delivery to a distant plant results in the same net revenue to the producer as a nearby plant. In the southeast, as in many Federal Order marketing areas, pool or nonpool manufacturing plants exist nearby the larger pockets of milk production, Jhis can be seen graphically in the milk density and plant location maps prepared by the market administrators and previously received as Exhibits ____ and ____. If a producer is no longer indifferent as to the delivery point of his or her milk because revenue losses of supplying milk to Class I plants exceeds the reimbursed value to the producer through pool location adjustments, then the producer will seek to have their milk delivered to the nearest plant, which may be a manufacturing facility. Competition between producers to supply closest plants will likely ensue, creating pressure on over order prices.

Unfortunately, as described above, milk production locales, and Class I processing locales do not often coincide geographically. Further, plant processing volumes do not necessarily match available local supplies. More simply put, there are some producers whose milk must move to a Class I plant which is not their closest plant due to imperfections in the location of milk supply versus Class I processing. These imperfections create costs in moving milk. When these extra costs of supplying milk for Class I use are borne disproportionably by some producers, the value of marketwide pooling is diminished and disorderly marketing results. A hallmark of the Federal Milk Marketing Order program is equitable returns for producers without regard to the use classification of milk they deliver, and when that equity is

threatened, marketing becomes disorderly, since returns to producers will vary based on producer locale and cost of supplying milk for Class I use.

Proposal number two provides that producer milk produced within either the Appalachian or Southeast marketing areas and delivered to a pool distributing plant on either Order which moves a distance greater than the distance of the producer to the producer's nearest pool distributing plant will be eligible to receive a Intra-market Transportation Credit. The Credit is available to any handler; both cooperative and pool distributing plant handlers alike. Since there is value received from the Order provisions in moving milk from a lower priced zone to a higher priced zone, these zone differences, if any, reduce the amount of the Intra-market Transportation Credit.

The process for computation of the Intra-market Transportation Credit is exampled in Exhibit ___, page P. In the example described in the Exhibit, a producer is located within the marketing area of Order 5 or Order 7, and that producer's nearest pool distributing plant is 25 miles away, and that nearest pool distributing plant is located in the $2.80 differential zone of the Order. During the month, the producer's milk was actually delivered to two pool distributing plants, one in the $3.10 differential zone of the Order and the producer is located 125 miles from this plant, and the other plant is in the $2.60 differential zone of the Order, and the producer is located 75 miles from this plant. The producer delivered 100,000 pounds to the two pool distributing plants, split equally between the two plants. The average Class I use at all pool distributing plants on the Order during the month was 90 percent, thus 45,000 pounds of the milk delivered by the producer to each pool distributing plant is computed to be

Class I. In the example, neither plant had shipments out of the plant which would have offset any of the receipts from the producer.

To compute the Intra-market Transportation Credit for the delivery to the plant in the $3.10 differential zone the market administrator would do the following:

1. Determine the extra miles the milk moved beyond the producer's nearest pool distributing plant. In this case the extra miles would be 100 miles, that is 125 miles moved to the plant of actual receipt, less the 25 miles the producer is from his or her nearest pool distributing plant.

2. Multiply the extra miles by the mileage rate applicable for the month, to get the gross mileage rate per hundredweight. In this example, 100 miles times $0.0044 per hundredweight per mile equals $0.44 per hundredweight.

3. Determine if the movement netted any increase in location adjustment. In the example, the producer's nearest pool distributing plant is in the $2.80 differential zone and the delivery was to the $3.10 differential zone, so that in this case there is an increase in zone value of $0.30 per hundredweight from the movement of the milk.

4. If the movement of milk resulted in an increase in zone value, net the zone increase value against the gross credit per hundredweight. In this case the gross credit of $0.44 per hundredweight is reduced by the zone increase value of $0.30 per hundredweight, leaving a net credit of $0.14 per hundredweight.

5. The net credit per hundredweight is multiplied by the number of hundredweights of Class I milk to determine the Intra-Market Transportation Credit. In the Exhibit example, $0.14 per hundredweight is multiplied by 450 hundredweights of Class I milk to generate an Intra-Market Transportation Credit of $63.00.

To compute the Intra-market Transportation Credit for the delivery to the plant in the $2.60 differential zone the market administrator would do the following:

1. Determine the extra miles the milk moved beyond the producer's nearest pool distributing plant. In this case the extra miles would be 50 miles, that is 75 miles moved to the plant of actual receipt, less the 25 miles the producer is from his or her nearest pool distributing plant.

2. Multiply the extra miles by the mileage rate applicable for the month, to get the gross mileage rate per hundredweight. In this example, 50 miles times $0.0044 per hundredweight per mile equals $0.22 per hundredweight.

3. Determine if the movement netted any increase in location adjustment. In the example, the producer's nearest pool distributing plant is in the $2.80 differential zone and the delivery was to the $2.60 differential zone, so that in this case there is no increase in zone value as a result of the movement.

4. If the movement of milk resulted in an increase in zone value, net the zone increase value against the gross credit per hundredweight. In this case the gross credit of $0.22 per hundredweight is not reduced,

5. The net credit per hundredweight is multiplied by the number of hundredweights of Class I milk to determine the Intra-Market Transportation Credit. In the Exhibit example, $0.22 per hundredweight is multiplied by 450 hundredweights of Class I milk to generate an Intra-Market Transportation Credit of $99.00.

The provisions as proposed use the Order's monthly average producer milk Class I utilization of pool distributing plants in computing the Class I milk for determining the Intra-market Transportation Credits. Since Intra-market Transportation Credits are only applicable to deliveries to pool distributing plants, this statistic was deemed the most appropriate measure of Class I milk on inside the marketing area milk movements.

As testified earlier, proponents do not desire to create incentives for uneconomic movements of milk. There are circumstances when on the surface the Intra-market Transportation Credit may appear to reward longer movements of milk versus shorter, but since the Mileage Rate is less than the true cost of hauling, additional or more lengthy movements of milk will not be encouraged.

Exhibit ___, pages Q1 and Q2 give an example of how the milk routing decision-making process would be followed if the Orders contained the Intra-market Transportation Credit provisions as proposed. In the example, milk is needed in Winston Salem, North Carolina and in Charleston, South Carolina. Milk is available on that day in Mt. Crawford, Virginia and in Statesville, North Carolina. Absent the Intra-market Transportation Credit provisions in the

Orders, the choice for routing the milk would be, all other things being equal, to move the load from Mt. Crawford to Winston Salem and the load from Statesville to Charleston since that generates 16 fewer miles to travel and pay for.

If Intra-market Transportation Credits were a part of the Orders, on the surface it would appear that the dispatcher would seek to route the milk from Mt. Crawford to Charleston and from Statesville to Winston Salem because the total Intra-market Transportation Credit would be greater by $29.93, which is the difference between the $695.80 earned under the Mt. Crawford to Winston Salem and Statesville to Charleston routing, versus $665.87 earned under the Mt. Crawford to Charleston and Statesville to Winston Salem routing. However, since the true cost of hauling is greater than the Mileage Rate used under the Orders, the dispatcher would continue to seek to minimize miles because the net loss from moving the milk would be less in the fewer-miles routing, even though the Intra-market Transportation Credit would be less. It should be noted that in making these calculations the actual cost of hauling was used as the mileage factor for reimbursement under the Intra-market Transportation Credit provisions. The actual Mileage Rate which would be applicable under the Orders would be less than the actual cost of hauling, so the incentive to route milk over the shortest miles would be even greater than demonstrated in the example.

As long as the mileage rate under the Orders is inferior to the actual cost of moving milk, and the location adjustments under the Order do not fully compensate for moving milk, prudent business will result in seeking to travel fewer miles rather than more.

Proposal number two seeks to increase the regulated cost of Class I milk by a maximum of $0.10 per hundredweight in the Appalachian Order and by a maximum of $0.15 per hundredweight in the Southeast Order to at least partially fund the Intra-market Transportation Credits. The Intra-market Transportation Credit provisions as proposed provide that the revenues generated from the Intra-market Transportation Credit assessment flow into the newly created Intra-market Transportation Credit Fund, and if the costs of the Intra-market Transportation Credits exceed the available balance in the Intra-market Transportation Credit fund, then the difference be allocated from the producer revenue pool prior to the computation of the producer blend price. The amount of funds which may be allocated from the producer revenue pool in a month is limited to the balance in the Intra-market Transportation Credit Fund,

It is estimated that the revenue generated from the proposed $0.10 per hundredweight maximum Intra-market Transportation Credit Assessment would have been approximately $4.19 million during calendar year 2005 in the Appalachian Order, and at the $0.15 per hundredweight maximum Intra-market Transportation Credit Assessment would have been approximately $6.96 million during calendar year 2005 in the Southeast Order. Based on milk movement data provided by the market administrator analysis, it is estimated that during calendar year 2005 Intra-market Transportation Credits, after inclusion of the adjustment for zone price enhancements, would have totaled $3.8 million for the Appalachian Order and $6.39 million for the Southeast Order using a 0.48 cents per hundredweight per mile Mileage Rate. Thus the $0.10 per hundredweight and $0.15 per hundredweight maximum increase in Class I cost would be expected to be sufficient at current hauling costs to cover all applicable

Intra-market Transportation Credits, see Exhibit ___, page R for the calculation of the amount of assessment necessary to cover the estimated Intra-market Transportation Credits.

If the Secretary elects to set the assessment for the Intra-market Transportation Credits at less than what is necessary to fund all Credits, the differences between the revenue generated from the Intra-market Transportation Credit assessment as proposed at the $0.10 per hundredweight and $0.15 per hundredweight, would reduce the producer blend prices. Any reduction in producer blend price would be dependent upon how short the Intra-market Transportation Credit Fund was compared to the monthly Credit obligation amount. Proponents have included Federal Order language which would require the market administrators to collect Intra-market Transportation Credit assessments sufficient to keep the Intra-market Transportation Credit Fund at a level approximating two-month's Intra-market Transportation Credit payments. If the Secretary elects to set the assessment for the Intra-market Transportation Credits at less than what is necessary to fund all Credits, the need for the market administrators to carry a reserve in the Intra-market Transportation Credit Fund will be moot.

Estimating the cost of the credits monthly, seasonally, annually, and based on possibly rapidly changing costs of fuel may prove to be an inexact science. Additionally, assessment rates will by necessity be announced in advance of mileage rates. The process of providing for possible funds to pay Intra-market Transportation Credit from the producer pool provides a fail safe process for insuring that a substantial portion of the Intra-market Transportation Credit will be able to be paid.

The proposed system will enhance producer equity in the allocation of these costs and will preserve handler Class I price equity. Since all producers will share more-or-less equally in the additional costs of moving milk for Class I by a reduction in their blend prices, if any, equity in cost allocation between producers will be enhanced, regardless of the producer's proximity to a pool distributing plant, or whether the producer's milk moved to a pool distributing plant other than the producer's nearest pool distributing plant.

The reduction in pool revenue which could occur under the proponents' proposal if the assessment is less than the Intra-market Transportation Credit obligation may well sound onerous to some. It may seem unusual or novel or even unfair on the surface to allow a process of allocating pool funds because a producer group moves their milk further than their nearest plant. In reality, Federal Orders every month reduce producer blend prices to encourage milk to move to certain plants.

The system of marketwide pooling along with Class I and producer location adjustments currently provides, in every Federal Milk Marketing Order, a process for reducing producer blend prices for delivery of producer milk to certain plants. The Class I location adjustment structure and the producer location adjustment structure is the same in Orders 5 and 7, as is true in all Orders. For example, a plant located in Charleston, South Carolina pays $0.20 per hundredweight more on that plant's Class I producer milk than does a plant located in Spartanburg, South Carolina. Likewise, a dairy farmer delivering producer milk to the plant in Charleston receives $0.20 per hundredweight more on his or her producer milk than does a dairy farmer delivering producer milk to the plant located in Spartanburg. The delivery of milk

to Charleston lowers the blend price for the producer delivering to Spartanburg. How can this be true?

The plant in Charleston is never going to be 100 percent Class I, so the amount of money the producer revenue pool is increased by the Charleston Class I location adjustment, in this case the $0.20 per hundredweight, is always going to be less than the amount of money the producer revenue pool is drawn down by the Charleston producer location adjustment, since the producer location adjustment is paid on all producer milk delivered to the Charleston plant. Put another way, the total producer revenue pool is reduced by the amount of the producer location adjustment per hundredweight times the Class II, Class III and Class IV producer milk volume in the Charleston plant. This scenario is true for all plants receiving producer milk which have a positive location adjustment. Of course the opposite is true for milk delivered to plants with a negative location adjustment. This process and effect is more fully explained in Exhibit __, page S.

In this example we have added a new pool distributing plant to a hypothetical existing Federal Order pool. In the pre-changed pool all milk is delivered to the base pricing zone. The pool distributing plant which is added to the pool has the same utilizations in all classes as the pre-changed pool, but the new pool distributing plant is located in a zone with a $0.50 per hundredweight higher Class I price than the pre-changed pool. As is the case in Federal Orders currently, the producer location adjustment is the same as the Class I location adjustment. In the example, the blend price to producers delivering milk to the base zone plants, the pre-change producers if you will, see their blend price reduced from the addition of a new pool distributing plant. The utilization of the pre-change producers' milk did not

change, the place where their milk is delivered did not change, the Class prices received for their milk did not change, but their blend price went down. The plain truth is, the producers delivering milk in the base pricing zone helped pay to move milk to the new pool distributing plant, and this payment came in the form of a reduction in their blend price, Federal Orders do indeed take funds from one group of producers and give those funds to another group of producers, all as a result of moving milk.

The essence of the proponents' proposal with regard to use of pool funds to cover shortfalls in the Intra-market Transportation Credit Fund is an extension of the location adjustment concept, but is much more limited and targeted because it only applies to Class I milk. If milk moves further than its nearest pool distributing plant for Class I use, and those movements are not reimbursed through the existing location adjustment, then the difference is borne equally by all producers.

An allocation of funds from the producer revenue pool if the Intra-market Transportation Credit Fund balance is insufficient to pay all Intra-market Transportation Credits may seem like a process for pooling "production costs", since the producer is presumed to pay for milk delivery to his or her plant. Such is not the case. Hauling costs borne by the producer are an adjustment to the producer's marketing revenue, much in the same way as high somatic cell counts are an adjustment to the producer's revenue in a multiple component pricing Order. Producers may experience higher than average somatic cell counts due to production system, climate, or bad management, or who knows what, and these factors may or may not be under the producer's complete control. No matter what the reason, a high SCC by one producer will enhance the Order blend price for other producers. The Orders seem to have

no issue with this cost/revenue pooling concept, which impacts one group of producers at the expense of another. Such should be true of extra costs of moving milk to Class I as well.

As to the question of whether producer farm to plant hauling is a production cost or a reduction of farm revenue, each month Dairy Market News reports a price series known as the Mailbox Milk Price. This data series seeks to compare regionally the revenue received for milk at the farm gate after mandatory deductions for milk promotion, marketing services, increases or decreases in price resulting from quality, volume and component adjustments, and after the producer milk check deduction for hauling. In this series, published by AMS/Dairy Programs, hauling Is considered a function of net producer revenue, not a cost of production.

There has been expressed the sentiment that any revenue enhancements to help cover these extra costs of hauling should be a rising tide that lifts all boats, We can agree with that. However, the problem faced by marketers of milk in the southeast is that the waning tide of milk movement costs does not lower all boats uniformly, and not all boats are currently sitting on level seas. The process proposed by the proponents systematizes the collection of the revenues which raise the boats, and allocates fairly the costs which lower all boats.

The proposals as submitted are designed to return equity to the allocation of the costs among producers of supplying milk for Class I use. These costs exist currently, but are not shared proportionally, while Class I revenues are. The total revenue to dairy farmers, if proposals 1, 2 and 3 are adopted as proposed would increase dairy farmer income by shifting these costs of supplying milk for Class I use off of dairy farmers onto the Class I marketplace.

Need For These Provisions In the Orders

The question may be raised as to why these amendments are sought under the Federal Order program as opposed to charges to handlers in excess of Federal Order minimums, This is a good question. Proponents offer these amendments to the Federal Orders as opposed to seeking these revenues through over order prices for a number of reasons.

First, the costs identified in these proposals are tangible and quantifiable. Actual milk transport costs can be determined in a quantitative manner, can be verified, and can be readily converted mathematically into a regulatory pricing formula. Additionally, milk movements are discrete actions which generate an extensive paper trail, verifiable by the market administrator. Thus, reimbursement of these costs through an unbiased regulatory mechanism is achievable, cost effective, transparent and desirable.

Second, proponents have demonstrated that these costs are ongoing, and more importantly, the costs are not impacted by the overall level of milk price. Oftentimes over order prices are influenced by the general milk price level. Just because Federal Order prices are perceived as high or are rising, does not stop milk from having to move. Comparatively high regulated milk prices or substantial increases over a short period of time in Federal Order prices can lead to pressure to decrease over order prices. In fact, some of the factors that increase hauling costs can In fact lead to eventual increases in Federal Order prices, for example a regional or national shortage of milk. It is intrinsically unreasonable to rely on over order prices to pay the entirety of these costs of delivery of milk for Class I use when the very thing

which increases these costs can put downward pressure on over order prices. This revenue and cost conundrum can be diminished by the inclusion of these revenues and costs in the regulated price system.

Third, over order prices are often dependent upon broad recognition of those prices by marketers of milk all along the milk marketing chain, and thus over order prices can be transitory. Simply put, they can be here today, gone tomorrow. The perpetual nature of milk transport costs to supply Class I needs makes reliance on the possibly ephemeral revenues generated by over order prices risky for the suppliers of milk for Class I. The assurance that these funds will be available to help cover the costs of supplying milk for Class I use makes marketers of milk much more likely to take on this marketing function. Installation of these cost reimbursement processes in the Federal Orders make much more sure the reimbursement of these costs than dependence on over order prices. Harkening back to our discussion of economic theory, the assurance that a significant portion of the variable costs of providing milk to Class I, in this case the variable cost as associated with delivery to a distant plant, will be covered by regulated revenues makes the decision to undertake this additional business activity much more likely, and fulfills the responsibilities of the Agricultural Marketing Agreement Act's requirements for assuring an adequate supply of milk for fluid use.

Fourth, there is provided confidence to those Order participants that are bearing these regulated Class I costs, namely Class I processors, that the payments are made for actual work performed, costs are actually incurred, and payment for these services is uniformly applied.

Lastly, the payment for these services of marketwide benefit must be uniformly allied to all Class I handlers and to their consumers, who are the ultimate beneficiaries of a marketing system which provides an adequate supply of Class I milk.

The cruelest irony concerning over order prices is that reliance on over order prices to cover these extra costs of hauling can lead to the degradation of the over order prices. If the location adjustment structure under Federal Milk Marketing Orders does not reasonably compensate producers for moving milk to Class I plants beyond their nearest plant, they will seek to deliver to that nearer plant, so as to enhance the producer's net revenue. If over order prices exist, a producer may be willing to bid down the over order price to the nearer plant to a level which equates the producer's net revenue which would have accrued if the producer had delivered his or her milk to the next most advantageous plant.

A bedrock principle upon which Federal Milk Marketing Orders are founded is that producers have limits to their opportunity to impact the price they receive for their milk. Proponents desire the Order program to recognize the limits in the ability to generate revenues to cover hauling costs that benefit all producers, processors and consumers; standardize the payment for these costs through the regulatory system; establish uniformity of bearing of these costs; and help insure that milk will continue to be provided for Class I use in the two marketing areas.

Recent History of Over Order Prices

Over order prices in the southeast have risen in recent months. Exhibit __, page T shows the Announced Cooperative Class I Over Order Price for 30 cities as published each month in Dairy Market News for calendar year 2005. Over Order prices for Class I milk in the reported southeastern cities were generally $0.99 per hundredweight greater in December 2005 than in January 2005. Cities in the southwestern states have also shown increases over the year, but these increases in the southwest were about $0.34 less than in the southeast. It should be noted that two cities in the southeast have experienced over order price increases more akin to the southwest than the rest of the southeast. Most cities outside the southeast and southwest showed little or no increase in over order prices during 2005, with some cities showing a decline in over order Class I price.

Some of the recent increase in Class I over order prices is related to recognition of increases in the cost of fuel. Current declines in fuel costs have put downward pressure on over order prices in the southeast. The Class I over order price for January 2006 in most southeastern cities is less than December 2005 and that change is related to lower fuel costs.

Exhibit ___ pages U1 and U2 displays the basic diesel fuel cost data and the Dairy Cooperative Marketing Association, Inc. Class I Fuel Cost Surcharge, as computed, and as charged for April 2000 through December 2005. As can be seen from the data, the Class I Fuel Cost Surcharge has sometimes not followed the increases in fuel cost. As is the case with over order prices generally, the Fuel Cost Surcharge has tended to follow the fuel cost, then plateau, then after some period of fuel cost increases the Fuel Cost Surcharge increases

and catches up with fuel cost, it then again plateaus, and so on. It takes time for over order price increases to be accepted throughout the milk pricing system. Decreases in over order prices seem to be more readily accepted by processors on a shorter term notice, we have observed.

Changes in over order prices must make their way through a labyrinth of customers and customer-supplier relationships. The pricing relationship is not just cooperative to plant; it is also plant to distributor; plant to retailer; distributor to retailer; and ultimately, retailer to consumer. For example, in the Commonwealth of Kentucky alone, there are more than 180 school districts. Price adjustments must filter through to grocery stores, drug stores, convenience stores, restaurants, nursing homes, schools, colleges and universities, military establishments and even prisons. Some of these supply contracts are bid out on a base cost per packaged milk unit with escalator clauses, and often the escalator clauses reflect only changes in the regulated cost of Class I milk. At the request of proponents, the market administrators have reviewed their respective mailing lists for Class price announcements. These data were previously introduced as Exhibits___ and ____. Users of milk and milk products receive market administrator price announcements, and as such seem to accept these changes in the regulated cost of Class I milk as announced. Over order charges seem to be another matter. As one would expect, the market administrator price announcements carry the weight of a United States governmental declaration. The market administrator price announcements are transparent, and issued by a neutral government agency, while over order prices are not.

As evidenced in Exhibits ___ and ___ many industry participants receive the market administrator price announcements, and have accepted, however grudgingly, the volatility in prices which the Federal Order Class I prices display, The problem with over order prices is that customers do not appear to accept the same kind of volatility in them. The fuel cost surcharge previously described is an excellent example of this phenomenon.

Page T of Exhibit ___ also displays the 2005 annual average Class I over order price as reported in Dairy Market News for the 30 subject cities. Of particular note is the relative over order price in cities bordering or just inside the southeast versus cities outside the southeast. As is the case for Federal Order Class I prices, Class I price alignment in the total Class I price, that is the Federal Orders Class I price plus the over order Class I price, must be a concern. Prices too divergent over too short a distance can cause competitive disruptions and disorderly marketing.

Exhibit ___, page V is a map which shows for November 2005, the Federal Order Class I differential for selected cities from Exhibit ___, page T; the Class I over order price applicable for that city; and for cities in the Order 5 and Order 7 marketing areas, the Transportation Credit assessment rate; and the total of the three Class I price elements. This exhibit reinforces the differences which exist in total Class I price for plants located in the southeast versus plants located nearby but outside the southeast.

Competitive relationships between plants develop over time, and are reflective of the geographic scope of a plant's business; the plants' relative internal cost structures, the

regulated price configuration and any over order prices which might exist. The most visible of these elements is the Federal Order Class I price structure.

Industry, and plants in particular, view the Class I price relationships as established under the Federal Orders as the "Gold Standard" for price differences, in effect saying that if differences in Class I prices must exist between plants, those differences should be as reflective of the Class I differential surface established by the Orders. Consequently, it is very difficult to establish over order prices between plants which are greater than the Order's Class I price differences. As a result, over order price areas tend to be rather large geographically, and as such suffer from even less variability plant to plant, than do Federal Order Class I prices.

When the Federal Order Class I price surface varies substantially from the actual cost of moving Class I milk, location value imperfections are institutionalized into the Federal Order price structure. Since Federal Order Class I differentials are the most transparent aspect of Class I price relationships, the message seems to get lost that there needs to be corrections to these location value imperfections through over order prices. The conundrum facing the industry is that the Orders establish a Class I price surface which is viewed as absolute, yet industry is left to its own devices to correct what is wrong. Proponents offer here an opportunity for the Secretary to address the cost of moving milk for Class I use, without substantially changing the Orders' Class I price surface, by adopting a new mechanism for encouraging milk to move within the marketing areas.

Currently all of the costs incurred in supplying milk for Class I use which are not reflected in the Class I price surface are borne outside Order-regulated values. The proponents seek more

of these revenues to be regulated to simply give more assurance that the revenues will be there to help cover costs of supplying Class I milk for the southeast, to offer assurances to the Class I marketplace that the cost for which reimbursement is sought are indisputable, to recognize the limits in over order pricing to address these issues and costs, and to insure uniform application of the revenues and uniform sharing of the costs.

Need For Emergency Action

The notice of hearing invited comments on emergency conditions present in the marketing areas and seeks comments on considering emergency action and the omission of a recommended decision under the rules of practice and procedure.

Proponents have demonstrated substantial losses which are currently incurred in supplying milk for Class I use in the Appalachian and Southeast marketing areas, whether that milk originates inside or outside the marketing areas. These costs are significant, amounting to in excess of $15,000,000 annually at current hauling costs.

As has been stated, the costs defined in these proposals are currently not borne equitably by all producers, exacerbating the problem. Delay in implementing these amendments only worsens the inequities present. Since these costs fall disproportionately on one segment of the producer population, the cost per hundredweight borne by those producers exceeds the cost per hundredweight for the Orders as a whole.

- The costs associated with delivering milk for Class I use in the Appalachian and Southeast marketing areas are considerable and are ongoing. Failure to address these issues through the Federal Order program puts in jeopardy the adequate supply of milk for the southeast. Delay will not lessen the costs, will not see a reversal in cost trends, nor see an equitable reapportioning of the costs onto all parties in the marketing areas.

The current process for payment of the costs of milk delivery for Class I use in the Appalachian and Southeastern Orders, as has been demonstrated, does not offer marketers of milk even short-term reassurance that additional costs of supplying milk for Class I use will be covered. If the provisions of the Orders are left unchanged, the economics in the delivery of milk for Class I will, likely sooner than later, make such deliveries unworkable, and the supply of Class I milk in the marketing areas will be threatened. Only quick action on the part of the Secretary will forestall such a lamentable occurrence.

The provisions as proposed to be amended here are pursuant to the marketwide service payment provisions of the Agricultural Marketing Agreement Act, and therefore deserve quick action.

Summary

The proponents again wish to thank the Secretary for the opportunity to propose these amendments to the Appalachian and Southeast Federal Milk Marketing Orders, and look forward to a quick decision installing the needed changes to the Orders.

Exhibit ____

Milk in the Appalachian and Southeast Marketing Areas

Docket No. AO-388-A17 and AO-366-A46; DA-05-06

Data Prepared in Support of Proposals Number 1, 2 and 3

Prepared by:
Jeffrey Sims
13400 U.S. Highway 42, Suite 162
Prospect, Kentucky 40059

For:

Arkansas Dairy Cooperative Association
Dairy Farmers of America, Inc.
Dairymen's Marketing Cooperative, Inc.
Lone Star Milk Producers, Inc.
Maryland & Virginia Milk Producers Cooperative Association, Inc.

Date 1/10/06 Exhibit # 25
Case US Dept of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Arkansas Milk

ARKANSAS DAIRY C SN.

P.Q.Box 507, Damascus, AR 72030
Office: (501) 335-7204 Fax: (501) 335-7705

January 5,2006

Mr. Jeffrey Sims
Dairy Cooperative Marketing Association, Inc.
13400 U. S. Highway 42, Suite 162
Prospect, Kentucky 40059

Dear Mr. Sims:

This will confirm that you or Mr. Elvin Hollon of Dairy Farmers of America, Inc. are authorized to testify on behalf of Arkansas Dairy Cooperative Association in the emergency Federal Order hearing on the Appalachian and Southeast Federal Milk Marketing Orders, Docket Number AO-388-A17; and AO-366-A46: DA-05-06. It is our intention that such testimony he received and considered as speaking for our cooperative.

Arkansas Dairy Cooperative Association supports Proposal No. 1, Proposal No. 2, and Proposal No. 3, as included in the Notice of Hearing, as well as any modifications submitted to those proposals at the Hearing. Arkansas Dairy Cooperative Association is opposed to Proposal No. 4 and Proposal No. 5.

Sincerely,

Floyd Wiedower

Floyd Wiedower
General Manager

Date 1.10.06 Exhibit # 25 A
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

DAIRY FARMERS of AMERICA

January 5,2006

Mr. Jeffrey Sims
Dairy Cooperative Marketing Association, Inc.
13400 U.S. Highway 42, Suite 162
Prospect, Kentucky 40059

Dear Mr. Sims:

This will confirm that you or Mr. Elvin Hollon of Dairy Farmers of America, Inc. are authorized to testify on behalf of Dairy Farmers of America, Inc. in the emergency Federal Order hearing on the Appalachian and Southeast Federal Milk Marketing Orders, Docket Number AO-388-A17; and AO-366-A46; DA-05-06. It is our intention that such testimony be received and considered as speaking for our cooperative.

Dairy Farmers of America, Inc. supports Proposal No. 1, Proposal No. 2 and Proposal No. 3, as included in the Notice of Hearing, as well as any modifications submitted to those proposals at the Hearing. Dairy Farmers of America, Inc. is opposed to Proposal No. 4 and Proposal No. 5.

Sincerely,

James E Hahn

James E. Hahn
Vice President & Chief Operating Officer
Southeast Area Council

Southeast Area Council
10411 Cogdill Road • Knoxville, TN 37932 • Tel: 865-218-8500 • Fax: 865-218-8501

DMCI

Dairymen's Marketing Cooperative, Inc.

421 Eaet State Street • PO Box 832 • Mountain Grove, MO 65711 • Telephone: (417) 920-7460 • Fax: (417) 826-6159

January 5,2006

Mr. Jeffery Sims
Dairy Cooperative Marketing Association, Inc.
13400 U.S. Highway 42, Suite162
Prospect, Kentucky 40059

Dear Mr. Sims,

This will confirm that you or Mr. Elvin Hollon of Dairy Farmers of America, Inc. are authorized to testify on behalf of Dairymen's Marketing Cooperative, Inc. in the emergency Federal Order hearing on the Appalachian and Southeast Fcdcral Milk Marketing Orders, Docket Number AO-388-A17; and AQ-366-A46; DA-05-06. It is our intention that such testimony be received and considered as speaking for our cooperative,

Dairymen's Marketing Cooperative, Inc. supports proposal No. 1, Proposal No. 2, and Proposal No, 3, as included in the Notice of Hearing, as well as any modifications submitted to those proposals at the Hearing. Dairymen's Marketing Cooperative, Inc. is apposed to Proposal No. 4 and Proposal No. 5.

Sincerely,

Kathleen L. Bray

Kathleen L. Bray
General Manager

Lone Star Milk Producers

January 5,2006

Mr. Jeffrey Sims
Dairy Cooperative Marketing Association, Inc.
13400 U. S. Highway 42, Suite 162
Prospect, Kentucky 40059

Dear Mr. Sirns:

This will confirm that you or Mr. Elvin Hollon of Dairy Farmers of America, Inc. are authorized to testify on behalf of Lone Star Milk Producers, Inc. in the emergency Federal Order hearing on the Appalachian and Southeast Federal Milk Marketing Orders, Docket Number AO-388-A17; and AO-366-A46; DA-05-06. It is our intention that such testimony be received and considered as speaking for our cooperative.

Lone Star Milk Producers, Inc. supports Proposal No. 1, Proposal No. 2, and Proposal No. 3, as included in the Notice of Hearing, as well as any modifications submitted to those proposals at the Hearing. Lone Star Milk Producers, Inc. is opposed to Proposal No. 4 and Proposal No. 5.

Sincerely,

Jim Baird

Jim Baird
President

217 Baird Lane • Wtndtharst, Texas 76389
940-378-2311 • 940-378-2571 Fax

Maryland & Virginia
Milk Producers Cooperative Association, Inc.

January 5, 2006

Mr. Jeffrey Sims
Dairy Cooperative Marketing Association, Inc.
13400 U. S. Highway 42, Suite 162
Prospect, Kentucky 40059

Dear Mr. Sims:

This will confirm that *you* or Mr. Elvin Hollon of Dairy Farmers of America, Inc. are authorized to testify on behalf of Maryland & Virginia Milk Producers Cooperative Association, Inc, ("Maryland & Virginia) in the emergency Federal Order hearing on the Appalachian and Southeast Federal Milk Marketing Orders, Docket Number AO-388-A17; and AO-366-A46; DA-05-06. It is our intention that such testimony be received and considered as speaking for our cooperative.

Maryland & Virginia supports Proposal No. 1, Proposal No, 2, and Proposal No. 3, as included in the Notice of Hearing, as well as any modificationssubmitted to those proposals at the Hearing. Maryland & Virginia is opposed to Proposal No. 4 and Proposal No. 5.

Sincerely,

Jay Bryant

Jay Bryant
Treasurer & General Manager

Marketing Milk for *Dairy Farm Families from* Pennsylvania *to Alabama*
1985 Isaac Newton Square West • Reston, VA 20190-5094
phone 703.742.6800 • *fax* 703.742.7459 • *web* www.mdvadlk.com

Comparison of Portion of Class I T Cost to Amount Covered by Federal Order Transportation i 1997, 2003, 2004 & 2005

1997

	Federal Order 5, 11 & 46	Federal Order 7
Transportation credit payment in cents per mile	0.350	0.350
Actual transportation cost in cents per mile 11	0.370	0.370
Percent of actual covered by TC rate	94.595%	94.595%
Percent of Claimed Trans. Credits actually paid	100.000%	100.000%
Percent of Class I transport covered by TC payments	94.595%	94.595%

2003

	Federal Order 5	Federal Order 7
Transportation credit payment in cents per mile	0.350	0.350
Actual transportation cost in cents per mile 2/	0.390	0.390
Percent of actual covered by TC rate	89.744%	89.744%
Percent of Claimed Trans. Credits actually paid	100.000%	74.900%
Percent of Class I transport covered by TC payments	89.744%	67.218%

2004

	Federal Order 5	Federal Order 7
Transportation credit payment in cents per mile	0.350	0.350
Actual transportation cost in cents per mile 31	0.465	0.465
Percent of actual covered by TC rate	75.269%	75.269%
Percent of Claimed Trans. Credits actually paid	72.480%	51.770%
Percent of Class I transport covered by TC payments	54.555%	38.967%

2005

	Federal Order 5	Federal Order 7
Transportation credit payment in cents per mile	0.350	0.350
Actual transportation cost in cents per mile 41	0.490	0.490
Percent of actual covered by TC rate	71.429%	71.429%
Percent of Claimed Trans. Credits actually paid	73.600% 5/	60.200% 5/
Percent of Class I transport covered by TC payments	52.571%	43.000%

11 Hauling rate used is approximately $1.77 per loaded mile
2/ Hauling rate used is approximately $1.87 per loaded mile
3/ Hauling rate used is approximately $2.23 per loaded mile
41 Hauling rate used is approximately $2.35 per loaded mile
51 Included estimates for TC assessments and TC claims for December 2005

Date 1·10·06 Exhibit # 25B
Case US Dept. of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

CONVERSION OF HAULING COSTS PER LOADED MILE TO E PER REDWEIGHT PER MILE

Hauling quoted rate per loaded mile		$2.35
Conversion factor for 48,000 pound load to dollars per mile	÷	480
Mileage rate dollars per hundredweight per mile	=	$0.004896
Conversion factor for cents per hundredweight per mile	x	100
Mileage rate cents per hundredweight per mile		0.489583

Date 1.10.06 Exhibit # 25C
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8976
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

ıil Diesel Fuel Prices Per Gallon, Energy Information Administration, U.S. Department of Energy
ıthly: January 1997 to December 2005, cents per gallon

Date	U.S.	East Coast	New England	Central Atlantic	Lower Atlantic	Midwest	Gulf Coast	Rocky Mountain	West Coast	California
Jan-1997	129.075	131.225				126.725	125.500	132.175	136.325	142.665
Feb-1997	128.000	128.575				125.700	122.975	130.300	141.050	150.885
Mar-1997	122.940	122.120				120.440	117.560	128.480	138.560	147.520
Apr-1997	121.225	119.625				118.825	115.900	127.525	137.775	148.605
May-1997	119.575	118.450	123.800	125.400	114.800	118.850	115.575	127.000	127.525	137.585
Jun-1997	117.280	116.320	123.240	123.820	112.480	116.720	114.480	124.500	122.780	130.440
Jul-1997	115.075	115.050	121.400	121.925	111.500	114.125	112.600	120.525	119.900	126.675
Aug-1997	116.475	116.400	122.100	123.300	112.925	114.750	113.900	120.475	124.800	133.700
Sep-1997	115.960	115.340	121.980	121.880	111.920	113.220	112.980	123.060	128.060	135.700
Oct-1997	118.250	118.275	122.250	126.675	114.350	116.050	115.675	123.475	127.525	134.675
Nov-1997	119.150	118.175	122.525	126.875	114.125	116.675	116.150	127.250	130.800	139.025
Dec-1997	116.600	116.040	122.780	124.540	111.840	114.000	114.100	126.060	126.160	133.960
Jan-1998	111.950	112.875	120.975	121.275	108.475	108.575	110.175	116.450	121.800	128.575
Feb-1998	108.425	110.400	118.425	118.200	106.350	106.000	106.450	108.800	114.650	122.625
Mar-1998	106.280	107.720	114.380	115.260	103.880	104.880	104.060	108.440	110.200	117.400
Apr-1998	106.675	107.325	112.725	114.675	103.700	104.850	104.475	110.100	113.125	121.650
May-1998	106.900	107.300	112.175	114.750	103.725	104.800	104.400	112.650	114.300	122.175
Jun-1998	104.100	104.960	110.700	112.820	101.080	102.180	101.720	109.720	109.640	116.260
Jul-1998	102.850	103.775	109.625	111.475	99.925	100.925	100.650	107.450	109.000	115.725
Aug-1998	100.740	100.860	107.760	108.880	96.780	98.460	98.520	107.280	108.980	115.840
Sep-1998	102.425	102.125	107.550	109.375	98.500	100.850	99.825	108.550	110.050	116.675
Oct-1998	103.850	103.875	109.175	111.225	100.250	102.025	101.675	109.975	110.525	117.150
Nov-1998	102.220	102.380	109.220	110.320	98.360	100.320	99.660	108.260	109.760	116.860
Dec-1998	97.300	98.100	107.700	106.750	93.550	94.950	94.500	100.725	106.400	112.250
Jan-1999	96.650	97.575	107.100	106.675	92.850	94.425	94.000	98.675	105.250	110.950
Feb-1999	95.900	96.550	106.175	105.000	92.050	93.925	93.375	98.550	103.800	110.425
Mar-1999	99.680	99.260	106.040	107.440	95.160	97.340	96.360	102.820	112.740	123.700
Apr-1999	107.925	105.275	110.000	113.050	101.550	104.650	104.300	114.275	128.550	140.350
May-1999	107.340	105.540	110.780	113.580	101.660	104.720	103.600	115.180	123.100	131.360
Jun-1999	107.400	105.200	110.875	112.900	101.375	104.275	102.750	113.900	128.200	139.150
Jul-1999	112.150	110.125	114.425	118.025	106.375	109.075	108.200	118.575	130.925	141.475
Aug-1999	117.200	114.700	119.100	121.540	111.380	114.600	113.180	125.660	134.760	146.840
Sep-1999	121.475	119.675	123.175	126.200	116.600	120.400	118.050	129.575	131.275	140.125
Oct-1999	122.800	121.550	128.375	129.000	117.725	122.000	119.025	128.825	131.875	139.325
Nov-1999	126.340	124.600	130.360	132.740	120.620	126.020	121.840	130.620	137.240	146.600
Dec-1999	129.175	128.400	135.850	136.975	124.075	128.650	125.650	133.525	136.800	144.675

Date 1.10.06 Exhibit # 25D
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

etail Diesel Fuel Prices Per Gallon, Energy Information Administration, U.S. Department of Energy
onthly: January 1997 to December 2005, cents per gallon

Date	U.S.	East Coast	New England	Central Atlantic	Lower Atlantic	Midwest	Gulf Coast	Rocky Mountain	West Coast	California
Jan-2000	135.600	139.720	159.780	153.700	131.860	132.400	132.060	134.280	142.560	150.500
Feb-2000	146.075	155.325	185.850	176.225	143.575	142.925	139.400	140.600	147.175	153.625
Mar-2000	147.900	148.775	156.300	157.325	144.425	146.300	142.550	149.375	159.275	162.875
Apr-2000	142.175	141.875	147.550	149.600	138.050	141.350	136.925	148.475	151.525	156.950
May-2000	141.960	142.120	149.540	151.580	137.380	142.560	136.860	144.780	146.580	152.360
Jun-2000	142.125	142.550	151.375	151.800	137.800	142.775	136.825	146.325	145.575	150.875
Jul-2000	143.380	144.040	152.180	152.240	139.820	142.040	139.000	147.180	151.600	158.000
Aug-2000	146.600	147.325	153.375	154.800	143.600	143.600	142.825	149.050	160.000	171.300
Sep-2000	163.700	161.950	166.975	168.975	158.500	161.000	158.550	167.700	183.725	194.025
Oct-2000	163.720	161.820	170.140	169.480	157.820	160.100	158.020	175.300	184.660	190.360
Nov-2000	162.125	162.850	172.800	170.950	158.450	157.975	157.350	169.925	178.375	188.200
Dec-2000	156.475	158.700	174.075	170.525	152.250	151.475	149.600	161.200	176.675	181.600
Jan-2001	152.360	155.800	167.380	165.420	150.660	150.120	145.720	153.260	162.040	165.880
Feb-2001	149.225	151.675	160.900	158.875	147.725	147.400	144.100	151.775	156.300	161.825
Mar-2001	139.925	140.725	153.350	149.300	135.900	137.450	133.925	147.425	152.825	159.300
Apr-2001	142.200	143.060	153.360	152.440	138.100	140.160	135.800	148.800	154.560	160.980
May-2001	149.600	144.725	153.300	152.325	140.675	153.675	141.975	158.950	156.250	160.875
Jun-2001	148.175	143.775	152.475	152.350	139.300	149.450	143.325	159.600	157.375	161.175
Jul-2001	137.480	137.360	148.420	145.500	132.900	134.960	134.460	141.380	149.400	156.120
Aug-2001	138.950	137.200	145.775	144.125	133.450	140.875	133.125	139.050	146.050	151.375
Sep-2001	149.500	142.150	147.500	150.500	138.125	155.450	141.400	155.125	158.675	165.050
Oct-2001	134.840	131.460	142.960	140.200	126.660	136.700	128.440	144.140	143.380	147.520
Nov-2001	125.875	124.525	136.150	133.750	119.450	126.625	119.850	130.000	134.900	138.375
Dec-2001	116.660	118.360	130.220	126.880	113.640	115.960	112.300	114.720	123.120	127.040
Jan-2002	115.275	118.425	129.350	127.350	113.625	112.800	112.075	112.600	122.325	126.900
Feb-2002	115.175	118.000	128.825	126.600	113.275	112.625	112.150	113.400	122.800	128.850
Mar-2002	123.025	124.150	131.475	131.575	120.325	120.775	119.975	122.275	133.250	139.375
Apr-2002	130.880	131.020	137.880	139.120	126.920	129.360	127.260	134.720	139.740	144.420
May-2002	130.525	131.150	139.625	139.525	126.775	128.650	127.200	135.675	138.400	141.075
Jun-2002	128.550	129.075	138.800	137.650	124.500	126.425	124.725	132.850	138.675	142.700
Jul-2002	129.940	130.180	138.940	138.580	125.780	128.680	126.240	132.700	138.420	142.760
Aug-2002	132.750	132.450	141.175	141.175	127.950	131.275	129.000	135.225	143.275	148.400
Sep-2002	141.060	139.320	144.820	146.600	135.740	140.040	136.880	145.240	153.620	159.700
Oct-2002	146.150	144.825	148.750	150.650	141.975	146.125	142.950	150.450	152.775	155.675
Nov-2002	141.975	141.100	149.400	149.600	136.750	142.100	136.275	147.750	150.675	153.150
Dec-2002	142.880	143.300	151.200	151.760	138.980	142.960	137.660	144.160	149.640	152.400

Retail Diesel Fuel Prices Per Gallon, Enerav Information Administration. U.S. Department of Energy
Monthly: January 1997 to December 2005. cents per gallon

Date	U.S.	East Coast	New England	Central Atlantic	Lower Atlantic	Midwest	Gulf Coast	Rocky Mountain	West Coast	California
Jan-2003	148.775	151.400	159.000	159.375	147.300	147.325	145.900	145.100	153.425	157.850
Feb-2003	165.425	169.925	181.250	179.300	164.900	163.850	162.125	159.500	167.900	172.500
Mar-2003	170.800	176.960	193.220	189.860	169.940	166.060	163.700	173.980	181.580	181.780
Apr-2003	153.250	159.950	169.600	169.650	154.950	149.500	144.325	158.000	161.325	165.025
May-2003	145.125	149.650	160.100	160.425	144.075	143.550	137.500	148.925	150.050	154.250
Jun-2003	142.400	143.660	156.300	154.880	137.700	140.860	136.680	144.740	152.720	158.140
Jul-2003	143.500	144.150	156.325	153.950	138,875	140.775	138.275	146.500	158.275	163.475
Aug-2003	148.650	147.425	157.275	156.700	142.500	146.425	143.500	151.450	166.600	172.525
Sep-2003	146.660	145.800	156.440	156.280	140.340	144.960	140.720	153.120	161.160	165.580
Oct-2003	148.125	147.425	157.700	157.750	142.100	148.175	142.750	151.575	156.750	162.200
Nov-2003	148.225	147.925	158.675	158.550	142.350	146.975	143.075	154.050	159.075	163.900
Dec-2003	148.980	149.880	162.780	160.660	144.060	145.960	144.180	152.880	162.880	168.060
Jan-2004	155.100	158.400	172.500	168.825	152.650	152.025	151.550	153.925	163.500	167.650
Feb-2004	158.200	160.875	177.275	173.375	154.050	154.375	153.025	155.275	174.275	180.900
Mar-2004	162.940	163.460	176.040	173.440	158.040	159.600	156.840	164.160	182.180	189.660
Apr-2004	169.225	164.900	175.375	172.975	160.500	164.750	161.600	178.900	203.150	217.075
May-2004	174.640	168.860	178.940	177.940	164.060	167.660	165.360	193.320	219.080	228.440
Jun-2004	171.125	169.000	180.925	178.100	164.000	165.850	163.425	186.250	199.725	205.625
Jul-2004	173.850	172.000	181.800	181.200	167.150	169.300	166.925	179.700	202.850	208.800
Aug-2004	183.280	181.960	191.120	190.620	177.420	180.120	178.000	186.900	204.140	212.840
Sep-2004	191.675	191.225	199.825	198.400	187.400	188.900	187.100	194.325	208.375	216.375
Oct-2004	213.425	213.750	224.650	223.000	208.800	210.500	207.300	217.350	230.775	236.075
Nov-2004	214.660	216.740	228.200	227.000	211.280	211.200	208.000	221.600	228.880	234.780
Dec-2004	200.925	206.775	220.875	218.400	200.525	197.225	193.875	203.050	209.125	213.675
Jan-2005	195.880	201.900	218.320	214.700	194.920	193.000	190.600	190.360	201.940	295.880
Feb-2005	202.675	204.550	221.450	217.400	197.525	197.250	195.775	205.975	225.900	224.375
Mar-2005	221.375	221.325	233.425	232.675	215.350	216.300	214.800	228.200	246.150	245.500
Apr-2005	229.175	228.800	242.300	239.750	222.825	223.625	222.550	237.750	255.725	258.950
May-2005	219.880	221.480	236.740	231.980	215.600	213.760	215.040	226.520	241,280	245.020
Jun-2005	228.975	232.175	241.750	241.350	227.400	226.350	225.550	223.125	238.175	246.900
Jul-2005	237.250	239.350	251.525	250.025	233.725	234.125	231.350	239.275	251.325	257,750
Aug-2005	250.000	248.280	257.780	257.800	243.340	244.480	242.060	258.540	282.060	294.480
Sep-2005	281.875	282.650	289.000	291.225	278.400	275.300	276.575	294.325	305.125	312.475
Oct-2005	309.500	306.180	291.580	295.680	312.040	309.840	310.720	314.220	312.240	316.000
Nov-2005	257.300	254.500	267.850	266.575	248.125	254.125	255.275	272.950	270.700	266.800
Dec-2005	244.275	246.650	261.975	258.850	240.025	241.550	242.400	242.300	251.650	250.375

SOURCE: http://tonto.eia,doe.gov/ooglinfo/wohdp/diesel.asp

Summary, Hauler Bills and Rates per Loaded Mile Charged, October 2005

Exhibit, page __E__

Date	Day	Transport Firm	From	State	To	State	Mites	Amount	Rate	FSC	Calculated Rate
Oct	23	Alvis	Fair Oaks	IN	Murfreesboro	TN	417	$ 1,059.18	$ 2.20	$ 0.34	$ 2.54
Oct	24	Alvis	Fair Oaks	IN	Murfreesboro	TN	417	$ 1,059.18	$ 2.20	$ 0.34	$ 2.54
Oct	24	Alvis	Fair Oaks	IN	Nashville	TN	389	$ 988.06	$ 2.20	$ 0.34	$ 2.54
Oct	26	Alvis	Fair Oaks	IN	Murfreesboro	TN	417	$ 1,059.18	$ 2.20	$ 0.34	$ 2.54
Oct	26	Alvis	Fair Oaks	IN	Nashville	TN	389	$ 988.06	$ 2.20	$ 0.34	$ 2.54
Oct	10	Metzler	Hartford	MI	Louisville	KY	304	$ 741.76	$ 2.10	$ 0.34	$ 2.44
Oct	15	Metzler	Hartford	MI	Louisville	KY	304	$ 741.76	$ 2.10	$ 0.34	$ 2.44
Oct	17	Metzler	Hartford	MI	Kingsport	TN	569	$ 1,388.36	$ 2.10	$ 0.34	$ 2.44
Oct	27	MLT	Greenville	MI	Huntley	tL	255	$ 673.20	$ 2.30	$ 0.34	$ 2.64
Oct	30	MLT	Greenville	MI	Winchester	KY	411	$ 1,085.04	$ 2.30	$ 0.34	$ 2.64
Oct	31	MLT	Greenville	MI	Louisville	KY	378	$ 997.92	$ 2.30	$ 0.34	$ 2.64
Oct	10	Slayback			Murfreesboro	TN	417	$ 1,017.48	$ 2.10	$ 0.34	$ 2.44
Oct	12	Slayback			Braselton	GA	646	$ 1,576.24	$ 2.10	$ 0.34	$ 2.44
Oct	14	Slayback			Murfreesboro	TN	417	$ 1,017.48	$ 2.10	$ 0.34	$ 2.44
Oct	9	Indian River	fair Oaks	IN	Murfreesboro	TN	417	$ 1,081.70	$ 2.00	$ 0.59	$ 2.59
Oct	9	Indian River	Fair Oaks	IN	Nashville	TN	389	$ 1,009.07	$ 2.00	$ 0.59	$ 2.59
Oct	21	Bynum	Ravenna	MI	Louisville	KY	374	$ 837.76	$ 1.90	$ 0.34	$ 2.24
Oct	22	Bynum	Ravenna	MI	Spartanburg	SC	736	$ 1,391.04	$ 1.55	$ 0.34	$ 1.89
Oct	21	Bynum	Ravenna	MI	Kingsport	TN	624	$ 1,304.16	$ 1.75	$ 0.34	$ 2.09
Oct	21	Bynum	Fair Oaks	IN	Atlanta	GA	625	$ 1,687.50	$ 2.07	$ 0.63	$ 2.70
Oct	22	Bynum	Fair Oaks	MI	Murfreesboro	TN	417	$ 1,125.90	$ 2.07	$ 0.63	$ 2.70
									average		$ 2.48

Date 1.10.06 Exhibit # 25E
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
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CALCULATION OF HAULING COSTS PER LOADED MILE IF FUEL WERE FREE

Hurricane Emergency Decision Time Frame

September 2004 Diesel Fuel Cost, per gallon, L.A. & G.C. EIA regions		**$1.87**
Average Fuel use, Tractor-trailer, miles per gallon		**5.5**
Portion of Per-Mile Hauling Cost Attributed to Fuel		**$0.3400**
"Hurricane Hearing Decision" hauling rate per loaded mile		**$2.250**
Deduct per mile fuel cost		**($0.340)**
Hauling rate per loaded mile if fuel were free		**$1.910**
Conversion factor for 48,000 pound load to dollars per mile	÷	**480**
Mileage rate: dollars per hundredweight per mile	=	**$0.003979**
Conversion factor for cents per hundredweight per mile	x	**100**
Mileage rate: cents per hundredweight per mile, if fuel were free		**0.397917 ¢**

Federal Order Mileage Rate 2005: §1005.82 and §1007.82 **0.35000 ¢**

Date 1.10.06
Case US Dept. of Agriculture Exhibit # F
Deponent
Reporter Danyiel Carpenter CRS File # 8916
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October 2003 Hauling Cost Data, Origin & Destination Points, Miles Moved & rate per Loaded Mile

Exhibit ___, page __G1_

Date	YR	Day	Transport Firm	From	State	To	State	Miles	Amount	Rate	FSC	Calculated Rate
Oct	2003	5	Bynum	Fair Oaks	IN	Roanoke	VA	590	$ 1,386.50	$ 2.35		$ 2.35
Oct	2003	5	Bynum	Fair Oaks	IN	Roanoke	VA	689	$ 1,619.15	$ 2.35		$ 2.35
Oct	2003	6	Bynum	Fair Oaks	IN	Atlanta	GA	625	$ 1,468.75	$ 2.35		$ 2.35
Oct	2003	7	Bynum	Fair Oaks	IN	Lynchburg	VA	652	$ 1,532.20	$ 2.35		$ 2.35
Oct	2003	7	Bynum	Fair Oaks	IN	Wilkesboro	NC	617	$ 1,449.95	$ 2.35		$ 2.35
Oct	2003	8	Bynum	Fair Oaks	IN	New Wilmington	PA	397	$ 932.95	$ 2.35		$ 2.35
Oct	2003	3	Davisco	Bailey	MI	Lynchburg	VA	706	$ 1,348.46	$ 1.85	$ 0.06	$ 1.91
Oct	2003	7	Davisco	Bailey	MI	Lynchburg	VA	706	$ 1,348.46	$ 1.85	$ 0.06	$ 1.91
Oct	2003	3	Davisco	Bailey	MI	Murfreesboro	TN	564	$ 1,077.24	$ 1.85	$ 0.06	$ 1.91
Oct	2003	10	Davisco	Bailey	MI	Murfreesboro	TN	563	$ 1,075.33	$ 1.85	$ 0.06	$ 1.91
Oct	2003	31	Indian River	Fair Oaks	IN	New Wilmington	PA	397	$ 738.42	$ 1.80	$ 0.06	$ 1.86
Oct	2003	28	Koester	Fair Oaks	IN	Spartanburg	SC	619	$ 1,151.34	$ 1.80	$ 0.06	$ 1.86
Oct	2003	30	Koester	Fair Oaks	IN	Asheville	NC	561	$ 1,043.46	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Atlanta	GA	770	$ 1,432.20	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Winston Salem	NC	705	$ 1,311.30	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Braselton	GA	843	$ 1,567.98	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Roanoke	VA	660	$ 1,227.60	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Fulton	KY	568	$ 1,056.48	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Lynchburg	VA	709	$ 1,318.74	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Spartanburg	SC	735	$ 1,367.10	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Lynchburg	VA	709	$ 1,318.74	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Lynchburg	VA	709	$ 1,318.74	$ 1.80	$ 0.06	$ 1.86
Oct	2003	31	MLT	Ravenna	MI	Braselton	GA	777	$ 1,445.22	$ 1.80	$ 0.06	$ 1.86
Oct	2003	16	Moores	Fair Oaks	IN	Somerset	KY	357	$ 681.87	$ 1.85	$ 0.06	$ 1.91
Oct	2003	16	Moores	Fremont	MI	Murfreesboro	TN	583	$ 1,113.53	$ 1.85	$ 0.06	$ 1.91
Oct	2003	15	Moores	Fremont	MI	Murfreesboro	TN	583	$ 1,113.53	$ 1.85	$ 0.06	$ 1.91
Oct	2003	12	Moores	Fair Oaks	IN	Murfreesboro	TN	418	$ 798.38	$ 1.85	$ 0.06	$ 1.91
Oct	2003	16	Niemeyer			Madisonville	KY	286	$ 560.56	$ 1.90	$ 0.06	$ 1.96
Oct	2003	16	Niemeyer			Evansville	IN	237	$ 464.52	$ 1.90	$ 0.06	$ 1.96
Oct	2003	18	Niemeyer			New Wilmington	PA	397	$ 778.12	$ 1.90	$ 0.06	$ 1.96
Oct	2003	18	Niemeyer			O'Fallon	IL	266	$ 521.36	$ 1.90	$ 0.06	$ 1.96
Oct	2003	18	Niemeyer			Fulton	KY	379	$ 742.84	$ 1.90	$ 0.06	$ 1.96
Oct	2003	18	Niemeyer			New Wilmington	PA	397	$ 778.12	$ 1.90	$ 0.06	$ 1.96
Oct	2003	19	Niemeyer			Murray	KY	364	$ 713.44	$ 1.90	$ 0.06	$ 1.96
Oct	2003	19	Niemeyer			O'Fallon	IL	266	$ 521.36	$ 1.90	$ 0.06	$ 1.96
Oct	2003	20	Niemeyer			Somerset	KY	357	$ 699.72	$ 1.90	$ 0.06	$ 1.96
Oct	2003	20	Niemeyer			Evansville	IN	237	$ 464.52	$ 1.90	$ 0.06	$ 1.96
Oct	2003	20	Niemeyer			Somerset	KY	357	$ 699.72	$ 1.90	$ 0.06	$ 1.96
Oct	2003	21	Niemeyer			Fulton	KY	379	$ 742.84	$ 1.90	$ 0.06	$ 1.96
Oct	2003	21	Niemeyer			Somerset	KY	357	$ 699.72	$ 1.90	$ 0.06	$ 1.96

Date 1.10.06 Exhibit # 25G
Case US Dept. of Agriculture
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Oct	2003	21	Niemeyer			Evansville	IN	237	$	464.52	$	1.90	$	0.06	$	1.96
Oct	2003	21	Niemeyer			New Wilmington	PA	397	$	778.12	$	1.90	$	0.06	$	1.96
Oct	2003	22	Nierneyer			Springfield	OH	233	$	456.68	$	1.90	$	0.06	$	1.96
Oct	2003	22	Niemeyer			Athens	TN	508	$	995.68	$	1.90	$	0.06	$	1.96
Oct	2003	22	Niemeyer			Somerset	KY	357	$	699.72	$	1.90	$	0.06	$	1.96
Oct	2003	22	Niemeyer			Evansville	IN	237	$	464.52	$	1.90	$	0.06	$	1.96
Oct	2003	23	Niemeyer			Springfield	OH	233	$	456.68	$	1.90	$	0.06	$	1.96
Oct	2003	19	Opies	Bailey	MI	Fulton	KY	573	$	1,065.78	$	1.80	$	0.06	$	1.86
Oct	2003	11	Opies	Bailey	MI	Fulton	KY	609	$	1,132.74	$	1.80	$	0.06	$	1.86
Oct	2003	1	Rosenbalm			Atlanta	GA	786	$	1,461.96	$	1.80	$	0.06	$	1.86
Oct	2003	3	Rosenbalm			Brazelton	GA	649	$	1,207.14	$	1.80	$	0.06	$	1.86
Oct	2003	10	Rosenbalm			Spartanburg	SC	619	$	1,151.34	$	1.80	$	0.06	$	1.86
Oct	2003	12	Rosenbalm			Atlanta	GA	625	$	1,162.50	$	1.80	$	0.06	$	1.86
Oct	2003	14	Rosenbalm			Winston Salem	NC	635	$	1,181.10	$	1.80	$	0.06	$	1.86
Oct	2003	17	Slaybacks	Fair Oaks	IN	Athens	TN	508	$	944.88	$	1.80	$	0.06	$	1.86
Oct	2003	17	Slaybacks	Fair Oaks	IN	Somerset	KY	357	$	664.02	$	1.80	$	0.06	$	1.86
Oct	2003	27	Slaybacks	Fair Oaks	IN	Winston Salem	NC	635	$	1,181.10	$	1.80	$	0.06	$	1.86
Oct	2003	27	Slaybacks	Fair Oaks	IN	Athens	TN	508	$	944.88	$	1.80	$	0.06	$	1.86
Oct	2003	17	T.C. Daubert	Fair Oaks	IN	Lynchburg	VA	639	$	1,188.54	$	1.80	$	0.06	$	1.86
Oct	2003	17	T.C. Daubert	Fair Oaks	IN	Roanoke	VA	590	$	1,097.40	$	1.80	$	0.06	$	1.86
Oct	2003	4	Timmermann	Fair Oaks	IN	O'Fallon	IL	266	$	494.76	$	1.80	$	0.06	$	1.86
Oct	2003	6	Timrnermann	Fair Oaks	IN	Hazelwood	MO	275	$	511.50	$	1.80	$	0.06	$	1.86
Oct	2003	6	Timrnermann	Fair Oaks	IN	Hazetwood	MO	275	$	511.50	$	1.80	$	0.06	$	1.86
Oct	2003	6	Timmermann	Fair Oaks	IN	Hazelwood	MO	275	$	511.50	$	1.80	$	0.06	$	1.86
Oct	2003	6	Timrnermann	Fair Oaks	IN	Hazelwood	MO	275	$	511.50	$	1.80	$	0.06	$	1.86
Oct	2003	11	Todd	Baitey	MI	Atlanta	GA	769	$	1,430.34	$	1.80	$	0.06	$	1.86
Oct	2003	11	Todd	Bailey	MI	Atlanta	GA	769	$	1,430.34	$	1.80	$	0.06	$	1.86
Oct	2003	8	Todd	Bailey	MI	Somerset	KY	489	$	909.54	$	1.80	$	0.06	$	1.86
Oct	2003	8	TRIGG			Murfreesboro	TN	572	$	1,092.52	$	1.85	$	0.06	$	1.91
Oct	2003	11	TRIGG			Murfreesboro	TN	572	$	1,092.52	$	1.85	$	0.06	$	1.91
Oct	2003	10	TRIGG			Murfreesboro	TN	572	$	1,092.52	$	1.85	$	0.06	$	1.91
Oct	2003	8	TRIGG			Fulton	KY	582	$	1,111.62	$	1.85	$	0.06	$	1.91
Oct	2003	25	Indian River	Fair Oaks	IN	Roanoke	VA	590	$	979.40	$	1.60	$	0.06	$	1.66

OCTOBER 2003 **SIMPLE** AVERAGE $ 1.9332

mber 2003 Hauling Cost Data, Origin & Destination Points, Miles Moved & rate per Loaded Mile

Exhibit ___, page __G3_

Date	Yr	Day	Transport Firm	From	State	To	State	Miles	Amount	Rate	FSC	Calculated Rate
Nov	2003	2	Koester	Fair Oaks	IN	Murfreesboro	TN	418	$ 777.48	$ 1.80	$ 0.06	$ 1.86
Nov	2003	4	Koester	Fair Oaks	IN	Louisville	KY	228	$ 424.08	$ 1.80	$ 0.06	$ 1.86
Nov	2003	5	Koester	Fair Oaks	IN	Roanoke	VA	590	$ 1,097.40	$ 1.80	$ 0.06	$ 1.86
Nov	2003	7	Koester	Fair Oaks	IN	Atlanta	GA	625	$ 1,162.50	$ 1.80	$ 0.06	$ 1.86
Nov	2003	19	Slayback	Walton	KY	Kingsport	TN	507	$ 943.02	$ 1.80	$ 0.06	$ 1.86
Nov	2003	5	Slayback	Walton	KY	Kingsport	TN	507	$ 943.01	$ 1.80	$ 0.06	$ 1.86
Nov	2003	10	Slayback	Wallbn	KY		TN	508	$ 944.88	$ 1.80	$ 0.06	$ 1.86
Nov	2003	13	Slayback	Wallbn	KY		TN	508	$ 944.88	$ 1.80	$ 0.06	$ 1.86
Nov	2003	16	Slayback	Wallbn	KY	Spartanburg	SC	619	$ 1,151.34	$ 1.80	$ 0.06	$ 1.86
Nov	2003	15	Davisco	Bailey	MI	Atlanta	GA	769	$ 1,468.79	$ 1.85	$ 0.06	$ 1.91
Nov	2003	9	Davisco	Bailey	MI	Fulton	KY	573	$ 1,094.43	$ 1.85	$ 0.06	$ 1.91
Nov	2003	24	MLT	Ravenna	MI	Winston Salem	NC	705	$ 1,311.30	$ 1.80	$ 0.06	$ 1.86
Nov	2003	24	MLT	Ravenna	MI	Braselton	GA	777	$ 1,445.22	$ 1.80	$ 0.06	$ 1.86
Nov	2003	24	MLT	Ravenna	MI	Murfreesboro	TN	564	$ 1,049.04	$ 1.80	$ 0.06	$ 1.86
Nov	2003	24	MLT	Ravenna	MI	Wilkesboro	NC	693	$ 1,288.98	$ 1.80	$ 0.06	$ 1.86
Nov	2003	24	MLT	Ravenna	MI	Lynchburg	VA	709	$ 1,318.74	$ 1.80	$ 0.06	$ 1.86
Nov	2003	24	MLT	Fair Oaks	IN	Athens	TN	508	$ 944.88	$ 1.80	$ 0.06	$ 1.86
Nov	2003	24	MLT	Bailey	MI	Louisville	KY	371	$ 690.06	$ 1.80	$ 0.06	$ 1.86
Nov	2003	24	MLT	Ravenna	MI	Wilkesboro	NC	693	$ 1,288.98	$ 1.80	$ 0.06	$ 1.86
Nov	2003	24	MLT	Ravenna	MI	Lynchburg	VA	709	$ 1,318.74	$ 1.80	$ 0.06	$ 1.86
Nov	2003	24	MLT	Ravenna	MI	Fulton	KY	568	$ 1,056.48	$ 1.80	$ 0.06	$ 1.86
Nov	2003	12		Fair Oaks	IN	Athens	TN	508	$ 944.88	$ 1.80	$ 0.06	$ 1.86
Nov	2003	12		Fair Oaks	IN	Murfreesboro	TN	418	$ 777.48	$ 1.80	$ 0.06	$ 1.86
Nov	2003	1	Bynum	Ravenna	MI	Atlanta	GA	770	$ 1,201.20	$ 1.50	$ 0.06	$ 1.56
Nov	2003	1	Bynum	Fair Oaks	IN	Braselton	GA	646	$ 1,104.66	$ 1.65	$ 0.06	$ 1.71
Nov	2003	2	Bynum	Ravenna	MI	Spartanburg	SC	735	$ 1,146.60	$ 1.50	$ 0.06	$ 1.56
Nov	2003	2	Bynum	Fair Oaks	IN	Atlanta	GA	625	$ 1,468.75	$ 2.35	$ -	$ 2.35
Nov	2003	9	Moores	Fremont	MI	Newark	OH	359	$ 685.69	$ 1.85	$ 0.06	$ 1.91
Nov	2003	7	Moores	Fair Oaks	IN	Atlanta	GA	625	$ 1,193.75	$ 1.85	$ 0.06	$ 1.91
Nov	2003	1	Moores	Fair Oaks	IN	Athens	TN	508	$ 970.28	$ 1.85	$ 0.06	$ 1.91
Nov	2003	3	Moores	Fremont	MI	Murfreesboro	TN	583	$ 1,113.53	$ 1.85	$ 0.06	$ 1.91
Nov	2003	5	Moores	Fair Oaks	IN	Athens	TN	508	$ 970.28	$ 1.85	$ 0.06	$ 1.91
Nov	2003		Indian River	Fair Oaks	IN	Roanoke	VA	590	$ 979.40	$ 1.60	$ 0.06	$ 1.66
Nov	2003	12	Indian River	Fair Oaks	IN	Spartanburg	SC	619	$ 1,027.54	$ 1.60	$ 0.06	$ 1.66
Nov	2003	12	Indian River	Fair Oaks	IN	Roanoke	VA	590	$ 979.40	$ 1.60	$ 0.06	$ 1.66
Nov	2003	16	Indian River	Fair Oaks	IN	Spartanburg	SC	619	$ 1,027.54	$ 1.60	$ 0.06	$ 1.66
Nov	2003	1	Niemeyer	Cedar Lake	IN	Hazelwood	MO	275	$ 539.00	$ 1.90	$ 0.06	$ 1.96
Nov	2003	1	Niemeyer	Cedar Lake	IN	Hazelwood	MO	275	$ 539.00	$ 1.90	$ 0.06	$ 1.96
Nov	2003	1	Niemeyer	Cedar Lake	IN	Fulton	KY	379	$ 742.84	$ 1.90	$ 0.06	$ 1.96
Nov	2003	1	Niemeyer	Cedar Lake	IN	Fulton	KY	379	$ 742.84	$ 1.90	$ 0.06	$ 1.96

Nov	2003	2	Niemeyer	Cedar Lake	IN	Hazelwood	MO	275	$	539.00	$	1.90	$	0.06	$	1.96
Nov	2003	2	Niemeyer	Cedar lake	IN	Hazelwood	MO	275	$	539.00	$	1.90	$	0.06	$	1.96
Nov	2003	2	Niemeyer	Cedar Lake	IN	Fulton	KY	379	$	742.84	$	1.90	$	0.06	$	1.96
Nov	2003	2	Niemeyer	Cedar Lake	IN	Madisonville	KY	286	$	560.56	$	1.90	$	0.06	$	1.96
Nov	2003	2	Niemeyer	Cedar Lake	IN	Evansville	IN	237	$	464.52	$	1.90	$	0.06	$	1.96
Nov	2003	3	Niemeyer	Cedar Lake	IN	Hazelwood	MO	275	$	539.00	$	1.90	$	0.06	$	1.96
Nov	2003	3	Niemeyer	Cedar Lake	IN	Evansville	IN	237	$	464.52	$	1.90	$	0.06	$	1.96
Nov	2003	3	Niemeyer	Cedar Lake	IN	Somerset	KY	357	$	699.72	$	1.90	$	0.06	$	1.96
Nov	2003	3	Niemeyer	Cedar Lake	IN	Somerset	KY	357	$	699.72	$	1.90	$	0.06	$	1.96
Nov	2003	4	Niemeyer	Cedar Lake	IN	Fulton	KY	379	$	742.84	$	1.90	$	0.06	$	1.96
Nov	2003	4	Niemeyer	Cedar Lake	IN	Evansville	IN	237	$	464.52	$	1.90	$	0.06	$	1.96
Nov	2003	4	Niemeyer	Cedar Lake	IN	Somerset	KY	357	$	699.72	$	1.90	$	0.06	$	1.96
Nov	2003	4	Niemeyer	Cedar Lake	IN	Somerset	KY	357	$	699.72	$	1.90	$	0.06	$	1.96
Nov	2003	5	Niemeyer	Cedar Lake	IN	Fulton	KY	379	$	742.84	$	1.90	$	0.06	$	1.96
Nov	2003	5	Niemeyer	Cedar Lake	IN	Madisonville	KY	286	$	560.56	$	1.90	$	0.06	$	1.96
Nov	2003	5	Niemeyer	Cedar Lake	IN	London	KY	369	$	723.24	$	1.90	$	0.06	$	1.96
Nov	2003	5	Nierneyer	Cedar Lake	IN	Hazelwood	MO	275	$	539.00	$	1.90	$	0.06	$	1.96
Nov	2003	6	Nierneyer	Cedar Lake	IN	Madisonville	KY	286	$	560.56	$	1.90	$	0.06	$	1.96
Nov	2003	6	Niemeyer	Cedar Lake	IN	Fulton	KY	379	$	742.84	$	1.90	$	0.06	$	1.96
Nov	2003	6	Niemeyer	Cedar take	IN	Evansville	IN	237	$	464.52	$	1.90	$	0.06	$	1.96
Nov	2003	6	Niemeyer	Cedar Lake	IN	Hazelwood	MO	275	$	539.00	$	1.90	$	0.06	$	1.96
Nov	2003	7	Niemeyer	Cedar Lake	IN	Stockton	IL	217	$	425.32	$	1.90	$	0.06	$	1.96
Nov	2003	7	Niemeyer	Cedar Lake	IN	Stockton	IL	217	$	425.32	$	1.90	$	0.06	$	1.96
Nov	2003	7	Niemeyer	Cedar Lake	IN	Stockton	IL	217	$	425.32	$	1.90	$	0.06	$	1.96
Nov	2003	7	Niemeyer	Cedar Lake	IN	O'Fallon	IL	266	$	521.36	$	1.90	$	0.06	$	1.96
Nov	2003	8	Niemeyer	Cedar Lake	IN	Stockton	IL	217	$	425.32	$	1.90	$	0.06	$	1.96
Nov	2003	8	Niemeyer	Cedar Lake	IN	Hazelwood	MO	275	$	539.00	$	1.90	$	0.06	$	1.96
Nov	2003	8	Niemeyer	Cedar Lake	IN	Fulton	KY	379	$	742.84	$	1.90	$	0.06	$	1.96
Nov	2003	8	Niemeyer	Cedar Lake	IN	Fulton	KY	379	$	742.84	$	1.90	$	0.06	$	1.96
Nov	2003	20	T.C. Daubert	Fair Oaks	IN	Lynchburg	VA	639	$	1,188.54	$	1.80	$	0.06	$	1.86
Nov	2003	20	T.C. Daubert	Fair Oaks	IN	Atlanta	GA	625	$	1,162.50	$	1.80	$	0.06	$	1.86
Nov	2003	21	Opies	Fair Oaks	IN	Atlanta	GA	625	$	1,162.50	$	1.80	$	0.06	$	1.86
Nov	2003	21	Opies	Fair Oaks	IN	Hazelwood	MO	275	$	511.50	$	1.80	$	0.06	$	1.86
Nov	2003	25	Opies	Fair Oaks	IN	Hazelwood	MO	275	$	511.50	$	1.80	$	0.06	$	1.86
Nov	2003	8	Rosenbalm			Atlanta	GA	625	$	1,162.50	$	1.80	$	0.06	$	1.86
Nov	2003	10	Rosenbalm			Atlanta	GA	625	$	1,162.50	$	1.80	$	0.06	$	1.86
Nov	2003	12	Rosenbalm			Spartanburg	SC	619	$	1,151.34	$	1.80	$	0.06	$	1.86
Nov	2003	14	Rosenbalm			Spartanburg	SC	619	$	1,151.34	$	1.80	$	0.06	$	1.86
Nov	2003	5	TRIGG			Murfreesboro	TN	572	$	1,092.52	$	1.85	$	0.06	$	1.91
Nov	2003	5	TRIGG			Murfreesboro	TN	572	$	1,092.52	$	1.85	$	0.06	$	1.91
Nov	2003	5	TRIGG			Murfreesboro	TN	572	$	1,092.52	$	1.85	$	0.06	$	1.91

Nov	2003	5	TRIGG			Atlanta	GA	761	$	1,453.51	$	1.85	$ 0.06	$ 1.91
Nov	2003	1	Todd	Bailey	MI	Atlanta	GA	769	$	1,430.34	$	1.80	$ 0.06	$ 1.86
Nov	2003	1	Todd	Bailey	MI	Fulton	KY	573	$	1,065.78	$	1.80	$ 0.06	$ 1.86
Nov	2003	5	Todd	Bailey	MI	Fulton	KY	573	$	1,065.78	$	1.80	$ 0.06	$ 1.86
Nov	2003	18	Timmermann	Fair Oaks	IN	Hazelwood	MO	275	$	511.50	$	1.80	$ 0.06	$ 1.86
Nov	2003	18	Timmermann	Fair Oaks	IN	Hazelwood	MO	275	$	511.50	$	1.80	$ 0.06	$ 1.86
Nov	2003	17	Timmermann	Fair Oaks	IN	O'Fallon	IL	266	$	494.76	$	1.80	$ 0.06	$ 1.86
Nov	2003	18	Timmermann	Fair Oaks	IN	Hazelwood	MO	275	$	511.50	$	1.80	$ 0.06	$ 1.86

NOVEMBER *2003* SIMPLE AVERAGE $ 1.8913

October 2003 Simple Average	$1.9332
November 2003 Simple Average	$1.8913
October-November 2003 Average	$1.9122

PROPONENTS PROPOSED BASE PERIOD HAUL RATE $1.91

Table 4-14: Combination Truck Fuel Consumption and Travel[a]

	1965	1970	1975	1980	1985	1990	1991	1992	1993	1994	1995
Number registered (thousands)	787	905	1,131	1,417	1,403	1,709	1,691	1,675	1,680	1,682	1,696
Vehicle-miles traveled (millions)	31,700	35,100	46,700	68,700	78,100	94,300	96,600	99,500	103,100	108,900	115,500
Fuel consumed (million gallons)	6,658	7,348	9,177	13,037	14,005	16,133	16,809	17,216	17,748	18,653	19,777
Average miles traveled per vehicle (thousands)	40.3	38.8	41.3	48.5	55.7	55.2	57.1	59.4	61.4	64.8	68.1
Average miles traveled per gallon	4.8	4.8	5.1	5.3	5.6	5.8	5.7	5.8	5.8	5.8	5.8
Average fuel consumed per vehicle (gallons)	8,465	8,119	8,116	9,201	9,980	9,441	9,938	10,276	10,562	11,093	11,663

KEY: R = revised.

	1996	1997	1998	1999	2000	2001	2002
Number registered (thousands)	1,747	1,790	1,997	2,029	2,097	2,154	2,277
Vehicle-miles traveled (millions)	118,899	124,584	128,359	132,384	135,020	R136,584	138,643
Fuel consumed (million gallons)	20,193	20,302	25,158	24,537	25,666	R25,512	26,451
Average miles traveled per vehicle (thousands)	68.1	69.6	64.3	65.3	64.4	R63.4	60.9
Average miles traveled per gallon	5.9	6.1	5.1	5.4	5.3	R5.4	5.2
Average fuel consumed per vehicle (gallons)	11,561	11,342	12,596	12,096	12,241	R11,843	11,618

KEY: R = revised.

[a] Beginning in 1998, the Federal Highway Administration (FHWA) used the Census Bureau's *1997 Vehicle Inventory and Use Survey* (VIUS) for its baseline estimate of combination trucks. Prior to 1998, the FHWA used the Census Bureau's *1992 Transportation Inv*

SOURCES: 1965-94: U.S. Department of Transportation, Federal Highway Administration, *Highway Statistics Summary to 1995,* FHWA-PL-97-009 (Washington, DC: July 1997), table VM-201A.

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COMPUTATION OF FEDERAL ORDER MILEAGE RATE
$1005.84 and §1007.84

I I Cost Data - DECEMBER 2005

Computation of Monthly Fuel Cost
DECEMBER 2005 MILK

Average Diesel Fuel Price per aal. 1/	Nov. 28	Dec. 5	Dec. 12	Dec. 19	"Southeast" Average Diesel Fuel Price per gal.
Lower Atlantic District	$2.394	$2.354	$2.393	$2.438	**$2.39475**
Gulf Coast District	**$2.456**	$2.411	**$2.429**	**$2.435**	$2.43275

Monthly "Southeast" Average		**$2.41375**
Reference diesel price	+	**($1.42000)**
Difference monthly average to reference price per gallon	=	**$0.99375**
Truck fuel use (miles per gallon)	÷	**5.5**
Change in Haul cost per loaded mile from fuel price change	=	**$0.180**
Reference haul cost per loaded mile	+	**$1.910**
Fuel-Adjusted Haul Cost per loaded mile	=	**$2.090**
Conversion factor for **48,000** pound load to cents per mile	÷	**4.80**
Federal Order mileage Rate, cents per mile	=	**0.435 ¢**

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11 Energy Information Administration, U.S. Department of Energy

Released: December 23,2005

Calculation of Proposed Mileage Rate, Federal Orders 5 & '7,2005

		---------EIA Diesel--------			per Gallon	per Gallon		Fuel $	Reference	Fuel-Adj.	Adj. to	F.O.
		Lower Atl.	Gulf Coast	4 week averaae	Reference Fuel Pr.	Fuel $ Change	Truck MPG	Change per mile	Mileage Rate	Mileage Rate	cents I cwt / mile	Mileage Rate
January 2005	12/27/2004	$1.982	$1.928									
(would have	1/3/2005	$1.952	$1.887									
been announced	1/10/2005	$1.926	$1.876									
1/21/2005)	1/1712005	$1.944	$1.908	$1.925	($1.420)	$0.505	5.5	$0.091	$1.910	$2.001	4.8	0.417 ¢
February 2005	112412005	$1.945	$1.919									
(would have	1131/2005	$1.979	$1.940									
been announced	21712005	$1.950	$1.938									
2/18/2005)	2/14/2005	$1.938	$1.915	$1.941	($1.420)	$0.521	5.5	$0.094	$1.910	$2.004	4.8	0.418 ¢
March 2005	2/21/2005	$1.957	$1.943									
(would have	2/28/2005	$2.056	$2.035									
been announced	3/7/2005	$2.102	$2.100									
3/1812005)	3/14/2005	$2.137	$2.130	$2.058	($1.420)	$0.638	5.5	$0.115	$1.910	$2.025	4.8	0.422 ¢
April 2005	3/28/2005	$2.189	$2.182									
(would have	4/4/2005	$2.238	$2.240									
been announced	4111/2005	$2.244	$2.251									
412212005)	4118/2005	$2.197	$2.180	$2.215	($1.420)	$0.795	5.5	$0.144	$1.910	$2.054	4.8	0.428 ¢
Mav 2005	4/25/2005	$2.234	$2.231									
(would have	5/2/2005	$2.207	$2.209									
been announced	5/9/2005	$2.179	$2.173									
5/20/2005)	5/16/2005	$2.141	$2.141	$2.189	($1.420)	$0.769	5.5	$0.139	$1.910	$2.049	4.8	0.427 ¢
June 2005	5/23/2005	$2.119	$2.112									
(would have	5/30/2005	$2.134	$2.117									
been announced	6/6/2005	$2.221	$2.213									
6/1712005)	6/1312005		$2.247	$2.178	($1.420)	$0.758	5.5	$0.137	$1.910	$2.047	4.8	0.426 ¢

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Calcutation of Proposed Mileage Rate, Federal Orders 5 & 7, 2005

		.....EIA Diesel--------			per Gallon	per Gallon		Fuel $	Reference	Fuel-Adj.	Adj, to	F.O.
		Lower Atl.	Gulf Coast	4 week average	Reference Fuel Pr.	Fuel $ Chanae	Truck MPG	Change per mile	Mileage Rate	Mileage Rate	cents / cwt / mile	Mileage Rate
July 2005	6/27/2005	$2.318	$2.288									
(would have	7/4/2005	$2.315	$2.290									
been announced	7/11/2005	$2.377	$2.355									
7/22/2005)	7/18/2005	$2.354	$2.331	$2.329	($1.420)	$0.909	5.5	$0.165	$1.910	$2.075	4.8	0.432 ¢
Auaust 2006	7/25/2005	$2.303	$2.278									
(would have	8/1/2005	$2.297	$2.279									
been announced	8/8/2005	$2.334	$2.323									
8/19/2005)	8115/2005	$2.499	$2.481	$2.349	($1.420)	$0.929	5.5	$0.168	$1.910	$2.078	4.8	0.433 ¢
Septembet 2006	8/29/2005	$2.518	$2.508									
(would have	9/5/2005	$2.853	$2.833									
been announced	9/1212005	$2.806	$2.797									
9/23/2005)	9/19/2005	$2.702	$2.677	$2.712	($1.420)	$1.292	5.5	$0.234	$1.910	$2.144	4.8	0.447 ¢
October 2005	9/26/2005	$2.775	$2.756									
(would have	101312005	$3.283	$3.185									
been announced	10/10/2005	$3.252	$3.182									
10/23/2005)	10/17/2005	$3.199	$3.177	$3.101	($1.420)	$1.681	5.5	$0.305	$1.910	$2.215	4.8	0.461 ¢
November 2005	1012412005	$3.115	$3.146									
(would have	10/31/2005	$2.753	$2.846									
been announced	11/7/2005	$2.608	$2.679									
11/18/2005)	11114/2005	$2.500	$2.585	$2.779	($1.420)	$1.359	5.5	$0.247	$1.910	$2.157	4.8	0.449 ¢
December 2005	11/28/2005	$2.394	$2.456									
(would have	12/5/2005	$2.354	$2.411									
been announced	12/12/2005	$2.393	$2.429									
1212312005)	12/1912005	$2.438	$2.435	$2.414	($1.420)	$0.994	5.5	$0.180	$1.910	$2.090	4.8	0.435 ¢
									twelve month simple average			0.433 ¢

Appalachian and Southeast Federal Milk Marketing Orders

Transportation Credit Balancing Fund Data

Calculation* of *Class* I *TCBF Assessment Increase Necessary to Fund Current TC Claims

Federal Order No. 5,2004

Total TC Claimed 2004	$3,845,313.27
Class I Producer Milk 2004	4,324,520,728
Rate per hundredweight required	$0.0889
2004 Rate actually assessed	($0.0650)
Required increase to fully fund 2004 claims	**$0.0239**

Federal Order No. 5, 2005

Total TC Claimed 2005	$3,990,656.00	1/
Class I Producer Milk 2005	4,188,480,152	1/
Rate per hundredweight required	$0.0953	
2005 Rate actually assessed	($0.0700)	2/
Required increase to fully fund 2005 claims	**$0.0253**	

Federal Order No. 7.2004

Total TC Claimed 2004	$6,114,629.65
Class I Producer Milk 2004	4,640,048,012
Rate per hundredweight required	$0.1318
2004 Rate actually assessed	($0.0700)
Required increase to fully fund 2004 claims	**$0.0618**

Federal Order No. 7,2005

Total TC Claimed 2005	$5,784,910.00	1/
Class I Producer Milk 2005	4,641,776,715	1/
Rate per hundredweight required	$0.1246	
2005 Rate actually assessed	($0.0750)	3/
Required increase to fully fund 2005 claims	**$0.0496**	

11 Includes estimates for December 2005
2/ Weighted average of $0.065 on Jan. through Oct. 2005 Class I milk and $0.095 on Nov. and Dec. 2005 Class I milk
31 Weighted average of $0.070 on Jan. through Oct. 2005 Class I milk and $0.100 on Nov. and Dec. 2005 Class I milk

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Estimated Required Increase in Transportation Credit Assessment Rates, Changing F.O. Mileage Factor to $0.0046
Appalachian and Southeast Federal Milk Marketing Orders

Appalachian 2004	Southeast 2004	
$1,906,992	$2,824,557	Increase in TC costs from raising mileage rate to 0.46 cents per hundredweight per mile 1/
4,324,520,728	4,640,048,012	Actual pounds FO Class I producer milk 2004
$0.0441	$0.0609	Rate per hundredweight increase in TC assessment to fund increase in mileage reimbursement rate

Appalachian 2005	Southeast 2005	
$1,936,620	$2,893,942	increase in TC costs from raising mileage rate to 0.46 cents per hundredweight per mile 1/ 21
4,188,480,152	4,641,776,715	ESTIMATED pounds FO Class I producer milk 2005 2/
$0.0462	$0.0623	Rate per hundredweight increase in TC assessment to fund increase in mileage reimbursement rate

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1/ Transportation cost data supplied by Market Administrators for 2004 and July - November 2005
2/ Transportation cost data for December 2005 and December 2005 Class I producer milk are ESTIMATED

Appalachian and Southeast Federal Milk Marketing Orders

Transportation Credit balancing Fund Data

Calculation of Class I TCBF Assessment Increase Necessary To Fund Credits

		F.O. 5	F.O. 7
Required to fund all current claims @ 0.35 ¢ / cwt / mile (required to eliminate prorating)			
2004		$0.0889	$0.1318
2005	*11*	$0.0953	$0.1246
Additional required to fund all current claims @ 0.46 ¢ / cwt / mile vs. 0.35 ¢ / cwt / mile			
2004		$0.0441	$0.0609
2005	11	$0.0462	$0.0623
Total required assessment all current claims @ 0.46 ¢ / cwt / mile			
2004		$0.1330	$0.1927
2005	1/	$0.1415	$0.1869
Proponent's proposed maximum TCBF assessment rate		$0.1500	$0.2000

11 Includes estimates for December 2005

Date 1·10·06 Exhibit # 25M
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Example Calculation Of Loss On Intra-Marketing Area Milk Movements

Producer Load Oriainatina in Elizabethtown. Kentuckv. Moves to Nashville. Tennessee

	133	miles between points
x	$2.38	per loaded mile
	$316.54	hauling cost
	48,000	pounds on load
x	$0.40	producer differential difference {$2.60 - $2.20)
	$192.00	producer location difference value
	$104.72	producer haul deduction, 44 miles to nearest plant (Louisville, KY) @$2.38 per mile
	$19.82	Total loss
	$0.041	loss per hundredweight

Producer Load Originating in Statesville. North Carolina, Moves to Charleston, South Carolina

	248	miles between points
x	$2.38	per loaded mile
	$590.24	hauling cost
	48,000	pounds on load
x	$0.20	producer differential difference ($3.30 - $3.10)
	$96.00	producer location difference value
	$102.34	producer haul deduction, 43 miles to nearest plant (Winston Salem, NC) @$2.38 per mile
	$391.90	Total loss
	$0.876	loss per hundredweight

Producer Load Oriqinatinq in Monett. Missouri. Moves to Little Rock. Arkansas

	262	miles between points
x	$2.38	per loaded mile
	$623.56	hauling cost
	48,000	pounds on load
x	$0.60	producer differential difference {$2.80 - $2.203
	$288.00	producer location difference value
	$104.72	producer haul deduction, 44 miles to nearest plant (Springfield, Missouri) @$2.38 per mile
	$230.84	Total loss
	$0.487	loss per hundredweight

Date 1.10.06 Exhibit # 25N
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Example Calculation Of Loss · Intra-Marketing Area Milk Movements

'roducer Load Originating in Franklinton, Louisiana. Moves to Hattiesburg, Mississippi

	72	miles between points
x	$2.38	per loaded mile
	$171.36	hauling cost
	48,000	pounds on load
x	($0.20)	producer differential difference {$3.40 - $3.60)
	($96.00)	producer location difference value
	$88.06	producer haul deduction, 37 miles to nearest plant (Hammond, LA) @$2.38 per mile
	$179.30	Total loss
	$0.374	loss per hundredweight

Federal Order Location Adiustments Become Less Relevant in Movina Milk as Distances Increase

Producer located in Asheville, North Carolina
Milk Needs to Move to Spartanburg, South Carolina and Charleston, South Carolina

Asheville. NC to Spartanburg, SC

	65	miles between points
x	$2.38	per loaded mile
	$154.70	hauling cost
÷	**48,000**	pounds on load
=	$0.322	Cost per hundredweight for hauling
	$0.15	producer differential difference **{$3.10 - $2.95}**
	46.54%	percent of hauling cost covered by location adjustment

Asheville. NC to Charleston, SC

	268	miles between points
x	$2.38	per loaded mile
	$637.84	hauling cost
÷	**48,000**	pounds on load
=	$1.329	Cost per hundredweight for hauling
	$0.35	producer differential difference ($3.30 - $2.95)
	26.34%	percent of hauling cost covered by location adjustment

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Producer located in Springfield, Missouri
Milk Needs to Move to Little Rock, Arkansas; Kosciusko, Mississippi; and Cowarts, Alabama

Springfield. MO to Little Rock. AR

	215	miles between points
x	$2.38	per loaded mile
	$511.70	hauling cost
÷	48,000	pounds on load
=	$1.066	Cost per hundredweight for hauling
	$0.60	producer differential difference ($2.80 - $2.20)
	56.28%	percent of hauling cost covered by location adjustment

Springfield, MO to Kosciuslo. MS

	479	miles between points
x	$2.38	per loaded mile
	$1,140.02	hauling cast
÷	48,000	pounds on load
=	$2.375	Cost per hundredweight for hauling
	$0.90	producer differential difference ($3.10 - $2.20)
	37.89%	percent of hauling cost covered by location adjustment

Springfield, MO to Cowarts. AL

	717	miles between points
x	$2.38	per loaded mile
	$1,706.46	hauling cost
÷	48,000	pounds on load
=	$3.555	Cost per hundredweight for hauling
	$1.25	producer differential difference ($3.45 - $2.20)
	35.16%	percent of hauling cost covered by location adjustment

100x.83(b)(1) Producer's nearest plant is in $2.80 zone, and producer is 25 miles away from that plant

100x.83(b)(2) Producer actually delivered to two plants, one in $3.10 zone, and other in $2.60 zone
Producer actually delivered 50,000 pounds to each plant

100x.83(b)(3) No net shipment applies so pounds in (b)(2) are pounds for use in (b)(4)

100x.83(b)(4)

50,000	Volume Delivered to Each Plant
90.00%	Order average pool distributing plant utilization %
45,000	Class I milk delivered

100x.83(c)(1) Producer is 125 miles from the plant in the $3.10 zone
Producer is 75 miles from the plant in the $2.60 zone

100x.83(c)(2)

	$3.10 Plant		$2.60 Plant
	125	miles moved	75
-	25	closest plant miles	25
	100	credit miles	50

100x.83(c)(3)

100	credit miles	50
$0.0044	mileage rate	$0.0044
$0.440	gross credit per cwt	$0.220

100x.83(c)(4)

	$3.10	plant delivery zone	$2.60
-	$2.80	nearest plant zone	$2.80
	$0.30	zone difference	($0.20)

100x.83(c)(5) ***result from .83(c)(4) is greater than or equal to zero***

	$0.440	gross credit per cwt
-	$0.300	zone difference
	$0.140	zone adjusted credit rate
x	45.000	Pounds Class I delivered to plant
	$63.000	**IMTC**

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100x.83(c)(6) ***result from .83(c)(4) is negative***

gross credit per cwt	$0.220
Pounds Class I delivered to plant	45,000
IMTC	**$99.000**

Would the **Intra-market** Transportation **Credit** Encourage Uneconomic Movements of Milk?

A load of milk is needed in Winston Salem, NC and a load of milk is needed in Charleston, SC
A load of milk is available in **Mt. Crawford,** VA and a load of milk is available in Statesville, NC

Mileages	Mt. Crawford, VA plant	Winston Salem, NC plant	Charleston, SC plant
Mt. **Crawford,** VA Producer	10	239	460
Statesville, NC Producer	**n/a**	43	248

Absent **Intra-market** Transportation Credits milk marketers would move the **Mt. Crawford** load to Winston Salem, and the Statesville load to Charleston, **because** the total miles traveled would be less:

239 + 248 = 487 , vs. 43 + 460 = 503 for Mt. **Crawford** to Charleston and Statesville to Winston Salem

Does the imposition of **Intra-market** Transportation Credits **Change** the Desire to Minimize Miles?

	IMTC		Haul Cost
Mt. **Crawford** to Winston Salem			
miles traveled	**239**		$561.65 @$2.35 per loaded mile
less miles to nearest plant	(10)		
Credit Miles	229		
Mileage Rate	0.00489	1/	
Gross IMTC	$1.120		
Location Value ($2.80 vs. $3.10)	($0.300)		
Net Credit	$0.825		
Class I milk (48,000 x 85%)	40.800		
Net Credit Value	**$336.48**		
Statesville to Charleston			
miles traveled	248		$582.80 @$2.35 per loaded mile
less miles to nearest plant	(43)		
Credit Miles	205		
Mileage Rate	0.00489	1/	
Gross IMTC	$1.002		
Location Value ($2.80 vs. $3.10)	($0.200)		
Net Credit	$0.807		
Class I milk (48,000 x 85%)	40.800		
Net Credit Value	$329.39		
TOTAL IMTC RECEIVED	$665.87		
TOTAL HAULING COST SPENT			**$1,144.45**
NET LOSS			$**(478.58)**

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Would the Intra-market Transportation Credit Encourage Uneconomic Movements of Milk?, continued

	IMTC		Haul Cost	
Mt. Crawford to Charleston				
miles traveled	460		$1,081.00	@$2.35 per loaded mile
less miles to nearest plant	(10)			
Credit Miles	450			
Mileage Rate	0.00489	1/		
Gross IMTC	$2.201			
Location Value ($2.80 vs. $3.10)	($0.500)			
Net Credit	$1.705			
Class I milk (48,000 x 85%)	40.800			
Net Credit Value	$695.80			
Statesville to Winston Salem				
miles traveled	43		$101.05	@$2.35 per loaded mile
less miles to nearest plant	(43)			
Credit Miles	0			
Mileage Rate	0.00489	1/		
Gross IMTC	$0.000			
Location Value ($2.80 vs. $3.10)	$0.000			
Net Credit	$0.000			
Class I milk (48,000 x 85%)	40,800			
Net Credit Value	$0.00			
TOTAL IMTC RECEIVED	$695.80			
TOTAL HAULING COST SPENT			$1,182.05	
NET LOSS				$(486.25)

1/ If Mileage Rate were 100% of actual haul cost, $2.35 per loaded mile ÷ 4.8 = $0.00489 mileage rate, Federal Order Mileage Rate would be less than 100% of actual haul cost

Appalachian and Southeast Federal Milk Marketing Orders

Calculation of Class I IMTC Assessment Necessary To Fund Credits

	F.O. 5	F.O. 7
April 2005 IMTC as computed at mileage rate of 0.48¢ 1/	$362,984	$576,028
Class I Producer milk pooled	359,034,716	391,109,553
Class I assessment required to fund computed credits per cwt.	**$0.1011**	**$0.1473**
October 2005 IMTC as computed at mileage rate of 0.48¢ 1/	$277,360	$488,268
Class I Producer milk pooled	340,526,464	390,959,356
Class I assessment required to fund computed credits per cwt.	**$0.0815**	**$0.1249**
Estimated annual 2005 IMTC as computed at mileage rate of 0.48¢ 1/	$3,842,064	$6,385,776
Estimated 2005 Class I Producer milk pooled 2/	4,188,480,152	4,641,776,715
Estimated Class I assessment required to fund annual credits per cwt.	**$0.0917**	**$0.1376**
Proponent's proposed maximum assessment rate	**$0.1000**	**$0.1500**

1/ IMTC as computed by Market Administrators
2/ December 2W5 Class I producer milk estimated

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Adding a Plant of Marketwide Utilization to the Pool, New Plant is in a plus location Adjustment Zone (how producers pay to move milk to higher priced zones through a reduction in the blend price)

Federal Order Pool Before Addition of a New Pool Distributina Plant

I	70.00%	350,000,000	$17.00	$59,500,000.00
II	10.00%	50,000,000	$13.70	$6,850,000.00
III	10.00%	50,000,000	$14.00	$7,000,000.00
IV	10.00%	50.000.000	$13.00	$6.500.000.00
		500,000,000		$79,850,000.00

$15.9700 Blend before adding new plant

Federal Order Pool After Addition of a New Pool Distributing Plant
The New Pool Distributing Plant has the same Class I Utilization as the Order

I	70.0096	21,000,000	$17.00	$3,570,000.00
Lac. Adj. Class I			$0.50	$105,000.00
II	10.00%	3,000,000	$13.70	$411,000.00
III	10.00%	3,000,000	$14.00	$420,000.00
IV	10.00%	3.000.000	$13.00	$390,000.00
		30,000,000		$4,896,000.00
Loc. Adj. Producer		30,000,000	$0.50	($150,000.00)
New Pounds and Values		530,000,000		**$84,596,000.00**

$15.9615 Blend after adding new plant

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Announced Cooperative Class I Price, As reported in Dairy Market News, 2005

City	State	Jan.	Feb.	Mar.	Apr.	May	Jun	Jul.	Aug.	Sep.	Oct.	Nov.	Dec.	Change Jan. to Dec. 2005	2005 Annual Average
Atlanta	GA	$1.18	$1.61	$1.61	$1.61	$1.61	$1.61	$1.61	$1.61	$2.01	$1.93	$1.93	$2.17	$0.99	$1.71
Baltimore	MD	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	$0.00	$1.80
Boston	MA	1.70	1.70	1.70	1.70	1.70	1.70	1.70	1.70	1.50	1.50	1.50	1.50	($0.20)	$1.63
Charlotte	NC	1.18	1.61	1.61	1.61	1.61	1.61	1.61	1.61	2.01	1.93	1.93	2.17	$0.99	$1.71
Chicago	IL	2.83	3.04	3.16	2.50	2.27	2.60	2.71	2.69	2.68	2.73	2.74	2.69	($0.14)	$2.72
Cincinnati	OH	1.76	1.76	1.71	1.71	1.71	1.71	1.71	1.86	1.86	1.88	1.90	1.88	$0.12	$1.79
Cleveland	OH	1.76	1.76	1.71	1.71	1.71	1.71	1.71	1.86	1.86	1.88	1.90	1.88	$0.12	$1.79
Dallas	TX	0.50	1.00	0.50	0.87	0.50	1.00	1.00	0.56	1.00	0.93	0.70	1.15	$0.65	$0.81
Denver	CO	0.85	0.85	0.85	0.85	0.85	0.85	0.85	0.85	0.85	0.85	0.85	0.85	$0.00	$0.85
Des Moines	IA	1.72	1.72	1.72	1.73	1.74	1.73	1.74	1.75	1.75	1.78	1.80	1.76	$0.04	$1.75
Detroit	MI	1.66	1.66	1.61	1.66	1.66	1.72	1.72	1.87	1.87	1.89	1.89	1.87	$0.21	$1.76
Hartford	CT	1.70	1.70	1.70	1.70	1.70	1.70	1.70	1.70	1.50	1.50	1.50	1.50	($0.20)	$1.63
Houston	TX	0.50	1.00	0.50	0.87	0.50	1.00	1.00	0.56	1.00	0.93	0.70	1.15	$0.65	$0.81
Indianapolis	IN	1.76	1.76	1.71	1.71	1.71	1.71	1.71	1.86	1.86	1.88	1.90	1.88	$0.12	$1.79
Kansas City	MO	1.21	1.21	1.21	1.22	1.23	1.22	1.23	1.24	1.24	1.27	1.29	1.25	$0.04	$1.24
Louisville	KY	1.61	1.61	1.61	1.61	1.61	1.61	1.61	1.61	2.01	1.93	1.93	2.17	$0.56	$1.74
Memphis	TN	0.98	1.41	1.41	1.41	1.41	1.41	1.41	1.41	1.81	1.73	1.73	1.97	$0.99	$1.51
Miami	FL	2.25	2.68	2.68	2.68	2.68	2.68	2.68	2.68	3.08	3.00	3.00	3.24	$0.99	$2.78
Milwaukee	WI	2.83	3.04	3.16	2.50	2.27	2.60	2.71	2.69	2.68	2.73	2.74	2.69	($0.14)	$2.72
Minneapolis	MN	2.58	2.79	2.91	2.25	2.02	1.90	2.01	1.99	1.98	2.03	2.04	1.99	($0.59)	$2.21
New Orleans	LA	0.98	1.41	1.41	1.41	1.41	1.41	1.41	1.41	1.81	1.73	1.73	1.97	$0.99	$1.51
Oklahoma City	OK	0.55	1.05	0.55	0.92	0.55	1.05	1.05	0.61	1.05	0.98	0.75	1.20	$0.65	$0.86
Omaha	NE	1.42	1.42	1.42	1.43	1.44	1.43	1.44	1.45	1.45	1.48	1.50	1.46	$0.04	$1.45
Philadelphia	PA	2.01	2.01	1.98	1.98	2.04	2.04	2.04	2.07	2.10	2.10	2.22	2.22	$0.21	$2.07
Phoenix	AZ	0.15	0.15	0.15	0.15	0.15	0.15	0.15	0.15	0.15	0.15	0.15	0.15	$0.00	$0.15
Pittsburgh	PA	2.07	1.96	1.96	1.93	1.93	1.99	1.99	1.99	2.02	2.05	2.17	2.17	$0.10	$2.02
St. Louis	MO	1.55	1.55	1.55	1.55	1.55	1.55	1.55	1.55	1.55	1.55	1.65	1.65	$0.10	$1.57
Seattle	WA	0.42	0.42	0.42	0.42	0.42	0.42	0.42	0.42	0.42	0.42	0.42	0.42	$0.00	$0.42
Springfield	MO	0.55	1.05	0.55	0.92	0.55	1.05	1.05	0.61	1.05	0.78	0.75	1.20	$0.65	$0.84
Washington	DC	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	1.80	$0.00	$1.80
average		$1.46	$1.62	$1.56	$1.54	$1.47	$1.56	$1.57	$1.53	$1.66	$1.64	$1.63	$1.73	$0.26	$1.58

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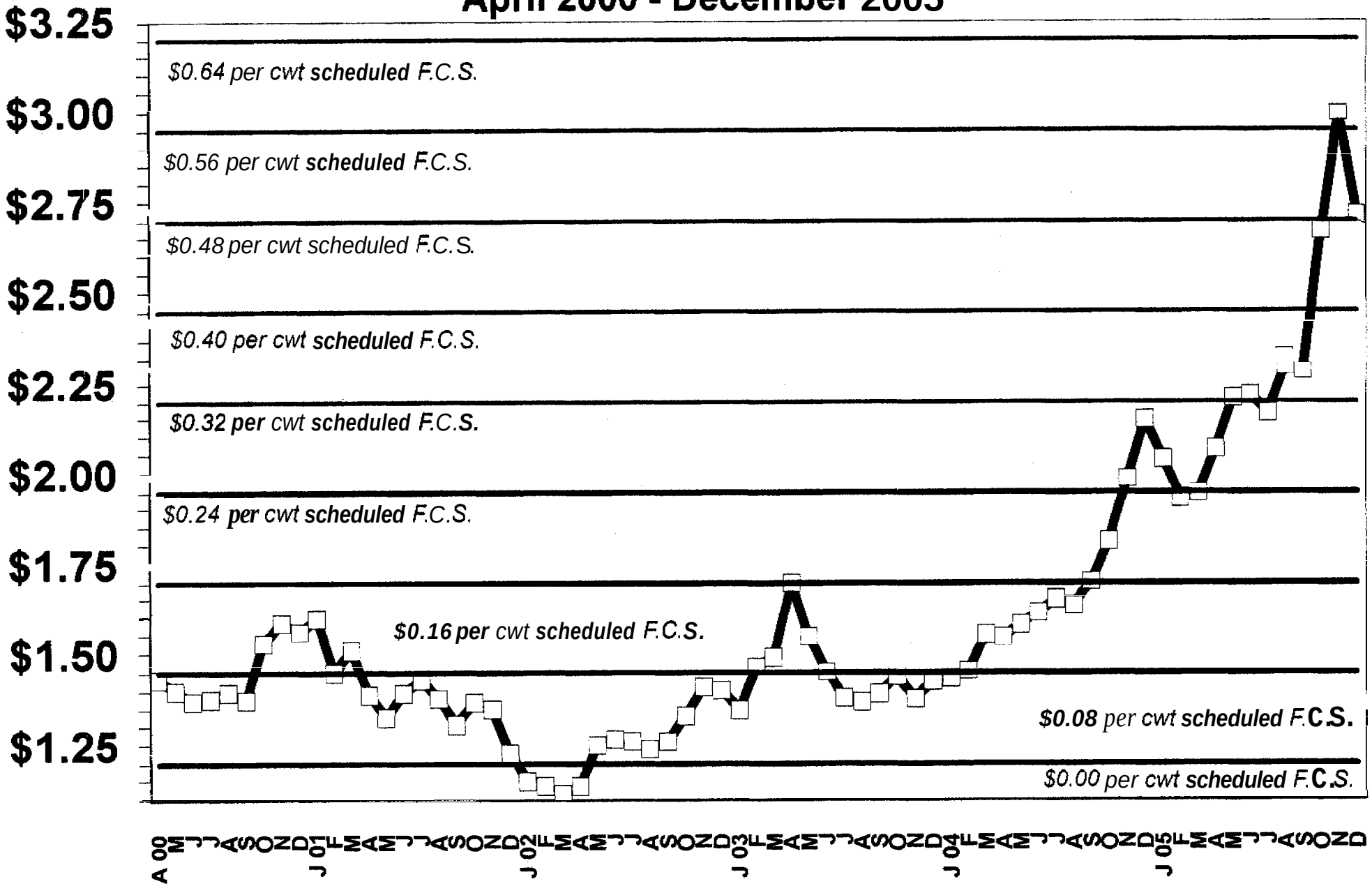
Diesel Fuel Prices and DCMA Fuel Cost Surcharge

April 2000 - December 2005



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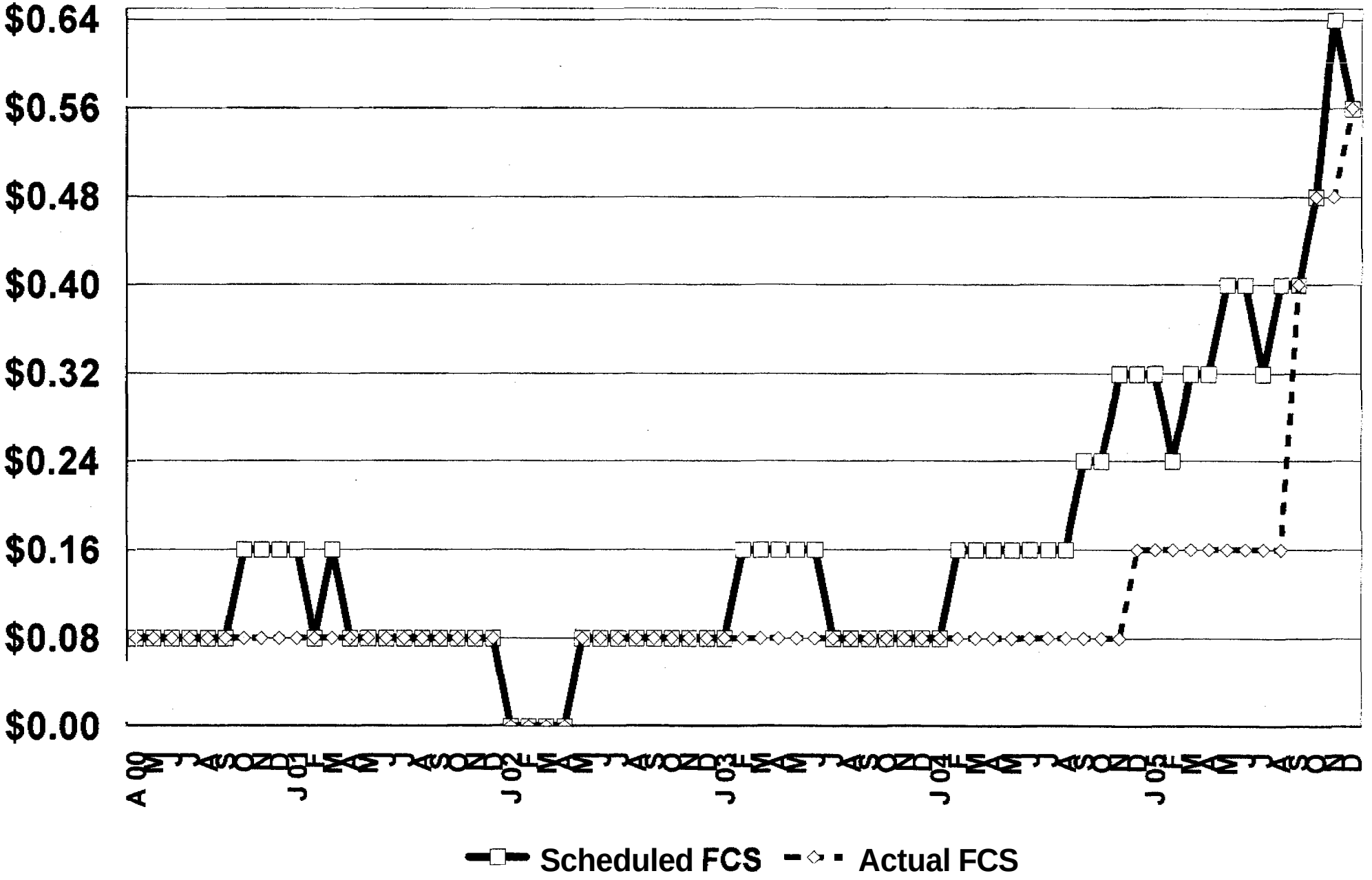
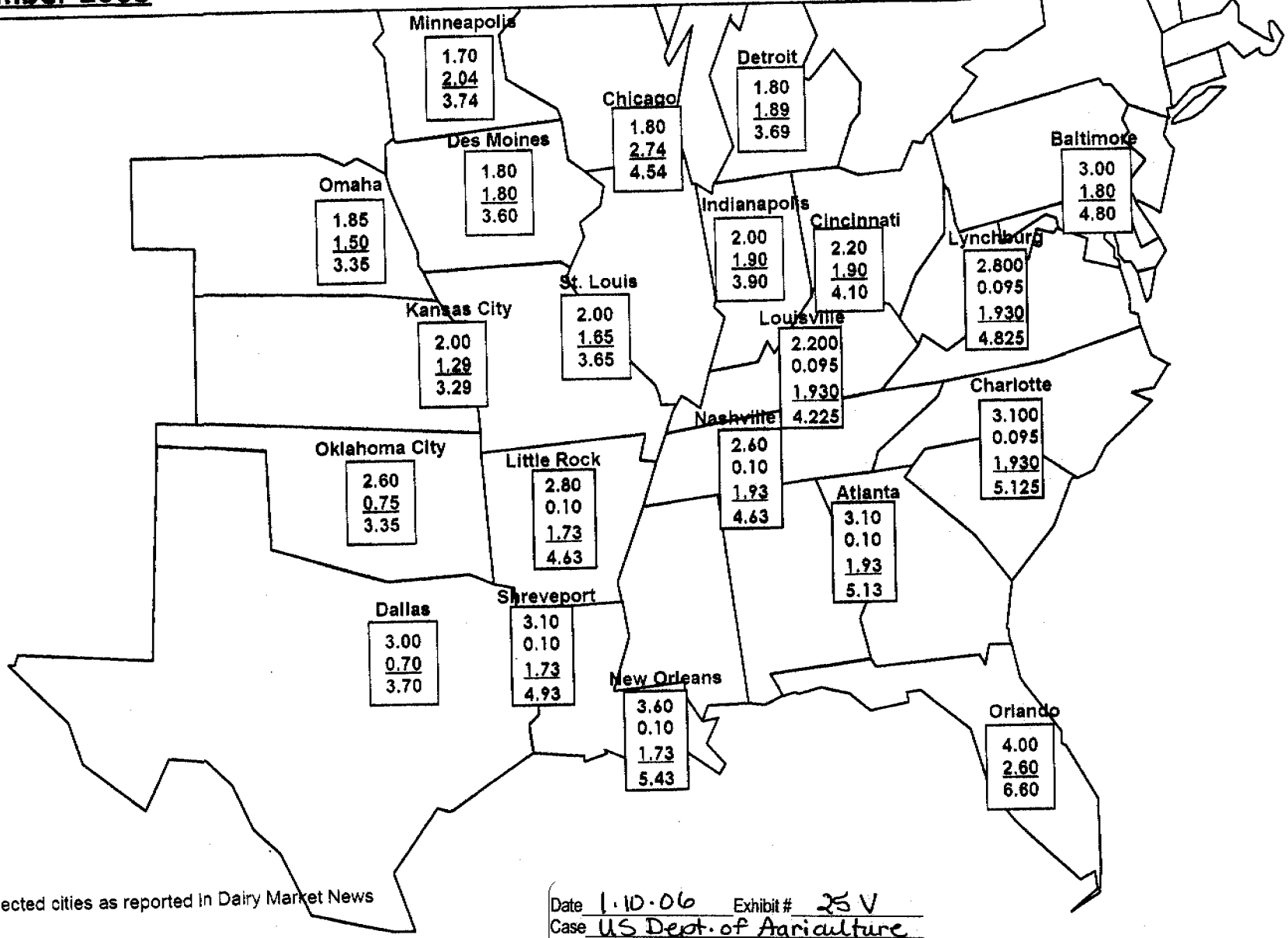
Comparison of Scheduled to Actual DCMA Fuel Cost Surcharge
April 2000 - December 2005



Federal Order Class I Differentials, Transportation Credit Assessment & Announced Cooperative Class I Over Order Prices 1/

November 2005

Exhibit ___ page _V_



1/ Selected cities as reported in Dairy Market News

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Exhibit _____

Proposed Modified Order Language

Section 1005. 82 (b) (2) Determine the total pounds of producer milk physically received from the farms of producers located within the marketing area or located within the marketing area of Federal Order 1007 (7 CFR Part 1007) at each pool distributing plant;

Section 1007. 82 (b) (2) Determine the total pounds of producer milk physically received from the farms of producers located within the marketing area or located within the marketing area of Federal Order 1005 (7 CFR Part 1005) at each pool distributing plant;

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Presented by; Mickey Childers, Dairy Farmer
Docket No. AO-388-A17 and AO-366-A46; DA-05-06
January 10th, 2006
Louisville, Kentucky

I am Mickey Childers. I live at 277 Blue Springs Rd, Somerville, Alabama Zip Code 35670 near Huntsville, Alabama.

After graduating from AUBURN University in June of 1966, I started dairying in the Florette Community of Morgan County Alabama, where I presently dairy with my father-in law, Ganes Burden and my two sons Jim and John. Presently we are milking 700 cows with a 22,000 lb of milk, 3.80% BF herd average.

I have marketed milk as an independent producer and through several Cooperatives over the years, most recently Dairy Farmers of America (DFA). In 1995 I was elected to serve on the Gulf South Area Board of Mid-America Dairy Farmers. Since the formation of Dairy Farmers of America in 1998 I have served on the Southeast Council Board, currently as 1st vice- chairman. From 2000 until today I serve on the DFA Corporate Board of Directors.

Along with other cooperatives, DFA is a member of The Southern Marketing Agency (SMA). Other members of SMA are Maryland-Virginia Milk Producers, Lone Star Milk Producers, Arkansas Dairy Cooperative and Dairymen's Marketing Cooperative, Inc. of Missouri.

Thank you for agreeing to consider our proposals to change the transportation credits for the Appalachian and Southeast Federal milk orders. You have heard the testimony given by our staff from DFA and SMA. I would like to thank them for their efforts in preparing for this hearing. These proposals have the full support of DFA's Southeast Council Board and DFA's Corporate Board. I support the three proposals that our cooperatives are presenting at this hearing.

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Any increases that are made to these credits will boost dairy farmer's income. Circumstances today are even more critical than ten years ago when transportation credits were initiated.

The proposal that deals with inter-market credits will align more with the actual cost of transporting supplemental milk into this market. Historically the transportation credits have not covered the full cost of supplying supplemental milk for the Southeast. Some months in the fall there are not enough funds to pay the credits. Any shortfalls are subsidized by co-op dairy producers. Cooperatives working together thru SMA have been supplying these needs at substantial cost to our dairy farmer members. If there is a need for the transportation credit fund, then it should cover the necessary cost incurred and have enough flexibility to adjust to market conditions. Raising the assessment to $0.15 and $0.20 per hundredweight respectively for F05 and FO7 should generate enough funds to maintain a balance in the fund

Our proposal to implement a fuel cost adjuster into the regulations would allow for monthly computations and adjustments to the assessment rate. The system simply is too slow to react to changing fuel prices. Recently when Southeastern fuel prices spiked to over $3.40, the system plainly could not react fast enough to recover these cost. Starting the computation with 2003 freight and fuel rates as a base appears to be reasonable. Using 5.5 miles per gallon of fuel is a conservative number, During my years of hauling my milk to market, I averaged 4.5 miles per gallon. A friend hauls feed and his average miles per gallon are 5.0. These additional costs to deliver milk to the market are significant, and again our dairy farmers make up the difference. It simply is not fair to require dairy farmers to subsidize this fluid milk market. The market, not dairy farmers, should bear this cost.

In just the last few years the dairy industry in the Southeast has changed drastically. Production is significantly less than the processing capacity in many areas of the south. Some deficit areas such as Alabama and South Carolina

require long hauls to supply those markets. Just five years ago I shipped my milk forty five miles to a Meadow Gold plant in Huntsville, Alabama. Today that Meadow Gold Plant has closed and the nearest plant is ninety miles. Processing is consolidating, plants are closing and I am being asked to pay the additional cost of moving that milk. Alabama Dairy Farmers produce less than twenty percent of milk consumed in that state. These conditions are continuing and measures should be taken to help supply fresh fluid milk to the consumer in those deficit areas.

The concept of intra-market credits seemingly is new. But, I submit to you that years ago the Federal Order System recognized a necessity for location differentials. These location adjustments have not reacted to the rapidly changing cost of freight. A good example is a $0.20 location adjustment between Huntsville, Alabama and Birmingham, Alabama. It is 100 miles between the two cities. Actual cost of moving milk 100 miles, as shown by earlier testimony, is easily double $0.20. Our staff has clearly shown that milk production in the Southeast does not coincide with consumption and processing areas. Additional cost of moving this production beyond the first point of sale should be borne by the market.

Changing location differentials to reflect the actual market conditions would be the most logical solution. But, I understand the broad implications of doing this. So, the next best solution is for you to implement a new intra-market transportation credit. Credits would give some relief of the additional cost involved in moving milk long distances within our Southeast marketing area.

One might suggest that the additional cost might be covered by over order premiums. Our board of directors is constantly reviewing pricing policies and urging management to be as aggressive and responsible as possible. Asking and receiving over order premiums is a slow process and doesn't carry the validity and weight of a Federal Order regulation. Premiums can't always keep up with costs.

I would prefer the market provide the additional amount of the credits through the Class I price of milk. Any blend price adjustment should be a last resort. If we must adjust the pool, it shares the expense equally with all producers.

Our requests are not unreasonable. Only to modernize a system that has failed to keep up with the times. You have an opportunity and an obligation to react to these changing conditions. I only request that you act quickly and judiciously as I know you will.

Thank you for your time. I will try to answer any questions you might have.

My name is Gerald Heatwole, our address is 3943 Lawyer Road, Mc Gaheysville, Va. We have a poultry and 300-cow dairy farm at Mc Gaheysville and a 175-cow dairy farm at Keezletown, Va. My family operated dairy farms are 5 and 10 miles east of Harrisonburg, VA, which is in the middle of the Shenandoah Valley of Virginia.

I am a dairy farmer member owner of DFA and have always (past 33 years) marketed all our milk through a Cooperative. I serve as a board member of the DFA Southeast Area Council, which has reviewed this proposal for transportation credits and a fuel adjustor and we support its intent. DFA's Southeast Area Council has more than 3200 farms. The overwhelming majority of these farms are small businesses, the average monthly delivery from these farms is 140,000 pounds per month, well within the definition of a small business dairy farm. While I do not have a precise number, from the information available to me as a Council member, I believe that more than 90% of DFA members in the Southeast Council are small business dairy farms. In addition to DFA members, I have discussed these concepts with other dairy farmers in my area and they support them also.

I am not a technical expert on the Federal Orders (and after yesterday, I realize that I have even less expertise on the subject than I had previously thought); but as a dairy farmer for the past decades, I have watched closely how milk is marketed in the Southeast. I have seen milk production decrease markedly in many areas of the Southeast. This has resulted in large volumes of milk being hauled longer distances to supply bottling plants in milk deficit areas.

I realize that the Shenandoah Valley is one of the few areas with a surplus of milk, only 20% (or less) of our milk production is processed at a local bottling plant. With approximately 325 dairy farms in our two-county area (Rockingham & Augusta) and approximately 50 million pounds of milk produced monthly, the majority of the milk produced is hauled long distances to plants in the South.

For the past twelve years, most of the time the tractor trailer that leaves our driveway, at Cub Run Dairy, heads directly to a fluid plant in Charleston, South Carolina about 485 miles to the south. Who ends up paying for most of the haul cost on this load? Sad to say, it seems to be the dairy farmers in the Southeast!

As you are all aware, in the Southeast, the numbers of dairy farms and the volume of milk production is decreasing, while the population and the demand for milk is increasing, which means that most months several hundred million pounds of milk is hauled into the Southeast.

Dairy farmers in the Southeast are faced with higher costs to produce milk, caused by the high temperatures and high humidity in the summer compared to other regions of the country. In recent years we often receive fewer dollars per hundredweight for milk than some other regions of the country,

Dairy farmers already have to pay for the higher cost of energy on our farms. A few examples - electricity, natural gas and diesel fuel, the higher cost of fertilizer and the higher transportation costs of having commodities delivered to our farms. (As President of our local rural electric

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cooperative, I am directly aware of the increased expense of providing electricity to our community.)

The increased transport cost adversely affects mailbox milk prices and, combined with today's higher on-farm energy costs, really squeezes margins and contributes to the exodus of dairies in the Southeast.

The producers I represent think proposals 1.2, and 3 are a reasonable answer to the problems we are facing today. Thank you for hearing my comments and I will be glad to try to answer any questions you may have.

My name is Glen Easter. My address is 900 Eastglen Road, Laurens, South Carolina, 29360. My town is located in the Upstate of South Carolina, 35 miles from Greenville, South Carolina.

I own and operate our family dairy, Eastglen Farm, which my parents began in 1927.1 have managed our farm for the past 41 years. My family farm has moved twice in the past covering more than 2000 miles because of milk marketing situations. At 61 years of age that is no longer an option.

I am a member/owner of Dairy Farmers of America and market all our milk thru the cooperative. 1 serve as a councilperson on the Southeast DFA Council. Our farm is located in DFA's Southeast Area Council, which spans portions of Order 5 and 7. Our Council Board of Directors has reviewed the Proposals made by our cooperative in conjunction with several other Southeastern Cooperatives and supports its intent. Additionally, my cooperative is a member of the Southern Marketing Agency which I will refer to as SMA. In addition, I am serving as President of the United Dairy Herd Improvement Association, for Virginia, North Carolina and South Carolina. I also serve on the South Carolina State Farm Bureau Dairy Committee, and I'm president of the South Carolina Jersey Cattle Association.

I support the three proposals that our cooperatives are making here today. The proposal that deals with milk from outside of the market will help us in two ways, The current program has been in effect for nearly 10 years. There is no dispute that it is needed in the Southeast, but it needs to work correctly. The credit simply doesn't pay all it is supposed to now. Our proposal should increase the charge enough to make sure that the costs are covered. Additionally the fuel adjustor will help us do a better job of keeping up with fuel costs.

The intra-market credit program, while new, will also help us to supply the market and recover the cost in a fair manner. Our management team has shown that where milk is processed and where farms are located are not necessarily in the same place. It is not reasonable to think that either business will relocate, so the milk must be hauled. Our proposal identifies the costs, outlines a method to pay for them and then recovers most of the cost through the Order system. It does not cover every cost but does help some and most importantly will move up and down with fuel prices.

I am a dairyman and do not profess to know all the workings of the federal orders, and so technical questions I may not be able to answer. I would leave those to the management team of my Coop. The producers call me frequently in my area about milk prices and milk marketing. It never takes long for the conversation to get around to balancing milk supply locally or in the entire order. It is hard for me to convince myself, let alone other dairymen in SC, that it is right for SC dairymen to pay for the expense of transporting milk all around the Southeast. As farmers we have historically paid the transportation cost of our produce whether it be corn, beans, cotton, or milk to the local market. As dairymen this is not what we have been compelled to do in SC or the Southeast. We have paid the lion's share of the transportation cost to move milk all around the Southeast. It is

very hard to convince a SC milk producer that he, rather then the consumer, should be paying transportation cost to get milk moved from Virginia to Alabama or for that matter from Evansville, Indiana to Charleston, South Carolina or wherever.

Under SMA, we have worked together for several years to be as efficient as possible at moving milk around the Southeast between coops. But the cost of moving milk is very expensive even more so with the cost of fuel prices in the past year. Dairymen in the Southeast need the federal order help to recover as much of these market supply costs and to share them with all producers. Just like we share Class 1 returns. That is why we support these proposals. Some say we should do it with over order premiums, which sounds like a great idea but history has taught us that over order pricing is slow and can be unreliable. With very little market disruptions, such as in 1995 and 1996, over order premiums went to zero overnight. Because of these facts, we are interested in the hearing process. The industry accepts federal order price changes more readily than changes in premium levels. We know that the Department of Agriculture and Secretary recognize this from the results of the freight adjustment/hurricane hearings from last year.

No other section of the country is asked or expected to bear these transportation burdens that we have been expected to accept in the Southeast. There is no doubt that is part of the exodus of the dairy industry in the Southeast. I believe as evidence one only has to look at the latest CWT (Cooperatives Working Together) bids which is the voluntary buy out of dairy cows by the dairy industry,

Under CWT's guidelines, safeguard thresholds have been established for five separate regions of the country, limiting the total milk withdrawals possible in each. The limits are strictest in the Northeast, Southeast and Midwest, and less strict in the Southwest and West.

The totals for each region in **2005** include:

Region	Pounds of milk	Farms accepted	% of total milk reduction	Number of cows	Average bid
1 (Northeast)	93 million	**43**	**8%**	4,798	**$6.52**
2 (Southeast)	63 million	**53**	5%	3,803	$5.22
3 (Midwest)	210 million	**183**	18%	12,345	$6.66
4 (Southwest)	**292** million	**82**	25%	**16,130**	$7.36
5 (West)	516 million	**81**	44%	**26,993**	$7.52
TOTALS	**1.2** billion	**442**	100%	64,069	$6.75

It is evident by the CWT chart the average bid price for the Southwest and West is $7.44 per CWT. The average for the Northeast and Midwest is $6.59 per CWT. The average bid price for the Southeast is $5.22 per CWT. In other words, the average bid price for the Southeast versus the Northeast and Midwest is $1.37 less, The average bid price for the Southeast versus the Southwest and West is $2.22 less. In my mind, this is indisputable evidence as to the lesser profitability in the Southeast. A significant portion of that is the burden the Southeast dairymen bear due to the tremendous transportation

cost that we incur for balancing the fluid milk supply more so than any other region in the country, To me, this reminds me of the Jerry Clower story, when he was raccoon hunting when his buddy found him up in an oak tree wrestling a bobcat and he hollers down to Jerry, "Shoot! Shoot! One of us has to get some relief." I believe the Southeast dairymen are saying the exact same things with these bids.

The burden of Southeast milk prices has created a situation where even several states have tried to devise ways at state government levels to put safety nets in place to save local dairymen. Even my state of South Carolina is well advanced in understanding that if something is not done at the federal level with milk prices in the Southeast; that even the 85 existing dairy farms in SC will dwindle very quickly. Even though I appreciate the effort of the SC legislature, I do not believe the way to solve reliable milk prices in the Southeast is with a hodgepodge of legislation by each state.

As I see it, the present system has two very large problems. First, all producers do not share equally in the cost of balancing the milk supply in the southeast. Second, there is no incentive on the part of the processors to build or operate plants where the milk supply is. A very vivid example is that National Dairy Holdings operates a milk plant in Charleston, South Carolina, probably the most expensive plant to supply milk to in the southeast. And at the same time, Dean Foods builds a soy milk plant in the heart of the Shenandoah Valley in Virginia, one of the largest pockets of milk production in the southeast.

To finish I would like to make a comment of how the cost should be recaptured. I, as a dairyman, would like to see the price increase to cover the amount requested. I believe that the quickest and easiest way to cover the costs of the proposed credit is with a price adjustment to the Class 1 price each month, but obviously both I and the Coop understand the urgency of this request and we want to give the Secretary as much flexibility to finding a solution as we can.

Thanks for listening to my concerns and input. I will try to answer any questions that I can with the understanding that I may not be able to answer any technical questions about the Federal Order.

My name is Reta Dyess. My husband and I operate two dairies located in the heart of East Texas and halfway between Dallas and Houston in Cherokee County. Ow son, grandson, daughter and her husband, and our nephew operate dairies in the same area. In total for the six dairies, we milk about 2,000 cows. We market all ow milk through Dairy Farmers of America Cooperative. Our milk, plus milk from several other dairies leaves East Texas and is delivered to Southeast Council everyday. We are in Federal Order 126. These proposals for Orders 5 and 7 do not directly affect us but do affect us indirectly.

I serve dairymen on several boards. In the DFA Southeast Council I serve as a Councilperson. DFA's Southeast Council has about 330 dairies in East Texas, with an average size of approximately 150 cows. I also serve with the Texas Animal Health Commission as a Commissioner, with the Texas Beef Council as a director, with the National Cattlemen's Beef Association as a director in the Federation Division, and I also represent dairymen at the US Animal Health Association. At heart I am a dairyman.

I do not know a lot about Federal Orders nor Transportation Credits. But I do know the costs of getting milk to the market and the cost of keeping a balanced supply of milk for our customers in the Southeast are increasing. The increase in fuel and the increase in hauling distance are costing the dairymen in this area more and more. Many have gone out of the dairy business which creates a larger gap between supply and demand in the Southeast. Every time a dairyman goes out, the price of supplying the market goes up. More milk must be brought in to supply the demand at the expense of the dairymen in the Southeast. This is a never ending circle.

As long as the southeast dairymen are carrying the expense of supplying the market with Class I milk, the result will be fewer and fewer dairymen in the area where we need the milk the most. We need an increase in the transportation credits to help cover these added expenses.

I support the proposals that our cooperative is making here today. The proposal that deals with milk outside of the market will help us in that it will increase the charge enough to make sure that the cost is recovered.

The proposal that deals with the intra-market credit program will help us to supply the market and to recover the cost in a way that is fair to all producers. All the producers that draw off the pool of returns will share in the expenses as well. I feel this is a reasonable expectation. It will not cover all the cost but it will help.

The proposal relating to the fuel adjuster will be helpful in that it has a sliding scale built in that moves up and down with the fuel prices, It will increase the charge enough to make sure that the costs are covered. As dairymen, we are well aware of the rising cost of fuel for our trucks and tractors. The cost of bringing in hay, cotton seed, and grain has increased due to an increase in fuel prices. The fuel adjuster will follow the price of fuel which will help cover the actual cost of fuel.

One of the reasons we are asking for your help with the Federal Orders is that the industry accepts the Order price changes more readily than changes in premium levels.

All programs cost money so how can these costs be recovered? We feel our staff has done the research and have arrived at the best solution for the problem. We would like to see the hauling credits increased enough to cover the amount requested. We also need some relief as soon as possible. We

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have some thoughts as to how it could be recovered, but our top priority is to get as much covered as soon as possible to stop the hemorrhaging of the dairy industry in the Southeast. The preferred way is to cover the cost with an increase in the Class I price each month. We also want to give the Secretary as much flexibility as he needs to get as much done as quickly as it can be done. Up to one half of the cost could be shared in the blend price pool as a last resort so that all dairy farmers who are sharing in returns of the pool would share in the cost also, We want to work together and with the Secretary to get the best results for all involved.

Thanks for listening to my comments. As I said I do not know a lot about market orders or transportation credits but I do know the needs of the dairymen. I will try to answer any questions you may have.

Testimony of Jeff Smith

Good afternoon. My name is Jeff Smith and I live at 6359 Highway 98 East, Comer, GA 30629, which is located about 90 miles northeast of Atlanta.

1 began dairying when I was 21 years old, between my junior and senior year at the University of Georgia where I obtained a degree in agriculture education. I've been dairying for 16 years, and have been in partnership with my brother for the last 10 years. We milk around 950 head three times a day, with a total herd size, including replacement heifers, steers and bulls of 2,700.

I would like to take this opportunity to thank USDA for granting this hearing to address the proposals that have been presented. I would also like to thank the Dairy Farmers of America and Southern Marketing Agency staffs for their hard work in putting together the information that was necessary to try and find a solution to the problems we are experiencing in Federal Orders 5 and 7.

I am a member-owner of Dairy Farmers of America, and serve as a director on the Southeast Area Council. Our farm is located within the Southeast Area Council geographic boundaries which spans portions of Federal Order 5 and 7. Our board of directors has reviewed the proposals made by our cooperative, along with several other southeastern cooperatives, and support their intent.

I am not an expert on Federal Orders, but understand enough about transportation credits and the cost of hauling local and supplemental milk. My brother Stephen and I have operated a trucking company for the last 5 years and have hauled milk and feed throughout the Southeast. Each year the cost of hauling has increased. Higher labor, insurance, tires, and equipment have also increased. This past year we saw fuel prices reach over $3.00 per gallon and no means of relief within the Order system. The burden was again placed on the backs of cooperative dairy farmers.

One of the figures used in the fuel adjuster is 5.5 miles per gallon. When I compared the past five years of operation in the truck business using different size trucks to haul milk, the average fuel mileage for our company was 5.1 miles per gallon. So I believe the 5.5 miles per gallon is a conservative number.

Dairy farmers in the Southeast understand pooling. They realize that sharing in the Class I market is what makes ow paychecks. In the pool everyone shares in the returns, but not everyone shares in the cost of supplying the market. This cost falls back on cooperative members which includes me. The proposal that deals with milk from outside the market will help in two ways. The current program is definitely needed in the Southeast, but is outdated. It needs to be updated with adjustments for today's and future needs, along with a fuel adjuster which will allow us to better cover the cost of supplemental milk,

The proposal that deals with transportation credits for local milk is also very important. It would allow us to receive the cost in a fair manner while supplying the market. The fuel adjuster in these proposals will also move up and down with fuel prices. We would be able to recover this cost through the Order system.

In addition to working together to be more efficient, we need the Federal Order's help to recover some of the costs related to supplying the market. I understand that Order prices can move more

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frequently in the same manner that fuel prices can move very quickly. The over order prices take longer, and cannot assure equity among all handler as the Federal Order does,

To insure the survival of the southeastern dairy farmer, we need an answer that will cover as much of the problem as possible and as soon as possible. We decided that the best way to do this is to recover the cost through Class I returns which would be passed on to the consumer. We as dairy farmers incur the additional cost of producing milk through fuel surcharges on feed deliveries, on farm diesel fuel, electricity and higher prices for products and equipment due to higher energy ouput costs. In today's market, dairymen are responsible and expected to pay the increased cost of producing a gallon of milk and the extra cost of bringing in supplemental milk, deliverying local milk beyond the closest plant and the unpredictability of fuel prices.

We believe the first means of recovery should be to pass the Class I price through to the consumer. We are flexible in finding a solution and any help is better than no help at all. If necessary, but only of necessary, some of the cost could be recovered through the blend. This would at least pass the cost to all dairy farmers equally, It is time to take some of the pressure associated with supplying the market off dairymen.

I thank you again for your time and your awareness of the problems that we are experiencing in Orders 5 and 7. Thanks for listening to my concerns and I will try to answer any questions that I can.

Testimony of Buckey Jones

I'm Buckey Jones, a dairy farmer from MS. My address is 6755A Thompson Road, Smithdale, MS 39664. My farm is located in Amite county, MS and is just a short distance north of the MS/LA state line, being about 80 miles north of New Orleans, LA and regulated by Federal Order 7. I am a third generation dairy farmer, becoming involved in the dairy after college in 1962. My farm consists of dairy, timber and row crops.

I am a member of Dairy Farmers of America (DFA) and serve on the Southeast Council Board as Second Vice President. My cooperative leadership began in 1962 when 1 was first elected to a dairy cooperative board of directors. Thus, I claim to have experience.

Because of my affiliation with Dairy Farmers of America, I also serve on other dairy-related boards of directors that gives me some insight into the trends and events that may do damage or give new life to our industry. I am Chairman of the boards of directors of both Dairy Cooperative Marketing Association (DCMA) and Southern Marketing Association (SMA). Both of these associations encompass the entire Southeast in scope in their overall operations, therefore, blanketing both Federal Orders 5 and 7.

These before-mentioned associations have most all of the dairy cooperatives in the Southeast as members, and the Southern Marketing Association markets a vast majority of the milk in Federal Orders 5 and 7.

I am also chairman of the board of directors of the Southeast United Dairy Industry Association (SUDIA), an association which is the promotion entity of the dairy farmer-funded program that the USDA has oversight responsibility for. In this capacity, I see every month very accurate production and income figures for the Southeast.

Please understand that I stake no claim to Federal Order expertise, but I do claim to understand the events within the industry that do harm or good for those that I represent.

Not long ago, there were 12,000 dairymen in the Southeast with approximately 12 billion pounds of production annually. Today those numbers come in at less than 5,000 producers with less than 8 billion pounds of production. It is safe to say that we are, indeed, losing a vital industry at an alarming rate. As I stand before you today, my fear is that the little children of the Southeast will be condemned to drinking reconstituted powdered milk like in third world countries. Is it not our charge to provide fresh, nutritious milk to our population? Is this not what the Federal Order system was established for in 1938.

Please indulge me as I relate to you two of the Department's actions that caused much grief in the Southeast -- the Federal Order reorganization in 2000, and the last two price support tilts. These had a negative affect on the Class I Mover as you are well aware. I point this out, not as condemnation, but only to say it is time for you to do something that will have a positive economic effect on the Southeast. Your actions are not benign, but do set the benchmark for the health of the dairy industry. Thus, I seek your objective analysis of our proposals.

Dairy farmers stay in or exit the business on the level of pay prices relative to their cost of production. They determine their sense of worth or self on the price relative to the competition. As of late, because of extreme costs associated with servicing the market, they have arrived at the state of despair and disappointment knowing that on both counts they have suffered and come up short, If you

expect a certain percentage of the 12,000 producers...then 8,000...then 2,000...then 1,000, then 1 producer to bear the burden of the cost of servicing the market, at some point in time that burden will become unbearable physically and financially. Then the dairy consumers of the Southeast will suffer for the folly of our actions. I suggest that the time has arrived, and now is the time for action to restore equity for Southeast producers.

Please listen as I urge you to approve our three proposals that will attempt to transfer some of the cost from the producer's back. Ow proposals are an attempt to build fairness and equity for all within the market. As chairman of the Southern Marketing Association, I see the prohibitive cost of hauling milk long distances. I see the producers net income being swept away as their share of the pool erodes because of freight. All producers need relief, But think for a fleeting moment for those producers who get saddled with most of the cost while providing service that benefits all producers in the Southeast. What we are requesting is not new policy, but a program that has been partially funded for about 10 years.

These costs vary violently, therefore making it almost impossible for premiums in the market to react quickly enough. Thus, the need arises for a set stable system that all understand and is not contested by all on a monthly basis. This will give rise to a better producer-processor relationship.

As I have pointed out before, the market has changed drastically, and now is the time for us to change with it. It is just, it is right for the times, and it will benefit those who treasure fresh, wholesome milk and dairy products. You are aware that dairy products provide more than 20% of our nation's diet.

As far as the intra-market credit proposal is concerned, I am sure you are aware that in a system and area as large as the Southeast, there is an increasing imbalance within the Orders. Point in case is northern Virginia production vs. the processing capacity, or even in my own areas, the Louisiana/Mississippi production vs. processing ability. Then, on the opposite end of the spectrum, consider the state of South Carolina, with large processing, with very little production, or even Alabama, with the same issues. It costs to move milk in today's economic environment from Virginia to Alabama. You know this story so much better than I!

Is there a need for me to mention fuel costs and the volatility that we have experienced in the last year? What we seek in this area is, indeed, accepted by the business sector as reasonable and just.

We in the Southeast have done about all that we can do to economize and make our system more efficient. We have consolidated...we have shared costs...we have moved routes to take milk to its nearest market. We have done about all we know how to do.

Therefore, now is the time for the Department to come to the aid of the southeastern dairy industry in helping us to recover some of the market cost and to share with all producers. Now is the time if we are to maintain a viable dairy industry in the Southeast.

I thank you for allowing this hearing to proceed. I thank you for your ongoing consideration for our proposals, I thank you for your concerns for the dairy industry in the eastern half of our great country. Thank You.

If there are any questions, I will try to respond.

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Exhibit_____

Monthly Transportation Credit Fund Balance Assuming 0.42 cent Mileage Rate, Current $0.095 per cwt Assessment and Implementation of Proposal 4
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005

						Impact of 0.42 cent Mileage Rate. $0.045 Assessment and Proposal 4					
								Total Credits			
Month/Year		Actual Assessment	Actual Credits Requested	Actual Credits Paid	Prorata Percentage	Beginning Balance	Assessment at $0.095	Requested Proposal 4	Total Credits Paid Proposal 4	Prorata Percentage	Ending Balance 1/
Jan.	2004	$255,554.31				$7,687.18	$373,502.48				$381,189.66
Feb.	2004	$225,033.25				$381,189.66	$328,894.75				$710,084.41
Mar.	2004	$247,738.69				$710,084.41	$362,079.60				$1,072,164.02
Apr.	2004	$239,319.21				$1,072,164.02	$349,774.23				$1,421,938.25
May	2004	$215,589.08				$1,421,938.25	$315,091.77				$1,737,030.02
Jun.	2004	$216,674.45				$1,737,030.02	$316,678.00				$2,053,708.02
Jut.	2004	$226,917.85	$442,064.57	$442,064.57	100.0%	$2,053,708.02	$331,649.17	$479,719.73	$479,719.73	100.0%	$1,905,637.47
Aug.	2004	$238,228.51	$763,396.13	$763,396.13	100.0%	$1,905,637.47	$348,180.11	$889,870.57	$889,870.57	100.0%	$1,363,947.02
Sep.	2004	$235,912.01	$844,675.40	$844,675.40	100.0%	$1,363,947.02	$344,794.46	$1,023,886.09	$1,023,886.09	100.0%	$684,855.39
Oct.	2004	$229,372.77	$617,341.61	$250,517.34	40.6%	$684,855.39	$335,237.12	$738,683.69	$738,683.69	100.0%	$281,408.81
Nov.	2004	$239,669.92	$621,133.97	$242,118.04	39.0%	$281,408.81	$350,286.81	$733,304.13	$631,695.62	86.1%	$0.00
Dec.	2004	$240,928.43	$556,701.59	$238,240.69	42.8%	$0.00	$352,126.18	$693,944.04	$352,126.18	50.7%	$0.00
Annual	**2004**	**$2,810,938.48**	**$3,845,313.27**	**$2,781,012.17**	**72.3%**	**$7,687.18**	**$4,108,294.69**	**$4,559,408.25**	**$4,115,981.87**	**90.3%**	**$0.00**
Jan.	2005	$240,221.63				$0.00	$351,093.17				$351,093.17
Feb.	2005	$214,388.21				$351,093.17	$313,336.63				$664,429.80
Mar.	2005	$244,895.76				$664,429.80	$357,924.59				$1,022,354.39
Apr.	2005	$233,372.57				$1,022,354.39	$341,082.98				$1,363,437.37
May	2005	$224,323.32				$1,363,437.37	$327,857.19				$1,691,294.56
Jun.	2005	$217,878.29				$1,691,294.56	$318,583.66				$2,009,878.22
Jul.	2005	$216,258.26	$463,173.69	$463,173.69	100.0%	$2,009,878.22	$316,069.80	$489,259.92	$489,259.92	100.0%	$1,836,688.10
Aug.	2005	$227,881.93	$759,457.64	$759,457.64	100.0%	$1,836,688.10	$333,058.20	$882,109.20	$882,109.20	100.0%	$1,287,637.09
Sep.	2005	$219,603.69	$915,087.20	$819,564.45	89.6%	$1,287,637.09	$320,959.24	$1,018,717.17	$1,018,717.17	100.0%	$589,879.16
Oct.	2005	$221,342.21	$688,480.53	$210,493.42	30.6%	$589,879.16	$323,500.14	$796,682.56	$796,682.56	100.0%	$116,696.75
Nov.	2005	$337,795.27	$586,710.11	$340,038.99	58.0%	$116,696.75	$337,795.27	$657,520.41	$454,492.02	69.1%	$0.00
Dec.	2005	-	-	-		-	-	-	-	-	-
Annual	**2005**	**$2,597,961.14**	**$3,412,909.17**	**$2,592,728.19**	**76.0%**	**$20,202.03**	**$3,641,260.87**	**$3,844,289.26**	**$3,641,260.87**	**94.7%**	**-**

1/ Does not reflect any possible interest or audit adjustments

Prepared at the request of Dean Foods

Prepared by:
Market Administrator
Louisville, KY

Date 1/11/06 Exhibit # 33
Case U.S. Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
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Exhibit_____

Monthly Transportation Credit Fund Balance Assuming 0.44 cent Mileage Rate. Current $0.095 pet cwt Assessment and Implementation of Proposal 4
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005

						Impact of 0.44 cent Mileage Rate, $0.095 Assessment and Proposal 4					
								Total Credits			
Month/Year		Actual Assessment	Actual Credits Requested	Actual Credits Paid	Prorata Percentage	Beginning Balance	Assessment at $0.095	Requested Proposal 4	Total Credits Paid Proposal 4	Prorata Percentage	Ending Balance 1/
Jan.	2004	$255,554.31				$7,687.18	$373,502.48				$381,189.66
Feb.	2004	$225,033.25				$381,189.66	$328,894.75				$710,084.41
Mar.	2004	$247,738.69				$710,084.41	$362,079.60				$1,072,164.02
Apr.	2004	$239,319.21				$1,072,164.02	$349,774.23				$1,421,938.25
May	2004	$215,589.08				$1,421,938.25	$315,091.77				$1,737,030.02
Jun.	2004	$216,674.45				$1,737,030.02	$316,678.00				$2,053,708.02
Jul.	2004	$226,917.85	$442,064.57	$442,064.57	100.0%	$2,053,708.02	$331,649.17	$514,427.15	$514,427.15	100.0%	$1,870,930.05
Aug.	2004	$238,228.51	$763,396.13	$763,396.13	100.0%	$1,870,930.05	$348,180.11	$951,738.26	$951,738.26	100.0%	$1,267,371.91
Sep.	2004	$235,912.01	$844,675.40	$844,675.40	100.0%	$1,267,371.91	$344,794.46	$1,094,191.69	$1,094,191.69	100.0%	$517,974.68
Oct.	2004	$229,372.77	$617,341.61	$250,517.34	40.6%	$517,974.68	$335,237.12	$790,420.62	$790,420.62	100.0%	$62,791.17
Nov.	2004	$239,669.92	$621,133.97	$242,118.04	39.0%	$62,791.17	$350,286.81	$786,048.30	$413,077.98	52.6%	$0.00
Dec.	2004	$240,928.43	$556,701.59	$238,240.69	42.8%	$0.00	$352,126.18	$740,953.54	$352,126.18	47.5%	$0.00
Annual	**2004**	**$2,810,938.48**	**$3,845,313.27**	**$2,781,012.17**	**72.3%**	**$7,687.18**	**$4,108,294.69**	**$4,877,779.56**	**$4,115,981.87**	**84.4%**	**$0.00**
Jan.	2005	$240,221.63				$0.00	$351,093.17				$351,093.17
Feb.	2005	$214,388.21				$351,093.17	$313,336.63				$664,429.80
Mar.	2005	$244,895.76				$664,429.80	$357,924.59				$1,022,354.39
Apr.	2005	$233,372.57				$1,022,354.39	$341,082.98				$1,363,437.37
May	2005	$224,323.32				$1,363,437.37	$327,857.19				$1,691,294.56
Jun.	2005	$217,878.29				$1,691,294.56	$318,583.66				$2,009,878.22
Jul.	2005	$216,258.26	$463,173.69	$463,173.69	100.0%	$2,009,878.22	$316,069.80	$523,447.35	$523,447.35	100.0%	$1,802,500.67
Aug.	2005	$227,881.93	$759,457.64	$759,457.64	100.0%	$1,802,500.67	$333,058.20	$943,939.84	$943,939.84	100.0%	$1,191,619.03
Sep.	2005	$219,603.69	$915,087.20	$819,564.45	89.6%	$1,191,619.03	$320,959.24	$1,086,393.31	$1,086,393.31	100.0%	$426,184.95
Oct.	2005	$221,342.21	$688,480.53	$210,493.42	30.6%	$426,184.95	$323,500.14	$851,448.72	$749,685.10	88.0%	$0.00
Nov.	2005	$337,795.27	$586,710.11	$340,038.99	58.0%	$0.00	$337,795.27	$704,691.68	$337,795.27	47.9%	$0.00
Dec.	2005	-	-	-		-	-	-	-	-	-
Annual	**2005**	**$2,597,961.14**	**$3,412,909.17**	**$2,592,728.19**	**76.0%**	**$20,202.03**	**$3,641,260.87**	**$4,109,920.91**	**$3,641,260.87**	**88.6%**	**-**

1/ Does not reflect any possible interest or audit adjustments

Prepared at the request of Dean Foods

Prepared by.
Market Administrator
Louisville. KY

Exhibit_____

Monthly Transportation Credit Fund Balance Assuming 0.46 cent Mileage Rate. Current $0.095 per cwt Assessment and Implementation of Proposal 4
AppalachianMarketing Area - Federal Order 5
January 2004 - November 2005

						Impact of 0.46 cent Mileage Rate, $0 095 Assessment and Proposal 4					
								Total Credits			
Month/Year		Actual Assessment	Actual Credits Requested	Actual Credits Paid	Prorata Percentage	Beginning Balance	Assessment at $0.095	Requested Proposal 4	Total Credits Paid Proposal 4	Prorata Percentage	Ending Balance 1/
Jan.	2004	$255,554.31				$7,687.18	$373,502.48				$381,189.66
Feb.	2004	$225,033.25				$381,189.66	$328,894.75				$710,084.41
Mar.	2004	$247,738.69				$710,084.41	$362,079.60				$1,072,164.02
Apr.	2004	$239,319.21				$1,072,164.02	$349,774.23				$1,421,938.25
May	2004	$215,589.08				$1,421,938.25	$315,091.77				$1,737,030.02
Jun.	2004	$216,674.45				$1,737,030.02	$316,678.00				$2,053,708.02
Jul.	2004	$226,917.85	$442,064.57	$442,064.57	100.0%	$2,053,708.02	$331,649.17	$549,096.26	$549,096.26	100.0%	$1,836,260.94
Aug.	2004	$238,228.51	$763,396.13	$763,396.13	100.0%	$1,836,260.94	$348,180.11	$1,013,541.60	$1,013,541.60	100.0%	$1,170,899.45
Sep.	2004	$235,912.01	$844,675.40	$844,675.40	100.0%	$1,170,899.45	$344,794.46	$1,164,449.54	$1,164,449.54	100.0%	$351,244.37
Oct.	2004	$229,372.77	$617,341.61	$250,517.34	40.6%	$351,244.37	$335,237.12	$842,146.60	$686,481.49	81.5%	$0.00
Nov.	2004	$239,669.92	$621,133.97	$242,118.04	39.0%	$0.00	$350,286.81	$838,731.63	$350,286.81	41.8%	$0.00
Dec.	2004	$240,928.43	$556,701.59	$238,240.69	42.8%	$0.00	$352,126.18	$787,994.69	$352,126.18	44.7%	$0.00
Annual	**2004**	**$2,810,938.48**	**$3,845,313.27**	**$2,781,012.17**	**72.3%**	**$7,687.18**	**$4,108,294.69**	**$5,195,960.31**	**$4,115,981.87**	**79.2%**	**$0.00**
Jan.	2005	$240,221.63				$0.00	$351,093.17				$351,093.17
Feb.	2005	$214,388.21				$351,093.17	$313,336.63				$664,429.80
Mar.	2005	$244,895.76				$664,429.80	$357,924.59				$1,022,354.39
Apr.	2005	$233,372.57				$1,022,354.39	$341,082.98				$1,363,437.37
May	2005	$224,323.32				$1,363,437.37	$327,857.19				$1,691,294.56
Jun.	2005	$217,878.29				$1,691,294.56	$318,583.66				$2,009,878.22
Jul.	2005	$216,258.26	$463,173.69	$463,173.69	100.0%	$2,009,878.22	$316,069.80	$557,687.47	$557,687.47	100.0%	$1,768,260.55
Aug.	2005	$227,881.93	$759,457.64	$759,457.64	100.0%	$1,768,260.55	$333,058.20	$1,005,828.08	$1,005,828.08	100.0%	$1,095,490.66
Sep.	2005	$219,603.69	$915,087.20	$819,564.45	89.6%	$1,095,490.66	$320,959.24	$1,154,056.87	$1,154,056.87	100.0%	$262,393.03
Oct.	2005	$221,342.21	$688,480.53	$210,493.42	30.6%	$262,393.03	$323,500.14	$906,212.02	$585,893.17	64.7%	$0.00
Mov.	2005	$337,795.27	$586,710.11	$340,036.99	58.0%	$0.00	$337,795.27	$751,894.91	$337,795.27	44.9%	$0.00
Dec.	2005	-	-	-		-	-	-	-	-	-
Annual	**2005**	**$2,597,961.14**	**$3,412,909.17**	**$2,592,728.19**	**76.0%**	**$20,202.03**	**$3,641,260.87**	**$4,375,679.35**	**$3,641,260.87**	**83.2%**	

1/ Does not reflect any possible interest or audit adjustments

Prepared at the request of Dean Foods

Prepared by:
Market Administrator
Louisville, KY

Exhibit_____

Monthly Transportation Credit Fund Balance Assuming 0.48 cent Mileage Rate. Current $0.095 per cwt Assessment and Implementation of Proposal 4
Appalachian Marketing Area - Federal Order 5
January 2004 - November 2005

						Impact of 0.48 cent Mileage Rate, $0.095 Assessment and Proposal 4					
								Total Credits			
Month/Year		Actual Assessment	Actual Credits Requested	Actual Credits Paid	Prorata Percentage	Beginning Balance	Assessment at *50.095*	Requested Proposal 4	Total Credits Paid Proposal 4	Prorata Percentage	Ending Balance 1/
Jan.	2004	$255,554.31				$7,687.18	$373,502.48				$381,189.66
Feb.	2004	$225,033.25				$381,189.66	$328,894.75				$710,084.41
Mar.	2004	$247,738.69				$710,084.41	$362,079.60				$1,072,164.02
Apr.	2004	$239,319.21				$1,072,164.02	$349,774.23				$1,421,938.25
May	2004	$215,589.08				$1,421,938.25	$315,091.77				$1,737,030.02
Jun.	2004	$216,674.45				$1,737,030.02	$316,678.00				$2,053,708.02
Jul.	2004	$226,917.85	$442,064.57	$442,064.57	100.0%	$2,053,708.02	$331,649.17	$583,783.23	$583,783.23	100.0%	$1,801,573.96
Aug.	2004	$238,228.51	$763,396.13	$763,396.13	100.0%	$1,801,573.96	$348,180.11	$1,075,407.92	$1,075,407.92	100.0%	$1,074,346.16
Sep.	2004	$235,912.01	$844,675.40	$844,675.40	100.0%	$1,074,346.16	$344,794.46	$1,234,761.85	$1,234,761.85	100.0%	$184,378.77
Oct.	2004	$229,372.77	$617,341.61	$250,517.34	40.6%	$184,378.77	$335,237.12	$893,886.31	$519,615.88	58.1%	$0.00
Nov.	2004	$239,669.92	$621,133.97	$242,118.04	39.0%	$0.00	$350,286.81	$891,463.10	$350,286.81	39.3%	$0.00
Dec.	2004	$240,928.43	$556,701.59	$238,240.69	42.8%	$0.00	$352,126.18	$835,009.73	$352,126.18	42.2%	$0.00
Annual	**2004**	**$2,810,938.48**	**$3,845,313.27**	**$2,781,012.17**	**72.3%**	**$7,687.18**	**$4,108,294.69**	**$5,514,312.14**	**$4,115,981.87**	**74.6%**	**$0.00**
Jan.	2005	$240,221.63				$0.00	$351,093.17				$351,093.17
Feb.	2005	$214,388.21				$351,093.17	$313,336.63				$664,429.80
Mar.	2005	$244,895.76				$664,429.80	$357,924.59				$1,022,354.39
Apr.	2005	$233,372.57				$1,022,354.39	$341,082.98				$1,363,437.37
May	2005	$224,323.32				$1,363,437.37	$327,857.19				$1,691,294.56
Jun.	2005	$217,878.29				$1,691,294.56	$318,583.66				$2,009,878.22
Jul.	2005	$216,258.26	$463,173.69	$463,173.69	100.0%	$2,009,878.22	$316,069.80	$591,897.56	$591,897.56	100.0%	$1,734,050.46
Aug.	2005	$227,881.93	$759,457.64	$759,457.64	100.0%	$1,734,050.46	$333,058.20	$1,067,646.85	$1,067,646.85	100.0%	$999,461.80
Sep.	2005	$219,603.69	$915,087.20	$819,564.45	89.6%	$999,461.80	$320,959.24	$1,221,740.30	$1,221,740.30	100.0%	$98,680.74
Oct.	2005	$221,342.21	$688,480.53	$210,493.42	30.6%	$98,680.74	$323,500.14	$960,972.80	$422,180.88	43.9%	$0.00
Nov.	2005	$337,795.27	$586,710.11	$340,038.99	58.0%	$0.00	$337,795.27	$799,047.39	$337,795.27	42.3%	$0.00
Dec.	2005	-	-	-		-	-	-	-	-	-
Annual	**2005**	**$2,597,961.14**	**$3,412,909.17**	**$2,592,728.19**	**76.0%**	**$20,202.03**	**$3,641,260.87**	**$4,641,304.91**	**$3,641,260.87**	**78.5%**	**-**

1/ Does not reflect any possible interest or audit adjustments

Prepared at the request of Dean Foods

Prepared by:
Market Administrator
Louisville, KY

FO 7 TCBF Average Distance Eligible Milk Traveled
Prepared at the Request of Dean Foods Company, Inc.

YYMM	Pounds Claimed	Wtd. Avg Distance Traveled 1/
0007	31,651,786	581.49
0008	64,758,283	622.99
0009	78,311,031	627.37
0010	75,686,858	620.84
0011	66,854,779	578.06
0012	46,197,313	590.49
0107	60,844,857	670.64
0108	103,830,723	647.68
0109	118,912,791	651.32
0110	100,489,927	650.53
0111	79,084,083	643.19
0112	76,763,851	622.40
0207	53,232,065	685.54
0208	96,063,766	724.31
0209	88,808,787	706.35
0210	81,202,693	710.79
0211	71,093,176	712.61
0212	63,950,511	715.96
0307	59,565,570	793.51
0308	90,524,580	782.21
0309	96,332,282	775.28
0310	83,242,452	786.56
0311	87,390,577	831.51
0312	71,597,768	886.00
0407	73,759,505	833.62
0408	112,468,982	831.70
0409	104,694,625	801.91
0410	99,599,547	758.96
0411	87,222,553	774.43
0412	63,243,496	700.65
0507	107,695,929	716.01
0508	137,835,497	726.25
0509	117,812,893	682.26
0510	127,900,293	728.35
0511	98,083,868	754.74

1/ Weighted average distance producer milk eligible to receive a transportation credit traveled in miles.

Date 1/11/06 Exhibit # 34
Case US Dept. of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

United States Department of Agriculture
AMS – Dairy Programs

IN RE:	)	Docket Nos. AO-388-A17
	)	AO-366-A46
Milk in the Appalachian and Southeast	)	DA-05-06
Milk Marketing Areas	)	

Testimony on behalf of Southeast Milk Inc.

My name is Thomas Pittman. I am employed by Southeast Milk Inc as Director of Milk Accounting & Economic Analysis. My office is located at 1950 SE Hwy 484, Belleview, FL 34420.

Southeast Milk, Inc., a dairy cooperative, markets milk for dairy producers located in Florida, Georgia, Alabama, and Tennessee. 154 SMI dairy producers reside in the Southeast Milk Marketing Order and market over 500 million lbs annually in the Southeast Milk Marketing Order.

Southeast Milk, Inc. (SMI) is opposed to inter-order Transportation Credits in the Southeast Federal Order. Subsidizing the transportation of milk produced outside of the marketing area contributes to decreasing local milk production and encourages additional outside milk to replace local supplies,

When transportation credits were implemented during August 1996, the decision was based on historical data when the Class I utilization in the southeast averaged in the mid-80 percent range. Since the merger of the individual orders in the southeast, the Class I utilization has held steady in the low-to-mid-60 percent range. If the remaining 35 – 40% of the milk associated with the Southeast market is truly surplus as classified by the Federal Order, then local milk supplies can be moved from manufacturing into Class I when needed.

As demonstrated in data graphs, (Exhibit 1), supplied by the Milk Market Administrator, Atlanta, Georgia, the southeast's dairy production continues to spiral downward as the national production trend continues to increase annually. Clearly, the transportation credit provisions that have been in effect since August 1996, have not slowed or stopped the decline in production in the southeast, If the current Class I pricing structure does not support or accommodate the movement of milk from surplus markets to deficit markets when needed, as testified by proponents when the credits were originally implemented, other provisions in the Federal Order should be modified to address the challenges directly. SMI would rather assist the Department and the southeast dairy industry in focusing on longer-term solutions for the entire region.

Date 1/11/06 Exhibit # 35
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
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The fundamental challenge, as provided by the AMA, is to insure a sufficient quantity of pure and wholesome milk and be in the public interest. SMI believes that the southeast must focus on maintaining a long-term, local supply to meet the stated objectives. Some possible solutions may include establishing the Class I mover based on more regional conditions of supply, demand, energy, and production costs; more differential zones within the existing orders; base excess plans; adjustments in the current differentials; or other provisions that would encourage local production. **An** alternative to transportation credits in a market that has 35 – 40% of production going into uses other than class I may be call provisions, in lieu of bringing in milk from other regions of the United States,

If the credits are approved and implemented as proposed, SMI supports the concept of introducing and using national indexes derived by agencies outside of USDA, such as the Department of Energy district diesel prices. Metrics derived on a national scale are not subject to manipulation by any given industry.

In summary, Southeast Milk Inc supports the following:

Southeast Milk, Inc. does not support Proposal #1. In fact SMI would support a position that all inter-order transportation credits be eliminated.

Southeast Milk, Inc. supports Proposal #2. The use of intra order credits for milk moving within the order is good if it will help keep milk from outside the order from coming into the order.

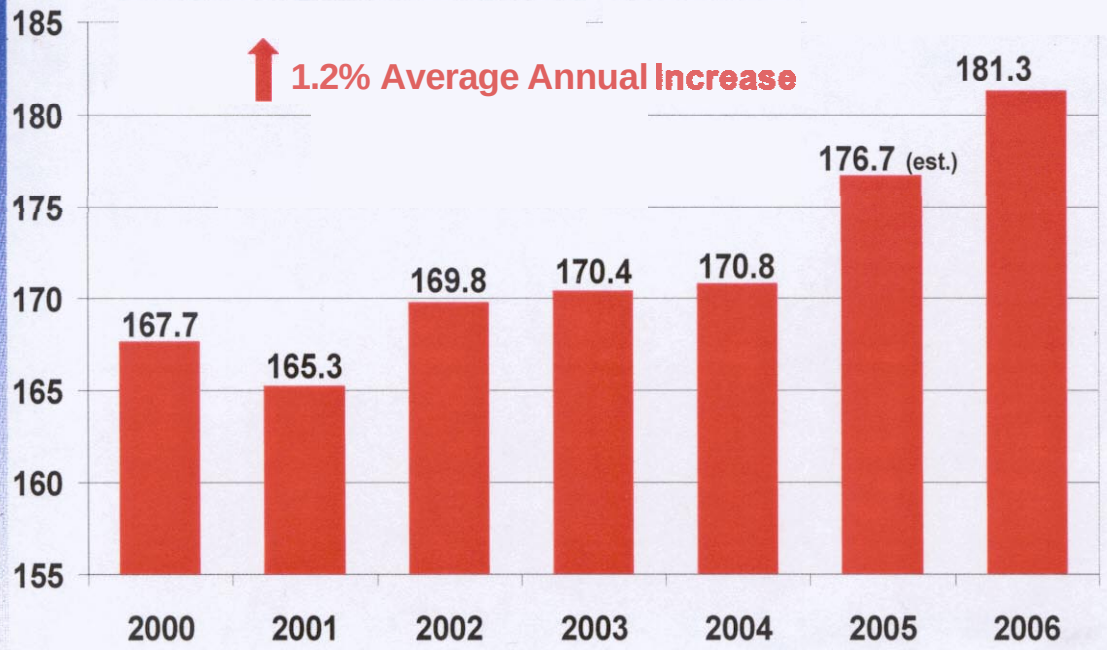
Southeast Milk, Inc. supports Proposal #3. The use of national indexes derived outside of USDA is less subject to manipulation by any given industry.

If inter order credits are adopted by the Department, SMI supports Proposals #4 & #5 as submitted by Dean Foods,

This concludes my statement.

AMS
Dairy Programs
Atlanta Market Administrator

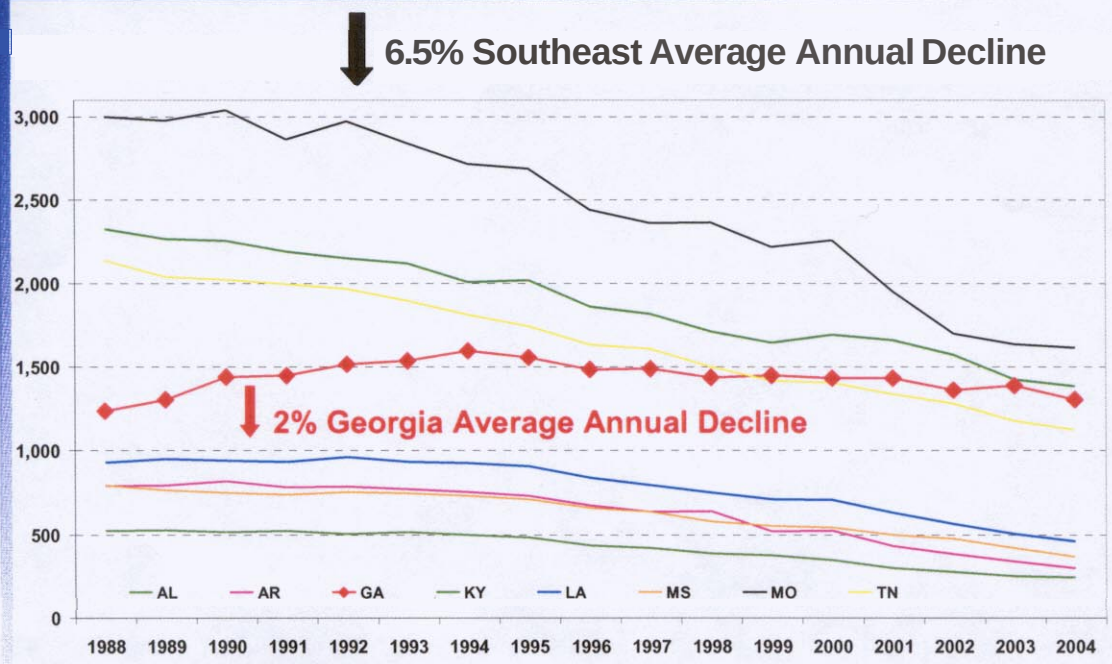
U.S. Milk Production: 2000 – 2006 (billion lbs.)



Federal Orders 6 & 7

AMS
Dairy Programs
Atlanta Market Administrator

Southeast Milk Production: 1988 – 2004 (million lbs.)



Federal Orders 6 & 7

STATEMENT OF JOHN ENSLEN ON BEHALF OF

DAIRY FARMERS SHIPPING TO DAIRY FRESH COWORATION

I am John E. Enslen, here on behalf of the 140 dairy farmers currently shipping their milk to the Dairy Fresh Corporation facilities located in Alabama and Mississippi. Dairy Fresh Corporation is a Division of National Dairy Holding LP, located at 3811 Turtle Creek Boulevard, Suite 1300, Dallas, Texas.

The dairy farmers shipping to Dairy Fresh Corporation are located in Alabama, Florida, Louisiana, Mississippi and Tennessee. Their milk is delivered to Dairy Fresh Corporation plants located in Cowarts, Alabama; Greensboro, Alabama; Hattiesburg, Mississippi and Prichard, Alabama. Except for the Greensboro facility, which manufactures ice cream, these plants are traditional Class I operations.

I am appearing today in limited opposition to Proposal 2 which would establish a new intra-market transportation credit fund. The dairy farmers shipping to Dairy Fresh oppose that portion of Proposal 2 that would permit funds to be deducted from the producer-settlement fund in order to make up any short-fall in the handler funded portion of the fund. **As** already has been stated by proponents and others, the Southeast markets are deficit markets. Why would we create a

situation that can reduce blend prices to dairy farmers in this region when local production is already inadequate?

Dairy farmers in this market need more, not less money returned for their milk. And their experience has been that whatever changes are made in these hearings or from federal order reform, the end result has been lower Class I market utilization and lower blend prices relative to other dairy farmers. The larger Southeast order merger didn't help. It appears to have hurt. Transportation credits for supplemental milk haven't helped – they appear to have resulted in ever lower Class I utilizations. Why should dairy farmers in this market pay for another idea resulting in ever lower blend prices?

We are not opposed to proposals 1 or **3** or to the remainder of proposal 2. We are neutral on proposals 4 and 5.

Testimony of
Dean Foods Company by Evan Kinser
Milk Marketing Order Hearing
Docket No. AO-388-A17 and AO-366-A46; DA-05-06
Louisville, Kentucky
January 11,2006

Introduction

Hello, my name is Evan Kinser. I am employed by Dean Foods Company as Director of Dairy Policy and Commodities. My business address is 2515 McKinney Avenue, Suite 1200, Dallas, TX 75201.

Dean Foods owns and operates 8 plants regulated by the Appalachian Marketing Federal Order and 10 plants regulated by the Southeast Marketing Federal Order. 1 am appearing today to support and explain the philosophy of Dean Foods in arriving at Proposals #4 and #5. I will further explain our position on the remaining proposals.

Historical Position

1 would like to begin my testimony by reminding those considering the evidence presented at this hearing that Dean's position and testimony around this issue is consistent with the past pcrspcctive of Dean Foods, its predecessors and representatives. The consistent message of transportation credits has been cautious support balanced by a concern that such credits could be abused resulting in undesired results whether anticipated or not. We continue to have that concern, which has led us to propose and support Proposals #4 and #5.

Date 1/12/06 Exhibit # 37
Case US Dept Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
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While our proposals and other proposals suggest the idea of looking at the marketing areas of FMMO #5 and #7 as a common area for procurement of supplemental supplies, we want to be clear that we propose that only as a matter of convenience. We continue to hold strongly to the view that these Orders need to remain as separate Orders. While we know it is not a part of this hexing notice, we continue to believe these Orders are too large and should be reduced in size, rather than incrcascd. This position is again consistent with our historical positions and testimony.

Definition of the Problem – large orders

The problem extends hack to the 1980's. Illustrating it will require a hopefully quick and insightful history lesson. There are a lot of people in this room with first hand experience of these events making them much more equipped and experienced to offer the historical perspective, so I would like to apologize in advance to them for the simplicity that I use to explain what took years and years to do. One could take it back to 1988 when the Federal Order system had 41 Federal Orders. The beauty of the system back then is that the pools were small and markets that had large population bases relative to producer milk had high utilizations to attract the supplemental milk needed to serve their marketplace. The inverse was also true. Those markets with significant supplies of milk and minimal populations had much lower utilization and suppliers in those markets were always willing to look for the higher value. Philosophically, nothing has changed, particularly as it relates to the propensity for pseudo handlers who do not operate a fluid plant yet have control of a milk supply and want to tap a Federal Order pool for additional revenue to pay their suppliers without serving the fluid market any more than is absolutely necessary. Federal Order Reform changed the size and scale of

Orders dramatically and eliminated the minus X cents per 10 mile rule for diverted milk (more on this to follow). These changes created more opportunities for handlers to attach and divert now larger amounts of milk to fewer Federal Order for the purpose of extracting dollars from the marketplace for minimal fluid service. Addressing this challenge should bc at the center of any change that results from this hearing.

Since the late 1980's the change in Federal Orders that arc the subject of this hearing has been a reduction from 11 Orders to two. The old Orders wcrc obviously much smaller thus limiting the ability of a handler to pool diversions on a particular Order. For cxarnple, if a handler had sales into Louisville, KY there were only so many pounds of Class I pounds available in that market that could be used for pooling diversions. The pooling of diversions (and not serving the fluid market) is where pseudo handlers capture the real value. Diverted milk typically doesn't travel to serve the market, yet it is able to draw the value from the market where it is pooled. So if there is a handler pooling a group of out-of-area farms selling into Louisville, the milk that stays at home gets the Louisville Order price as opposed to the local Order price. The pounds of milk that could be diverted were limited by the pounds of milk sold to fluid plants regulated by the Louisville Order. If this pseudo handler wanted to pool more milk, it needed more sales and if those sales couldn't be gained in Louisville, the pseudo handler had to resort to another pooling location. To get the higher price at that next location milk had to be hauled further. This meant more miles had to be driven with a fully loaded milk truck, making the return for such activity lower due to higher transportation costs. Thus, multiple small Orders created a disincentive to have out-of-arca milk diversions attached to an Order because by the distance of the entry points from the farms shipping the milk. Today this problem has been significantly changed. The entry

point(s) to a much larger area and volume of sales has been made closer. To use the above example of pseudo handler with out-of area farms, sales to Louisville would provide a gateway to ride on the entire Appalachian area (allowing more pounds), versus in the past that would have only been a part of the Louisville market.

Illustration of the Problem – large orders

I would like to offer a more concrete example to make the implications of the Order Reform on creating easier entry points to pool riding equally clear to all. In order to keep this fairly simple I am going to make some assumptions. I am going to focus on the Appalachian Order and its predecessor Orders (Louisville-Lexington-Evansville, Eastern Tennessee and Carolinas). The purpose of this example is to focus on the implications of the entry point and not all the nuances of changes that were a part of reform.

Illustration Assumptions

- Current Appalachian Order regulation was the same for the predecessors.
  - Example will use shipping requirements for September
  - Diverted milk shall not exceed 25%
    - 1 M pounds delivered would allow 1.33 M pounds pooled
  - Touch-base requires 6 days production
- Blend prices for predecessor orders were equal to each other and equal to current order
  Handler Sales Assumptions

Louisville, KY Sales	10 M Lbs	(Louisville-Lexington Order)
Chattanooga, TN Sales	10 M Lbs	(Eastern Tennessee Order)
Charleston, SC Sales	10 M Lbs	(Carolinas Order)

  - Handler has reasonably sufficient milk supplies close to the above listed plants.
  - Handler has a very large supply of milk in Jasper County Indiana.
    - Farms average 1.5 million pounds monthly production.
- Freight $2.20 per loaded mile

Pre-reform pooling example

Louisville Sales

13.3 million pounds could be pooled
3.3 million pounds available for diversion
Decision is made to pool 2 farms
Requires 6 trips per farm so a total of 12 trips
223 miles per load, costing $490.60 per trip
Total transportation costs is $5,887.20

Chattanooga Sales

13.3 million pounds could be pooled
3.3 million pounds available for diversion
Decision is made to pool 2 farms
Requires 6 trips per farm so a total of 12 trips
527 miles per load, costing $1,159.40 per trip
Total transportation costs is $13,912.8

Charleston Sales

13.3 million pounds could be pooled
3.3 million pounds available for diversion
Decision is made to pool 2 farms
Requires 6 trips per farm so a total of 12 trips
838 miles per load, costing $1,843.60 per trip
Total transportation costs is $22,123.20

Jasper County Pre-Reform Results – theoretical

Total of 6 farms pooled meaning 9 M Ibs. of milk
The remaining 7.2 million pounds stay home but received the draw off each of the orders.
The cost of delivering the 1.8 M Ibs was $41,923.20

It is very unlikely that the pool draw would have been sufficient in Chattanooga or Charleston to justify paying the freight costs. So, the likely outcome would have been.

Jasper County Pre-Reform Results – likely

Total of 2 farms pooled meaning 3 M lbs. of milk
The remaining 2.4 million pounds stay home but received the draw off each of the orders.
The cost of delivering the 0.6 M lbs was $5,887.20

Post-reform pooling example

Louisville Sales – no change

13.3 million pounds could be pooled
3.3 million pounds available for diversion
Decision is made to pool 2 farms
Requires 6 trips per farm so a total of 12 trips
223 miles per load, costing $490.60 per trip
Total transportation costs is $5,887.20

Chattanooga Sales – deliveries are

13.3 million pounds could be pooled
3.3 million pounds available for diversion
Decision is made to pool 2 farms – through deliveries to Louisville
Requires 6 trips per farm so a total of 12 trips
223 miles per load, costing $490.60 per trip
Total transportation costs is $5,887.20

Charleston Sales

838 miles per load, costing $1,843.60 per trip
13.3 million pounds could be pooled
3.3 million pounds available for diversion
Decision is made to pool 2 farms – through deliveries to Louisville
Requires 6 trips per farm so a total of 12 trips
223 miles per load, costing $490.60 per trip
Total transportation costs is $5,887.20

Jasper County Post-Reform Results

Total of 6 farms pooled meaning 9 M lbs. of milk
The remaining 7.2 million pounds stay home but received the draw off each of the orders.
The cost of delivering the 1.8 M lbs was $17,661.60

If the pool draw prior to reform would have been sufficient in Louisville for milk to pool, then Reform just allowed for those same sales to Louisville to grow diversions. Now, with no new market service, an additional 4 farms were added to the Order and with it 4.8 million pounds of milk that did not serve the market. If somehow all the milk had made economic sense to pool earlier it could now be pooled at a savings of $24,261.60.

Definition of the Problem – connected producer price surface

Another change that came with Federal Order reform that had a material effect of the economic value of pooling distant diversions was the relationship between the producer value of the distant milk and announced price. Prior to order reform the value of milk at the diverted location was based on a formula that account for the miles and a defined point (definition varied depended on the Order at the time being examined) and the plant to which the milk was diverted. This meant

that the further the milk was from the defined point the less likely the milk attained enough economical value from being a pooled diversion to justify it being attached to the pool. This rcsultcd in each plant having a different location adjustmcnt depending on the Order it was pooling milk on.

Federal Order reform changed that. Under the current Order provision the relationship between the producer value at the plant where it was diverted is the difference in the Class I differentials at the price announced county and the county where the diversion plant was located. The rcsult is the location adjustment is the same for each plant regardless of the Order where the milk is pooled.

This change significantly flattened the surface as it relates,to milk being diverted to plants great distances from the market. Under Reform, mileage is not a consideration. The consideration is the spread in the Class I differentials and as you move to the central part of the country and north those zones become quite wide, allowing many miles to be traveled with minimal or no change in the diversion price.

This new flatter surface has made it more economically desirable to pool additional diversions than existed prior to reform. The combination of chis and closer access points strengthen it also. With the current provisions a handler would look at the cost of moving milk to get it touch-base, which is partially offset by transportation credits, any lost value for the use that wasn't available if it had stayed at home and the value for all the pounds that stayed at home, but received the higher Order price. Any time this value is greater than the value of the local Order, handlers are

more than eager to call up the truckers and begin transporting milk. Such games should not be encouraged and should force new thoughts to prevail and return to a disconnected relationship between the Class I pricing surface and diverted milk value.

Illustration of the Problem– connected producer price surface

I would like to offer a more concrete example to make the implications of the reform on creating a flatter pricing service for pool riding equally clear to all. In order to keep this fairly simple I am going to make some assumptions. I am going to focus on the Appalachian Order and its predecessor Orders (Louisville-Lexington-Evansville, Eastern Tennessee and Carolinas). The purpose of this example is to focus on the implications of the old pricing methodology for milk diversion versus the current and not all the nuances of changes that were a part of reform.

Illustration Assumptions

Blend prices for predecessor orders were equal to each other and equal to current order
Diversions are going to plant located in Portalcs, NM
Assigned point Assumptions

Louisville-Lexington-Evansville Order	Madisonville, KY	1,095 miles
Eastern Tennessee Order	Chattanooga, TN	1,187 miles
Carolinas Order	Ashcville, NC	1,350 miles

Diverted milk is discounted 2.5 cents for each 10 miles to the closest pool distributing plant.

Pre-reform diverted milk value example

Louisville-Lexington-Evansville Order

Diverted milk would be priced by discounting the blend based on a formula using 1,095 divided by 10 and multiplied by 2.5 cents. This would result in a price of $2.74 below blend for milk diverted to Portales, NM off the Louisville-Lexington, Evansville Order.

Eastern Tennessee Order

Divcrtcd milk would be priced by discounting the blend based on a formula using 1,187 divided by 10 and multiplied by 2.5 cents. This would result in a price of $2.97 below blend for milk diverted to Portales, NM off the Eastern Tennessee Order.

Carolinas Order

Diverted milk would be priced by discounting the blend based on a formula using 1,350 divided by 10 and multiplied by 2.5 cents. This would result in a price of $3.38 below blend for milk diverted to Portales, NM off the Carolinas Order.

Past-reform diverted milk value example

Divcrtcd milk would be priced by discounting the blend based on a formula using the difference between the Class I differential for Rooscvelt County, NM ($2.10) and Mecklenburg Country, NC ($3.10). This would result in a price of $1.00 below blend for milk diverted to Portales, NM off the Appalachian Order.

Just to review the Louisville-Lexington-Evansville Order resulted in a price discounted $2.74. The new flat system, improved the price by $1.74 for all the milk that remained in Portales. While in Eastern Tennessee the price would have been discounted $2.97. The new flat system, improved the price by $1.97. Finally in the Carolinas, the discounted was $3.38, an improvement of $2.38.

When one considers the increased value of diversion under the scheme that was a result of Federal Order reform combined with the freight savings for having closer entry point, the fact that there is a problem with these Orders should come as no surprise. It is with this very real problem that Dean Foods has proposed solution to offer for the Secretary's consideration.

Philosophy of Dean Proposed Solutions

Dean Foods continues to be concerned about the abuse and potential abuses of transportation credits, especially those that are used to attach milk produced outside the marketing area pooled with minimal delivers. We are sympathetic to the ever-increasing challenge of a shrinking milk supply within the marketing areas covered by these two Orders and the cost associated with the milk transportation. However, we cannot ignore the fact that milk many miles from the marketplace is being pooled on these Orders when there is milk much closer. These distant diversions by handlers, while well within the bounds of the regulation, illustrate disorderly marketing and loopholes that are not consistent with the objectives of the FMMO's core principles. Furthermore, such actions come at great cost to both the local dairy farmers, which cannot be tolerated any longer in such a fragile production environment. Milk, other than necessary reserves, pooled, but not serving the fluid market, is abuse and must be curbed, and unnecessarily reduces the price to local farmers. It is because of these ongoing actions that Dean has proposed and fully supports Proposals #4 and #5 in order to prevent even greater harm by adoption of Proposals #1 and #2. Proposals #4 and #5 are needed to help curb the abuse and allow transportation credits to be used for what they were intended, to move milk that is **needed** to the marketplace.

Proposal #4

We support Proposal #4 as noticed with the noted changes. The changes are to clarify our position as we have considered the situation and evidence presented at this hearing.

1. Amend Sec. 1005.82 by:
   (a) Revising paragraph (d)(2)(v);

(b) Adding a new paragraph (d)(2)(vi);
(c) Revising paragraph (d)(3)(viij; and
(d) Adding a new paragraph (d)(3)(viii).

Sec. 1005.82 Payments f om the transportation credit balancing fund.

* * * * *

(d) * * *

(2) * * *

(v) Divide ~~Z% (currently believed to be close to~~ 30%~~, may provide evidence for a higher or lower number)~~ by the percent of producer milk delivered to plants other than plants qualified pursuant to Sec. 1005.7(a) and (b) and Sec. 1007.7(a) and (b) of this chapter; if the result is 100% or greater, then the percentage applicable in paragraph (d)(2)(vi) of this section shall be 100%.

(vi) Compute the result of multiplying the remainder computed in paragraph (d)(2)(iv) of this section by the percentage computed in paragraph (d)(2)(v) of this section and by the hundredweight of milk described in paragraph (d)(2) of this section.

(3) * * *

(vii) Divide ~~Z% (currently believed to be close to~~ 30%~~, may provide evidence for a higher or lower number)~~ by the percent of producer milk delivered to plants other than plants qualified pursuant to Sec. 1005.7(a) and (b) and Sec. 1007.7(a) and (b) of this chapter; if the result is 100% or greater, then the percentage applicable in paragraph (d)(3)(viii) of this section shall bc 100%.

(viii) Compute the result of multiplying the remainder computed in paragraph (d)(3)(vi) of this section by the percentage computed in paragraph (d)(3)(vii) and by the hundredweight of milk described in paragraph (d)(3) of this section.

2. Amend Sec. 1007.82 by:
(a) Revising paragraph (d)(2)(v);
(h) Adding a new paragraph (d)(2)(vi);
(c) Revising paragraph (d)(3)(vii); and
(d) Adding a new paragraph (d)(3)(viii).

Sec. 1007.82 Payments from the transportation credit balancing fund.

* * * * *

(d) * * *

(2) * * *

(v) Divide ~~Z% (currently believed to be close to 30%, may provide evidence for a higher or lower number)~~ by the percent of producer milk delivered to plants other than plants qualified pursuant to Sec. 1005.7(a) and (b) of this chapter; if the rcsult is 100% or greater, then the percentage applicable in paragraph (d)(2)(vi) of this section shall be 100%.

(vi) Compute the rcsult of multiplying the remainder cornputed in paragraph (d)(2)(iv) of this section by the percentage computed in paragraph (d)(2)(v) of this section and by the hundredweight of milk described in paragraph (d)(2) of this section.

(3) * * *

(vii) Divide ~~Z% (currently believed to be close to 30%, may provide evidence for a higher or lower nun~~~~ber)~~ by the percent of producer milk delivered to plants other than plants qualified pursuant to Sec. 1005.7(a) and (b) of this chapter and Sec. 1007.7(a) and (b); if the result is 100% or grcatcr, then the percentage applicable in paragraph (d)(3)(viii) of this section shall be 100%.

(viii) Compute the result of multiplying the remainder computed in paragraph (d)(3)(vi) of this section by the percentage computed in paragraph (d)(3)(vii) and by the hundredweight of milk described in paragraph (d)(3) of this section.

Explanation of Proposal #4

Proposal #4 differentiates the handler reimbursement rate based on the handler's service to the market. Current transportation credits are paid on eligible milk as long as transportation funds are available or credits are prorated when transportation funds become limited. Presently, all handlers receive the same rate of reimbursement regardless of their level of service to the market or their level of pool riding. Thus, a handler shipping 100% of producer milk to a pool distributing plant receives the reimbursement at the same rate as a handler shipping the absolute minimum.

In addition to the current calculations, Proposal #4 adds an additional two-part step, which is designed to discourage pool riding and take into consideration typical plant balancing. The first-part of this additional step considers the ratio of pounds of milk delivered to plants other than pool distributing plants to the total pounds of producer milk on the handlers report. The denominator is the total pounds of milk on the handlers report. The numerator is the pounds of milk the handler pooled that was not shipped to a FMMO #5 or #7 pool distributing plant.

The second-part addresses the fact that pool distributing plants need help balancing. Handlers serving these plants typically cannot ship the same amount of milk into those plants everyday of the week. So, not providing for appropriate diversions is to undermine the purpose of the Federal Order system. We suggested that there be an allowance for 30% diversion. This estimate considers that there are typically five strong production days at a distributing plant and seven days in the week. Five as a percent of seven is 71%. The inverse was 29%, which was rounded up to an even 30%.

Proposal #4 Example – Coop A

Coop **A** Assumptions	
Total Producer Milk	100 M Lbs
Distributing Plant deliveries	55 M Lbs
Diversions	45 M Lbs

The impact of Proposal #4 on Coop A would be calculated as follows:

Take the 45 million pounds of diversion pounds and divide it by the 100 million pounds of producer milk. The resulting 45% would be divided into the 30% in Proposal #4 resulting in 66.67%. When the Market Administrator establishes the amount of transportation credit that

would be payable to Coop A instead of 100% of that value their heavy diversions would result in them receiving 66.67% of the payment. The savings would remain in the fund helping to either extend the fund or allow for a higher proration to all eligible handlers.

Proposal #4 Example – Coop B

Coop B Assumptions	
Total Producer Milk	100 M Lbs
Distributing Plant deliveries	85 M Lbs
Diversions	15 M Lbs

The impact of Proposal #4 on Coop B would be calculated as follows:

Take the 15 million pounds of diversion pounds and divide it by the 100 million pounds of producer milk. The resulting 15% would be divided into the 30% in Proposal #4 resulting in 200%. When the Market Administrator establishes the amount of transportation credit that would be payable to Coop B they would receive the full 100% of that value. The rule change does not allow for a handler to get more than they are eligible for under the current regulation

Proposal #5

We support Proposal #4 as noticed with the noted changes. The changes are to clarify our position as we have considered the situation and evidence presented at this hearing.

1. Revise Sec. 1005.13(d)(6) to read as follows:

Sec. 1005.13 Producer milk.

* * * * *

(d) * * *

(6) Milk diverted to plants located in the marketing area described in 7 CFR parts 1005 and 1007, shall be priced at the location of the plant to which diverted; milk diverted to plants located outside the marketing area described in either Sec. Sec. 1005.2 or 1007.2, shall be priced at the lower of A) the location of the closest pool distributing plant located in the marketing area less an adjustment calculated by multiplying ~~Y (currently believe~~

~~this to be close to 4.0, but may provide evidence for a higher or lower number)~~ cents per cwt. for each 10 miles or fraction thereof (by the shortest hard surface highway as computed by the market administrator) between the plant to which the milk was diverted and the closest pool distributing plant located in the marketing area, or B) the location of the plant to which diverted; and

* * * * *

2. Revise Sec. 1005.75 to read as follows:

Sec. 1005.75 Plant location adjustments for producer milk and nonpool milk.

For purposes of making payments for producer milk and nonpool milk: Except milk diverted to plants located outside the marketing area described in either Sec. Sec. 1005.2 or 1007.2 of this chapler, a plant location adjustment shall bc determined by subtracting the Class 1 price specified in Sec. 1005.51 from the Class I price at the plant's location; for milk diverted to plants located outside the marketing area described in either Sec. Sec. 1005.2 or 1007.2 of this chapter, a plant location adjustment shall be determined by subtracting the Class I price specified in Sec. 1005.51 from the result of the formula found in Sec. 1005.13(d)(6) for such milk. The difference, plus or minus as the case may be, shall be used to adjust the payments require pursuant to Sec. Sec. 1005.73 and 1000.76.

I. Revise Sec. 1007.13(d)(6) to read as follows:

Sec. 1007.13 Producer milk.

* * * * *

(d) * * *

(6) Milk diverted to plants located in the marketing area described in 7 CFR parts 1005 and 1007, shall be priced at the location of the plant to which diverted; milk diverted to plants located outside the marketing area described in either Sec. Sec. 1005.2 or 1007.2, shall be priced at the lower of A) the location of the closest pool distributing plant located in the marketing area less an adjustment calculated by multiplying ~~Y (currently believe this to be close to 4.0, but may provide evidence for a higher or lower number)~~ cents per cwt. for each 10 miles or fraction there of (by the shortest hard surface highway as computed by the market administrator) between the plant to which the milk was diverted and the closest pool distributing plant located in the marketing area, or B) the location of the plant to which diverted; and

* * * * *

2. Revise Sec. 1007.75 to read as follows:

Sec. 1007.75 Plant location adjustments for producer milk and nonpool milk.

For purposes of making payments for producer milk and nonpool milk: Except for milk diverted to plants located outside the marketing area described in Sec. Sec. 1005.2 and 1007.2, a plant location adjustment shall be determined by subtracting the Class I price specified in Sec. 1007.51 from the Class 1 price at the plant's location; for milk diverted to plants located outside the marketing area described in either Sec. Sec. 1005.2 of this chapter or 1007.2, a plant location adjustment shall be determined by subtracting the Class I price specified in Sec. 1007.51 from the result of the formula found in Sec. 1007.13(d)(6) for such milk. The difference, plus or minus as the case may be, shall be used to adjust the payments require pursuant to Sec. Sec. 1007.73 and 1000.76.

Explanation of Proposal #5

As has been discussed the connection of the Class 1 pricing surface and producer values has created a real opportunity for pool riding, exacerbating the already problematic geographically large orders. Proposal #5 is aimed at disconnecting the producer values outside the Order from the Class I pricing surfacing for diversion purposes only, making it less desirable for out-of-area milk to ride on the pool. This is accomplished by modifying the Order language to utilize a formula in deriving the location adjustment for locations outside of the Order in place of the current process, which looks at the difference in Class I differentials between the announced price and the pricing point.

Proposal #5 would price milk delivered to plants located outside the marketing area in a five-step process. 1) Determine the closest pool distributing plant regulated by either FMMO #5 or #7. 2) Determine the distance in miles between the two using the shortest distance on hard-surfaced roads. 3) The resulting mileage would be divided by 10. 4) That result would be multiplied by 4 cents. 5) This result would be subtracted from the price at the closest pool distributing plant regulated by FMMO #5 or #7 to price milk delivered to out-of-area plants.

The value saved by lowering the price of out-of-area milk is retained in the pool to increase the blend price. Local producers will not have their price adjusted so their milk would then increase in value. Producers actually delivering to a pool distributing plant would realize an increase in value.

It is difficult to say the exact effect of Proposal #5 because there is a degree of circular logic. First, milk will go off the pool because these is no economic value for being pooled on a distant Order. Milk going off the pool will increase the blend price making it desirable for some to come back on. It will take some amount of time for the Order to reach a new equilibrium, but the short answer is that the utilization should increase resulting in higher blend prices. The exact amount is the product of too many variables to say exactly today.

Simplistic example of Proposal #5

Proposal #5 Example – Laurel, MD Pooled on FMMO #5 (21 known instances)

Current location adjustment relative to FMMO #5 announcement	($0.10)
Miles to closest pool distributing plant regulated by FMMO #5 or #7	152
Current pool distributing plant location adjustment relative to FMMO #5 announcement	($0.30)

The current price at Laurel, MD would be the blend price in Mecklenburg County, NC less 10 cents. If Proposal #5 were adopted the price in Laurel, MD would be the blend price in Mecklenburg County, NC less 30 cents (the location adjustment at the closest Pool distributing plant regulated by FMMO #5 or #7) less $0.61 (152 miles to the closest pool distributing plant divided by 10 multiplied by 4 cents). The resulting price at Laurel, MD would be the blend price in Mecklenburg Country, NC less $0.91. Proposal #5 lowered the price in Laurel, MD by $0.81/cwt. making it less desirable for milk to be pooled on FMMO #5 and then diverted back to

a Laurel plant. At some points the milk would likely not pool on FMMO # 5, but instead be pooled on the Order it is located in (FMMO #1). This would have the effect of lowering the manufacturing pounds pooled on FMMO #5 there by increasing the Class I utilization and incrcasing the hlend price.

Proposal #5 Example – Kiel, WI Pooled on FMMO #5 (17 known instances)

Current location adjustment relative to FMMO #5 announccmcnt	($1.35)
Miles to closest pool distributing plant regulated hy FMMO #5 or #7	458
Current pool distributing plant location adjustment relative to FMMO #5 announcement	($0.90)

The current price at Kiel, WI would be the blend price in Mecklcnburg County, NC less $1.35. If Proposal #5 were adopted the price in Kiel, WI would be the blend price in Mecklenburg County, NC less 90 cents (the location adjustment at the closest Pool distributing plant regulated by FMMO #5 or #7) less $1.83 (458 miles to the closest pool distributing plant divided by 10 multiplied by 4 cents). The resulting price at Kiel, WI would be the blend price in Mecklenburg Country, NC less $2.73. Proposal #5 lowered the price in Kiel, WI by $1.38/cwt. making it less desirable for milk to be pooled on FMMO #5 and then diverted hack to a Kiel plant. At some point the milk would likely not pool on FMMO # 5, but instead be pooled on the Order it is located in (FMMO #30). This would have the effect of lowering the manufacturing pounds pooled on FMMO #5 there by increasing the Class I utilization and increasing the blend price.

Proposal #5 Example – Sulphur Springs, TX Pooled on FMMO #7 (40 known instances)

Current location adjustment relative to FMMO #7 announcement	($0.10)
Miles to closest pool distributing plant regulated by FMMO #5 or #7	126
Current pool distributing plant location adjustment relative to FMMO #7 announcement	*$0.00*

The current price at Sulphur Springs, TX would be the blend price in Fulton County, GA less ten cents. If Proposal #5 were adoptcd the price in Sulphur Springs, TX would be the blend price in

Fulton County, GA less zero (the location adjustment at the closest Pool distributing plant regulated by FMMO #5 or #7) less $0.80 (126 miles to the closest pool distributing plant divided by 10 multiplied by 4 cents). The resulting price at Sulphur Springs, TX would be the blend price in Fulton County, GA less $0.80. Proposal #5 lowered the price in Sulphur Springs, TX by $0.70/cwt. making it less desirable for milk to be pooled on FMMO #7 and then diverted back to a Sulphur Springs plant. At some points the milk would likely not pool on FMMO # 7, but instead be pooled on the Order it is located in (FMMO #126). This would have the effect of lowering the manufacturing pounds pooled on FMMO #5 there by increasing the Class I utilization and increasing the blend price.

Proposal #5 Example – Portales, NM Pooled on FMMO #7 (21 known instances)

Current location adjustment relative to FMMO #7 announcement	($1.00)
Miles to closest pool distributing plant regulated by FMMO #5 or #7	559
Current pool distributing plant location adjustment relative to FMMO #7 announcement	($0.30)

The current price at Portales, NM would be the blend price in Fulton County, GA less one dollar. If Proposal #5 were adopted the price in Portales, NM would be the blend price in Fulton County, GA less $0.30 (the location adjustment at the closest Pool distributing plant regulated by FMMO #5 or #7) less $2.24 (559 miles to the closest pool distributing plant divided by 10 multiplied by 4 cents). The resulting price at Portales, NM would be the blend price in Fulton County, GA less $3.14. Proposal #5 lowered the price in Portales, NM by $2.14/cwt. making it less desirable for milk to be pooled on FMMO #7 and then diverted back to the Portales plant. At some points the milk would likely not pool on FMMO #7, but instead be pooled on the Order it is located in (FMMO #126). This would have the effect of lowering the manufacturing pounds pooled on FMMO #7 there by increasing the Class I utilization and increasing the blend price.

Summary of desired outcome of implementation of Proposal #4 & #5

This record is already overflowing with evidence that the milk supply located within in the marketing area covered by these two Orders is shrinking. Our proposals work to accomplish the following: 1) Make existing dollars go farther to handlers who are not trying to work the system. 2) Increase revenues to local farms by A) decreasing the value of out-of-area milk for a direct benefit to local dairy farmers and B) decreasing the value of transportation credits to pool riders will increase the economic reward for such activity thus lowering the pool riding, increasing market utilization and increasing the blend price.

Therefore, urge the Secretary to adopt Proposal #4 and #5 regardless of the position taken on any of the other proposals.

Date 1/12/06 Exhibit # 38
Case US Dept of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Producer Milk Delivered to FO 7 Pool Distibuting Plants by Day
Oct 0 4 & Oct. 05

Source: Exhibit **13** H

Oct-04	
1	15,239,593
2	12,852,371
3	11,642,459
4	15,184,439
5	14,780,650
6	15,281,611
7	14,957,892
8	13,734,381
9	12,966,985
10	12,587,386
11	13,906,149
12	14,530,055
13	15,053,825
14	15,371,398
15	15,511,068
16	12,725,761
17	13,372,520
18	15,029,093
19	14,444,701
20	15,359,810
21	15,269,188
22	15,420,468
23	12,974,507
24	12,291,842
25	15,801,241
26	15,067,949
27	14,923,782
28	15,854,686
29	15,417,658
30	12,748,874
31	12,920,990
Daily Max	15,854,686
31 days @ Max	491,495,266
Actual Shipments	443,223,332
Required Diversions	48,271,934
Diversion %	9.82%

Oct-05	
1	13,756,980
2	12,222,463
3	14,927,789
4	15,374,138
5	15,102,683
6	14,829,944
7	16,060,673
8	11,712,031
9	12,488,609
10	15,023,437
11	14,844,180
12	15,268,437
13	15,100,130
14	14,604,280
15	11,529,867
16	12,464,061
17	14,952,226
18	14,923,078
19	14,686,726
20	14,772,487
21	14,067,138
22	11,479,966
23	11,353,893
24	13,952,701
25	15,272,527
26	15,021,950
27	15,232,494
28	15,325,563
29	11,779,956
30	12,165,858
31	14,305,440
Daily Max	16,060,673
31 days @ Max	497,880,863
Actual Shipments	434,601,705
Required Diversions	63,279,158
Diversion %	12.71%

Seasonal Diversion Percentage

FMMO #5	Class I Utilization	86.0%
	Class I product lbs	Distributing Lbs
Jul-04	380,697,375	442,671,366
Aug-04	398,902,461	463,840,071
Sep-04	403,827,906	469,567,333
Oct-04	393,314,609	457,342,569
Nov-04	401,225,553	466,541,341
Dec-04	407,062,294	473,328,249
	Max Monthly Lbs.	473,328,249
	Min Monthly Lbs.	442,671,366
	Difference	30,656,883
	Diversion %	6.48%

Source: Exhibit 6 Page 7

FMMO #7	Class I Utilization	86.0%
	Class I product lbs	
Jul-04	403,369,941	469,034,815
Aug-04	436,935,783	508,064,864
Sep-04	439,507,450	511,055,174
Oct-04	440,616,514	512,344,784
Nov-04	446,496,505	519,181,983
Dec-04	445,593,062	518,131,467
	Max Monthly Lbs.	519,181,983
	Min Monthly Lbs.	469,034,815
	Difference	50,147,167
	Diversion %	9.66%

Source: Exhibit 11 Page 4

FMMO #5	Class I Utilization	86.0%
	Class I product lbs	
Jul-05	365,351,999	424,827,906
Aug-05	386,349,591	449,243,710
Sep-05	383,935,701	446,436,862
Oct-05	383,380,808	445,791,637
Nov-05	392,079,385	455,906,262
Dec-05		
	Max Monthly Lbs.	455,906,262
	Min Monthly Lbs.	424,827,906
	Difference	31,078,356
	Diversion %	6.82%

Source: Exhibit 6 Page 37

FMMO #7	Class I Utilization	86.0%
	Class 1 product lbs	
Jul-05	363,020,061	422,116,350
Aug-05	406,022,498	472,119,184
Sep-05	397,642,652	462,375,177
Oct-05	390,959,356	454,603,902
Nov-05	388,326,096	451,541,972
Dec-05		
	Max Monthly Lbs.	472,119,184
	Min Monthly Lbs.	422,116,350
	Difference	50,002,834
	Diversion %	10.59%

Source: Exhibit 12 Page 2

Impact on Transportation Credits with implementation **of Proposal #4**

FMMO #5	Credit Requested Current	Proposed	% REDUCED
Jul-04	$ 442,064.57	$ 358,410.61	18.92%
Aug-04	$ 763,396.13	$ 673,495.23	11.78%
Sep-04	$ 844,675.40	$ 777,949.98	7.90%
Oct-04	$ 617,341.61	$ 557,625.91	9.67%
Nov-04	$ 621,133.97	$ 548,907.33	11.63%
Dec-04	$ 556,701.59	$ 529,501.81	4.89%
	$ 3,845,313.27	$ 3,445,890.87	

FMMO #7	Credit Requested Current	Proposed	% REDUCED
Jul-04	$ 952,767	$ 815,434	14.41%
Aug-04	$ 1,353,083	$ 952,363	29.62%
Sep-04	$ 1,284,000	$ 1,066,507	16.94%
Oct-04	$ 928,102	$ 760,490	18.06%
Nov-04	$ 1,000,194	$ 799,496	20.07%
Dec-04	$ 596,484	$ 476,096	20.18%
	$ 6,114,630	$ 4,870,386	

FMMO #5	Credit Requested Current	Proposed	% REDUCED
Jul-05	$ 463,173.69	$ 369,491.79	20.23%
Aug-05	$ 759,457.64	$ 665,663.36	12.35%
Sep-05	$ 915,087.20	$ 781,820.68	14.56%
Oct-05	$ 688,480.53	$ 604,941.16	12.13%
Nov-05	$ 586,710.11	$ 492,329.34	16.09%
Dec-05			#DIV/0!
	$ 3,412,909.17	$ 2,914,246.33	

Source: Exhibit 8 Page 10

FMMO #7	Credit Requested Current	Proposed	% REDUCED
Jul-05	$ 830,703	$ 522,053	37.16%
Aug-05	$ 1,227,657	$ 903,343	26.42%
Sep-05	$ 999,317	$ 718,723	28.08%
Oct-05	$ 1,183,153	$ 910,766	23.02%
Nov-05	$ 962,391	$ 619,415	35.64%
Dec-05			#DIV/0!
	$ 5,203,221	$ 3,674,300	

Source: **Exhibit 15A**

UNITED STATES DEPARTMENT OF AGRICULTURE
AMS - DAIRY PROGRAMS

IN REGARDS;	)	
	)	Docket No. AO-388-A17 and
MILK IN THE APPALACHIAN AND	)	**AO-366-A46;**
SOUTHEAST MARKETING AREAS	)	DA-05-06

Louisville, Kentucky
January 10,2006

TESTIMONY OF MICHAEL P. SUMNERS, DAIRY PRODUCER FROM TN

My name is Michael **Sumners.** I am a dairy producer from Paris TN and sell the milk production of my dairy operation to Dean Foods, **Inc.**

After evaluating Proposal No. 1, it seems that this is an attempt to extract more money out of the market place for **milk** going into Class I uses, but for that money to move out of the local area to the detriment of dairy producers located in the Appalachian and Southeast marketing areas. A more useful use of the money collected from the **marketplace** under this program would be for it to go to local dairy producers to maintain the local supply of milk. Based on **information** provided by the Southeast Market Administrator's office, during October 2005, the potential impact on the pool from transportation credits would have been 11 cents per hundredweight. While this additional income amounts to only 0.6% of the total milk price, it could amount to 10% or more of a dairy producer's profit.

Date 1/12/06 Exhibit # 39
Case US Dept of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8714
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Another negative of Proposal No. 1 is the lack of safeguards on the amount of milk that can be attached to the marketing areas due to the higher transportation credits. Based on information provided by the Southeast Market Administrator's office, the average per hundredweight payment was $1.08 cwt. during October 2005. With the potential near doubling of the transportation credit balancing fund assessment, there could be a near double increase in the transportation credit paid on the same volume of milk that qualified for the credit in October 2005 or more likely there will be a near doubling of milk that is brought into the marketing areas just to qualify for the transportation credit. While the additional milk pooled will unnecessarily lower the price for producers in the marketing area, initially the transportation credit makes the out of area milk cheaper than the in area milk. The lower price which will force some producers out of business, which will increase the need for additional milk supplies from outside of the marketing areas.

Proposal No. 1 should be rejected and the subject of covering the milk needs of the Appalachian and Southeast marketing areas should be dealt with in a hearing on Class I differentials, diversions, and touch base provisions that would benefit all dairy producers serving the market areas, not just a select few. By including all costs of all producers serving the market areas in a hearing on Class I differentials, diversions, and touch base provisions it will provide opportunity to accountability to the market and return integrity to the Federal Order system in the eyes of the local dairy producers.

Proposal No. 2 is similar to No. 1 in the fact that apparently the differentials are not adequate to generate the cost of providing milk to Plants with in the marketing areas. Proposal No. 2 should be rejected and dealt with by holding a hearing on the appropriate differential levels in the marketing areas. Another large problem with Proposal No. 2 is that if an insufficient balance exists to pay all of the credits then the producer-settlement fund will be raided to cover the difference. This is the same funding mechanism that was attempted when transportation credits were first discussed in 1996. That funding mechanism was rejected then and it should be rejected now.

Both proposals really should, and could, be handled by more effective negotiation by those supplying the market. A much more effective and efficient way of doing business than having the Agricultural Market Service (AMS) of the United States Department of Agriculture (USDA) dictate the compensation to suppliers of certain market areas.

Proposal No. 3 has some merit, if you are going to use the AMS to dictate compensation of serving the marketing areas. The ability to change the mileage rate factor in the face of volatile energy markets is much superior to having a static factor that might be too low sometimes and too high other times. As with the first two proposals, this is a function best left to the open market and should not be a function of the Market Administrator. Given the fact that transportation credits will probably continue to be a part of the Appalachian and Southeast marketing areas, some adjustment factor should be included in the order language. The amount should be determined by transportation specialists,

either governmental or private, and not those in the dairy industry that have a vested interest in the mileage rate factor.

Proposal's No. 4 and No. 5 both have merit in the fact that they try to put safeguards in place to protect the dairy producer in the marketing areas in question by limiting the amount of money that leaves the marketing areas and should be implemented in some fashion. For local dairy producers in the marketing areas, the movement of revenue out of the marketing areas cuts into profitability. This leads to a reduction in supplies and dairy producers exiting the business, which in turn requires more milk from out of the area and the need for more money to leave the area. Any attempt to limit the needless pooling of milk on the marketing areas, as Proposal No. 4 tries, due to an incentive created by the transportation credits needs to be implemented. Proposal No. 5's attempt to keep local milk from moving out of the area to make room for out of area milk that is only brought to the marketing area due to the incentive provided by transportation credits should also be implemented.

Before the United States Department of Agriculture
Agricultural Marketing Service

In the Matter of	:	: **Docket** Numbers
	:	
Milk in the Appalachian and	:	: **AO-388-A17 and**
	:	
Southeast Marketing **Areas**	:	: **AO-366-A46**

Testimony of Dennis J Schad
On Behalf of Land O'Lakes, Inc
Regarding Proposals One through Four

January 10,2006

Exhibit ____

Date 1/12/06 Exhibit # 40
Case US Dept of Agriculture
Deponent
Reporter Danviel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

My name is Dennis Schad and I am here to testify on behalf of Land O'Lakes, Inc. I hold a bachelors degree in History from the College of William and Mary and a Masters in Business Administration from Virginia Tech. I have worked for Land O'Lakes and its predecessor cooperatives for twenty-five years and my current title is Director of Regulatory Affairs. Prior to this assignment, I have held positions in cooperatives' marketing and transportation departments. I have testified at numerous Federal and state milk marketing order hearings and before the agriculture committees of several state legislatures.

Land O'Lakes (LOL) is a dairy cooperative with over 4,000 dairy farmer member-owners. The cooperative has a national membership base, whose members are pooled on six different Federal orders. For over ten years Land O'Lakes and its processor cooperatives has provided a supplemental supply of milk to the Southeast. From that time Land O'Lakes' members have been continuously pooled on the Southeast orders.

I testify today in support of Proposals 1 and 3; in opposition to Proposal 4 and with no position on Proposal 2.

Land O'Lakes Supports Proposal 1

Land O'Lakes is a supplemental supplier to the Southeast orders. In this role the cooperative supplies seasonally needed milk from its Northeast and the Midwest milk sheds. Testimony has already been given by the proposal's proponents that show that claims against the Transportation Credit Fund exceeded the fund's resources. When claims exceed the fund's resources, payments to handlers who provide the supplemental deliveries are prorated. Proponents point out that only 39 percent of the claims were paid in Order 7during 2004, while 54 percent of claims were reimbursed in Appalachian Order.

Land O'Lakes appreciates the change in the Southeast orders in November of 2005 that increased the Class I assessment in the two orders by three cents per hundredweight. We also agree with the proponents' analysis which states that the November increase is insufficient to fully reimburse future claims against the Fund.

Land O'Lakes agrees with the analysis provided by the proponents and supports Proposal 1, which will increase the Class I Transportation Fund assessment by five cents in Order 5 and by ten cents in Order 7.

Land O'Lakes Has No Position on Proposal 2

Having no members residing in the marketing areas of the two Federal orders, Land O'Lakes takes no position on Proposal 2.

Land O'Lakes Supports Proposal 3

Land O'Lakes is a supplemental supplier of milk to the Southeast from its milk sheds in the Northeast and Midwest. We have read the testimony of the proponents and agree with their evidence and analysis. In transporting milk to the Southeast markets for over ten years, Land O'Lakes has seen its costs increase. We have experienced increases in all cost categories including, but not limited to, labor, insurance, fuel and truck costs.

Land O'Lakes also supports a variable cost per mile transportation credit reimbursement rate as presented by the proponents. Basing the reimbursement rate on diesel fuel cost will be more responsive to the costs actually experienced by the handlers who move milk into the deficit markets.

Land O'Lakes Opposes Proposal 4

Previous testimony has stated the obvious: The on going trend in the Southeast has been a decline in milk production and an increase in population in the region. These supply and demand conditions have resulted in the need to source supplemental milk further from the marketing area. The Transportation Credit provisions of Orders 5 and 7 are designed to provide credits to handlers who import supplemental milk into the Appalachian and Southeast orders during the short production months of July through December.

In order to qualify for transportation credits, certain requirements must be met. Payments are limited to producers that reside outside of the Order's marketing area and such producers are required to be off-market at least two months during the preceding February through May period. Payments are

made only for Class I movements and no transportation payments to producers are made for the first 85-miles of travel. Additionally, transportation payments are decreased by the positive difference between the farm and the receiving plant's Class I zone.

This program reimburses handlers for some of the costs of importing supplemental milk on a transactional basis. Milk is moved to the deficit market and a partial payment is made, based on a set of stringent contingencies. The intent of Proposal 4 is to add another set of requirements to the Order's Transportation Credit provisions for making needed July through December shipments of Class I milk to the Southeast. These new requirements would do nothing to encourage needed milk imports into the Southeast during the short production months, July through December.

Proposal 4 would require a comparison between Z% (30%?) and the percentage of milk delivered to plants other than 1005.7 (a) and (b) and 1007.7 (a) and (b) plants. If the proponent-defined delivery relationship is greater than Z%, then transportation credit payments to the importing handler will be so prorated.

Section 1005.13 already defines the necessary shipments required for Pooled Producer status at a handler and individual producer level. Diversions by cooperative associations and by operators of pool plants may not exceed 25 percent between July and November and 40 percent during December. Additionally both orders require that all pooled producers "touch base" at a pool plant during each month. In order to facilitate movements during the short months, which coincide with months in which handlers may draw Transportation funds, "touch base" requirements are increased.

Under the Orders' definition, a diversion is a delivery to a non-pool plant. Deliveries to other-order S. 100_. 7 (a) plants are down classified and counted as diversions. Proponents offer a new diversion definition in order to qualify for full payment of Transportation Credits, where a diversion is a delivery to plant other than 1005.7 (a), (b) or 1007.7 (a), (b) plant. While pooled Order 5 milk is ineligible to collect Transportation Credits at an Order 7 distributing plant, proponents would include such deliveries in the numerator of their Transportation Credit relationship. Likewise the Order would include deliveries to 7(c) and (d) supply plants and deliveries to a 7(e) Class I/Class II system of plants in the numerator of the diversion

relationship, while proponents would exclude these deliveries from their calculation for full Transportation Credit reimbursement.

It is actually unclear what milk would be included in the denominator of the proponent's relationship. Do they wish that the relationship be computed for each single producer or do they mean that all of a handler's deliveries be include in the ratio? If so do they mean that all of handler's deliveries be included or just deliveries by producers located outside of the marketing area. Do they mean all of the producers located outside of the marketing area, or just those requesting Transportation Credits?

Section 1005.82 (d) (2) sets the requirements for distribution of Transportation Credits between an other-order plant shipping plant and an Order 5 distributing plant. It is completely unclear what milk is to be included in the proponent's relationship for this provision of their proposal. On the basis of an undefined relationship, proponents recommend limiting the payment of Class I transfers from out-of-order pool plants

Proposal 5 is vague and defective. However, the Secretary should not reject this proposal for these reasons. He should reject these changes to the Transportation Credit provisions because these proposals do nothing to better effectuate the movement of milk into the deficit market. The current provisions define a transactional relationship: supplemental Class I milk is needed in these markets during a specific period and the Transportation Credits provide moneys to partially effectuate the movement. The current order producer qualification and Transportation Credit criteria provide adequate safeguards to this program and no more are required.

Land O'Lakes requests that the Secretary reject Proposal 4.

Before the United States Department of Agriculture
Agricultural Marketing Service

In the Matter of	:	Docket Numbers
Milk in the Appalachian and	:	**AO-388-A17** and
Southeast Marketing Areas	:	**AO-366-A46**

Testimony of Dennis J Schad
On Behalf of Land O'Lakes, Inc
Regarding Proposal Five

January 10,2006

Date 1/12/06 Exhibit # 41
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
Court Reporting Services, Inc.
888.430.1521 FAX 502.899.7976

Exhibit ____

My name is Dennis Schad and I am here to testify on behalf of Land O'Lakes, Inc. I hold a bachelors degree in History from the College of William and Mary and a Masters in Business Administration from Virginia Tech. I have worked for Land O'Lakes and its predecessor cooperatives for twenty-five years and my current title is Director of Regulatory Affairs. Prior to this assignment, I have held positions in cooperatives' marketing and transportation departments. I have testified at numerous Federal and state milk marketing order hearings and before the agriculture committees of several state legislatures.

Land O'Lakes (LOL) is a dairy cooperative with over 4,000 dairy farmer member-owners. The cooperative has a national membership base, whose members are pooled on six different Federal orders. For over ten years Land O'Lakes and its processor cooperatives has provided a supplemental supply of milk to the Southeast. From that time Land O'Lakes' members have been continuously pooled on the Southeast orders.

Land O'Lakes Opposes Proposal 5

Prior to Federal Order Reform many orders had provisions that "zoned-out diversions." Typically an order would price milk at the order's pricing point and would price diversions as a mileage function away from that point. Sometimes the provision carried a stipulation that the price at the plant of diversion could be no lower than the Class III price.

Integral to Order Reform was the development of a national pricing surface which provided the relative price differences between geographic locations for milk and its components. In relative, rather than absolute terms, the Order Reform model provided an integrated national map, which defined the location value of Class I milk in the United States.

While never specifically addressed in the Final Decision, the Secretary chose to change the individual order zone-out pricing provisions to a system which priced diverted milk in a standard fashion for all orders, based on the Class I pricing surface. Nonetheless, the Secretary addressed a similar issue in a proposal for Order 1 in the Federal Order Reform process. A producer group pooling milk on the Northeast Order proposed that a producer pricing surface be overlaid on the Class I pricing surface. That Order 1 proposal

would have provided a different uniform price to a producer delivering to a distributing plant in the same Class I pricing zone compared to a producer delivering to a manufacturing plant in the same zone. The Secretary denied this Order 1 proposal stating, "A producer pricing differential structure that differs from the Class I differential is denied." (This issue is discussed in Final Decision of Federal Order Reform in Part 6a, the Northeast Region, in the Section entitled, The Need for a Producer-Price Mechanism.)

Admittedly the issues which prompted the Order 1 proposal are different than the one in front of us today, however, the essence of Proposal 5 is to provide a producer uniform price for diverted milk different than the Class I pricing surface. To that point, the issues raised in the Federal Order Reform Order 1 proposal and Proposal 5 are the same.

Since the Reform process the appropriateness of pooling milk distant from an order's marketing area and that milk's participation in the Class I market have been addressed through the producer-qualification sections of the Federal orders, not the pricing sections.

Generally speaking, radiating from the Southeastern region the country, Class I milk prices decrease. The Class I pricing surface is lower in Indiana and Wisconsin than it is in Tennessee or North Carolina. Likewise the Class I value is lower in Texas and New Mexico than it is in Mississippi or Georgia. These relative differences in Class I values are also applicable to the blend price differences between milk delivered to plants in the in-area and out-of-area examples. Proponents of Proposal 5 would argue that the relative differences of the Class I pricing surface are inadequate to determine the value of diverted milk. They propose that the value of diverted milk should be updated to current transportation costs and be zoned out at a rate of four cents per ten miles. Others may contend that the pricing at the out of market plants is correct, but the Class I differentials in Southern orders should increase by four cents per ten miles from the orders' reserve plants.

The value of diverted milk at a plant could change, based on a change in pool status of the "closest pool distributing plant." Proposal 5, as written, could bestow an economic value to maintaining the pool status of distributing plant solely for the value of diversions. For instance, based on Proposal 5, the value of diverted milk at Carlisle, PA would have increased by $0.52 per hundredweight on November 1,2005 when Order 5 expanded its marketing area into Virginia, which resulted in the Morningstar plant at

Mount Crawford becoming pooled on Order 5. Now Carlisle is 115 miles nearer to the "closest pool distributing plant." Moreover, the regulatory-driven economic benefit from Proposal 5 could provide incentives for building balancing plants in the Order 5 and 7 marketing area, rather than in the milk shed of surplus milk production.

Prior to Order Reform and its resulting national Class I pricing surface, distributing plants shifted sales in order to qualify as a pool plant in the order with the lowest Class I price. Ignoring market economics, route distribution was shifted between distributing plants to gain regulatory advantage. Adoption of Proposal 5 could provide similar dis-economic incentives for maintaining a distributing plant or choosing the site for a balancing plant.

In the early 1990's when then Atlantic Dairy Cooperative first sold milk to the then Carolina-Virginia Cooperative, the sale was transactional. The milk was loaded out of Carlisle, an Order 4 pool plant, based on availability and price. As the relationship matured, the importing cooperative offered to facilitate the pooling of Middle Atlantic milk on Order 5 year-round. For Carolina-Virginia this new transaction guaranteed a first-option volume of milk at a known price for its Class I needs. From the larger market perspective, this change resulted in having all of the Order 5 producers sharing the cost of maintaining this supplemental supply of milk and having Order 5, rather than Order 4, receive the benefit of the Class I sales.

This transaction was further facilitated by provisions in the pre-reform Order 5 [1005.75 (a) and 1005.53 (a) (6)]which priced diversions to a plant located in the marketing area of the former Order 4 based on the Class I value at the plant of receipt.

Adopting a zone-out provision in Orders 5 and 7 would change the economics of providing a supplemental supply of milk to the Southeast. For instance, the value of milk diverted to Carlisle would decrease by $0.61 per hundredweight from its current value, reflecting the 168 miles between Carlisle and Mount Crawford, Virginia. Adoption of Proposal 5 would decrease the location value of diversions of milk to the Land O'Lakes cheese plant at Kiel by an estimated $1.38 per hundredweight as a function of the 457 miles between Hoosier Dairy in Holland, IN and Kiel Wisconsin.

As a consequence, there would be little economic incentive to maintain an on-call supply of Order 5 or 7 milk in the Northeast or the Upper Midwest.

In my opinion, the adoption of Proposal 5 would result in the return to supplying the deficit Southeast markets through transactual relationships. Milk to the Southeast would be sold out plants on an as available basis and at prevailing give-up charges.

If disorderly market conditions resulted in the change from the zone-out diversion pricing after Federal Order Reform, they have been addressed through the pooling qualification hearings in Orders 1, 30, 32 and 33 during the last five years. During the period, Orders 5 and 7 have not requested a hearing to tighten pooling qualifications.

Land O'Lakes believes the adoption of Proposal 5 would be disruptive to acquisition of supplemental supplies of milk to the Southeast orders and recommends that the proposal not be adopted.

Exhibit 42

TESTLMONY IN OPPOSITION TO PROPOSAL NUMBER 4 (DEAN FOODS)

This testimony is presented on behalf of Arkansas Dairy Cooperative Association; Dairy Farmers of America, Inc.; Dairymen's Marketing Cooperative, Inc.; Lone Star Milk Producers, Inc.; and Maryland & Virginia Milk Producers Cooperative Association, Inc. in opposition to Proposal Number 4 as included in the Notice of Hearing.

As we understand Proposal Number 4, each month during the Transportation Credit Balancing Fund payment period, on a handler by handler basis, the market administrator would compute whether a handler's total receipts of producer milk was greater than or less than 130 percent of that handler's physical receipts of producer milk at the handler's pool distributing plant or plants. If the handler's ratio of total milk pooled to pool distributing plant receipts is greater than 130 percent, then if the handler is eligible to receive a Transportation Credit Balancing Fund payment, such payment would be reduced by the handler's ratio of total milk pooled to pool distributing plant receipts versus 130 percent. So for example, again as we understand the proposal, if a handler's receipts of producer milk was 60 percent more than the handler's pool distributing plant receipts, then the handler would have its Transportation Credit Balancing Fund payment reduced by one-half, that is, the ratio of 30 percent over 60 percent.

As we have pondered on Proposal Number 4, we perhaps see some rational basis for the intent of the proposal, but find the proposal as written unacceptable and unfair.

Date 11/12/06 Exhibit # 42
Case US Dept of Agriculture
Deponent
Reporter Danyiel Carpenter CRS File # 8916
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We can see, in theory, that if a handler has sufficient milk to allow it to divert to nonpool plants more than some reasonable reserve above the handler's actual receipts at its pool distributing plants, then it may make some sense to limit that handler's ability to receive Transportation Credit Balancing Fund payments. The issue with the proposal as written however, is interpretation, application, and degree.

The proposal as written seems to suggest the milk world operates on averages; that every handler every month will seek to exactly balance their supply to no more than some stated maximum level of reserve supply, and that every handler can in fact accomplish this balancing act. This works nice in theory, but goes out the window in the real life world of milk marketing. A thirty-percent balancing reserve may fit an Order in total, maybe in one month, but it may not fit an individual handler's needs in that month. Thirty percent may be inappropriate in some months at the Order level too.

Differences at the plant level in the type of customers the plant serves; the receiving and storage capacity of individual plants; the daily fluctuations in demand and supply; the monthly fluctuations in demand and supply; the seasonal nature of the demand at the customers the plant serves; and the seasonal nature of the plant's producer supply all combine to make a handler specific picture of that handler's individual reserve requirement. As an example, a handler whose customer base contains schools will have a fundamentally different seasonality to its demand base, and thus its resewe requirements, than would a handler focused solely on sewing supermarkets. In addition, there exist across the marketing areas differences in

seasonality of milk supply which further complicates this desire to have a one-size-fits-all reserve requirement.

The substantial milk deficit condition of the southeast is an overriding factor in decisions on how much milk a handler must procure from outside the southeast to cover the handler's projected deficit in the short season. Simply put, because the southeast requires so much supplemental milk in the short season no one can afford to be caught short. The cost of purchasing spot milk in the middle of August is so burdensome that almost everyone makes their commitments for supplemental supplies well in advance, often by the end of the preceding calendar year. This means there is sometimes seven or eight months of time elapsed between the commitment to purchase supplemental supplies and the time they are really needed. Much can change in a handler's supply and demand dynamic between November of one year and August of the next. In addition, the purchase agreements for supplemental milk may contain assumptions or agreements for the supplier of the supplemental milk to receive Transportation Credit Balancing Fund payments. Suppliers factor in certain expected returns on the sale of the milk which may be dependent upon the receipt of the Transportation Credit Balancing Fund payments. To penalize a supplier of supplemental milk when the buyer has overestimated its need for milk is patently unfair. We must also remember, if the supplemental milk purchase agreement is for the short supply season only, the supplemental milk supplier has been saddled with the responsibility of balancing those supplies through the long season.

Exhibit ____ demonstrates, for the months of January 2004 through October 2005 the ratio of the monthly highest day of pool distributing plant receipts to the lowest day of pool

distributing plant receipts for Orders 5 and 7. These data were excerpted from data already introduced at this hearing by the market administrators. In the Appalachian Order during the 22 month period, the ratio of the highest day of pool distributing plant receipts to the lowest day of pool distributing plant receipts exceeded 1.30 eighteen times. In the Southeast Order during the 22 month period, the ratio of the highest day of pool distributing plant receipts to the lowest day of pool distributing plant receipts exceeded 1.30 sixteen times. The simple average ratio of the simple average of highest day's receipts to the simple average of lowest day's receipts was 1.35 and 1.38, respectively for Orders 5 and 7. Clearly, there are many months when a 30 percent reserve factor is not sufficient to cover intra-month balancing.

Proponents further analyzed intra-month pool distributing plant balancing requirements, using market administrator data for February 2005. February was selected because there are exactly four of each days of the week. Also, February's total ratio of highest day of pool distributing plant receipts to the lowest day of pool distributing plant receipts was near the 22 month average for each Order.

The daily variation in milk deliveries to pool distributing plants during February 2005 in Orders 5 and 7 are presented in calendar fashion. As can be seen from the exhibit, pool distributing plants received a greater portion of their volume of the total monthly receipts on weekdays, and a disproportionately low volume of the total monthly receipts on Saturdays and Sundays. The difference in the four Wednesday receipts, which is the often the high day of receipts for a week, and the four Sunday receipts which is the typical low day of receipts for a week, was approximately 19 percent in Order 5, and approximately 21 percent in Order 7, with the difference in the highest single day and the lowest single day's receipts of 32 to 33 percent,

depending on the Order. Also, a within-the-month pattern is evident. In Order 5, receipts by pool distributing plants in the first seven days of the month exceeded the second seven days by 7.5 percent, exceeded the third seven days by 8.2 percent, and exceeded the fourth seven days by 6.0 percent. In Order 7, receipts by pool distributing plants in the first seven days of the month exceeded the second seven days by 1.5 percent, exceeded the third seven days by 2.7 percent, and exceeded the fourth seven days by 6.3 percent. The within-week and within-month delivery pattern shown for February 2005 is fairly typical of most months, with pool distributing plant receipts being greater in the first of the month and then trailing off as the month progresses. In fact, February may be a month with less than average variation since schools are typically in session the whole month, and the one holiday is a lesser observed holiday.

When comparing the actual daily receipts at pool distributing plants, and making judgments regarding what a reasonable level of marketing reserve requirement should be, the maximum highs and lows must be factored in. As we mentioned earlier, the real life world of milk marketing does not work on averages, it operates on extremes. Milk has to be available to cover the needs of plants on the highest day of the week, the month, the season, and the year.

In the market administrator data, the average swing from lowest day of pool distributing plants receipts to highest day exceeded the reserve requirement factor suggested in Proposal Number 4. The 35 to 38 percent swing in pool distributing plant deliveries does not even account for any necessary reserve over and above the highest day's delivery. Clearly, the 30 percent reserve requirement suggested in Proposal Number 4 is insufficient.

Again looking at the high and low days of receipts by pool distributing plants, we can see that December typically experiences a very low day of deliveries, and January is a month when the high delivery day is often very high. We are not aware of dairy cows taking Christmas Day off, and then working over-time in January.

It should be noted that the scheduling of milk receiving at a distributing plant, the volumes per day received, and the raw milk storage capacity at these plants are issues almost completely under the control of the plant operators. It is unfair to penalize the marketers of raw milk for erratic and uneven receiving schedules, when milk less-than-uniform receiving is a major contributor to increases in balancing and reserve requirements.

Further exacerbating the problem of the large necessary reserve to balance pool distributing plant supply and demand is the expansion of the milk-shed for the southeast. Milk moves into the southeast from more than half the states in the nation. As a milk-shed expands relative to the processing area, reserve requirements increase. Put another way, the farther a milk supply is from its processing destination, the greater the impact the daily variations in supply and demand impact the necessary reserve and the cost of maintaining that reserve.

If the proposal as written is applied to cooperative associations as handlers of milk in determining whether the cooperative is adequately or more than adequately supplied versus the cooperative's deliveries to pool distributing plants, the proposal would advantage the operators of pool distributing plants to the detriment of cooperatives.

Cooperative associations handle the predominant volumes of reserve supplies for the two Orders, For plants that receive all of their milk from cooperative associations, the cooperatives handle 100 percent of the reserve. Depending on the method of interpretation of the Proposal 4 provision, cooperative associations, which handle the predominant volumes of supplemental supplies, could be left with virtually no opportunity to collect Transportation Credit Balancing Fund payments. As a practical application, the market administrator should only count a delivery to a pool distributing plant once in determining whether the plant or handler is adequately or more than adequately supplied.

The location of handlers relative to reserve supplies may cause handlers to be treated differently in the reimbursed cost of transport on supplemental milk. Handlers nearer the edge of the southeastern Order areas could benefit, since theoretically their access to reserve supplies would be easier and therefore require a lesser reserve level.

The Orders already have safeguards against attaching too much additional milk to the Order pools. During the Transportation Credit payment months in Order 5 the maximum diversion percentage is 25 percent of deliveries to pool plants in July through November, and forty percent in December; while in Order 7, the maximum diversion percentage is 33 percent of deliveries to pool plants in July through December. Thus, the ability to pool milk by diversion on the Orders is essentially at the limits proposed in Proposal Number 4.

Proposal 4, as we read it, would compute the percentage reserve requirement based on deliveries to pool distributing plants only, while diversions are computed based on deliveries to all pool plants, including pool supply plants. Since pool supply plants in the Order 5 and

Order 7 areas tend to be manufacturing facilities, Proposal 4 seems to be aimed at limiting the use of Transportation Credits to supply these manufacturing facilities. The current Transportation Credit provisions allow a Transportation Credit payment based on the lesser of the Class I utilization of the plant at which received, or the market administrators' monthly estimate of marketwide Class I use. If a pooled manufacturing plant has no Class I use during the month, even if milk is received from a producer whose milk is Transportation Credit eligible, no Transportation Credit will be received on the milk. No additional safeguard is necessary to prevent Transportation Credits being used to supply pool manufacturing facilities. The analogous is true for diversions to nonpool plants. Since Transportation Credits are not available on deliveries to nonpool plants, even if the plant has Class I use, Transportation Credits cannot be used to supply plants for any use in the manufacturing classes.

On rare occasions, milk is received at a pool supply plant and held over weekends before being transferred to pool distributing plants, because as testified to earlier, pool distributing plants receive substantially less milk on weekends than on weekdays. This activity in the use of pool supply plants for weekend storage is almost exclusively a function taken on by cooperatives. As proposed, Proposal Number 4 would penalize the cooperative for using pool supply plants as a vessel for short-term storage of milk during the short supply season, because the delivery of milk to the pool supply plant would count as a delivery to a plant other than a pool distributing plant.

In summary, the reserve requirements as stated in Proposal Number 4 may be insufficient based on receipt patterns of pool distributing plants weekly, monthly, and seasonally; may be

insufficient based on production patterns of producers; and may be insufficient based on the distance milk must move to supply Class I needs. The current Order provisions prevent the use of Transportation Credits for supplying milk for manufacturing uses, and the Order diversion limits prevent pooling milk on the Orders in quantities substantially in excess of what is suggested by Proposal Number 4. In addition, the application of the provisions has the potential for falling disproportionably on certain segments of the industry.

For the above reasons, Proposal Number 4 should not be adopted.

This concludes my prepared statement regarding Proposal Number 4.

Exhibit 43

Ratio of Highest Delivery Day to Lowest Delivery Day by Month, Federal Order Pool Distributing Plants

APPALACHIAN ORDER

Data Supplied by Market Administrator, F.O. 5 (represents 84.7% or greater of pool distributing plant deliveries)

	Highest Day	Lowest Day	Ratio high to Low
Jan. 2004	15,510,769	10,022,289	1.548
Feb.	13,857,626	10,827,120	1.280
Mar.	13,600,911	10,883,587	1.250
Apr.	12,869,722	9,807,508	1.312
May	12,338,917	9,211,922	1.339
Jun.	12,727,242	9,734,903	1.307
Jul.	12,587,845	8,783,257	1.433
Aug.	13,689,323	9,971,442	1.373
Sep.	13,642,891	10,091,963	1.352
Oct.	13,346,838	10,223,081	1.306
Nov.	13,880,384	9,917,527	1.400
Dec.	13,950,217	9,063,583	1.539
Jan. 2005	14,627,415	10,701,548	1.367
Feb.	14,568,764	10,947,395	1.331
Mar.	14,078,495	10,153,110	1.387
Apr.	13,810,536	10,779,204	1.281
May	13,467,055	10,655,206	1.264
Jun.	12,473,843	9,046,525	1.379
Jul.	13,341,469	10,134,686	1.316
Aug.	13,192,974	9,689,687	1.362
Sep.	12,984,138	9,866,174	1.316
Oct.	13,346,838	10,223,081	1.306
simple average	13,540,646	10,033,400	1.350

SOUTHEAST ORDER

Data Supplied by Market Administrator, F.O. 7 (represents 100% of pool distributing plant deliveries)

	Highest Day	Lowest Day	Ratio high to Law
Jan. 2004	16,877,649	11,871,304	1.422
Feb.	15,818,932	11,968,698	1.322
Mar.	15,519,429	12,449,174	1.247
Apr.	16,190,927	12,091,509	1.339
May	14,571,079	11,302,816	1.289
Jun.	14,782,123	11,141,658	1.327
Jul.	14,539,172	11,530,501	1.261
Aug.	16,676,199	11,269,241	1.480
Sep.	15,708,537	12,404,498	1.266
Oct.	15,854,686	11,642,459	1.362
Nav.	16,795,139	10,180,735	1.650
Dec.	16,051,440	7,698,432	2.085
Jan. 2005	17,607,172	12,065,007	1.459
Feb.	16,149,651	12,225,020	1.321
Mar.	15,612,406	12,584,039	1.241
Apr.	15,297,857	12,201,297	1.254
May	15,566,966	11,389,377	1.367
Jun.	15,821,633	11,948,506	1.324
Jul.	15,004,660	11,169,448	1.343
Aug.	16,681,180	12,253,586	1.361
Sep.	16,507,700	10,722,362	1.540
Oct.	16,060,673	11,353,893	1.415
simple average	15,895,237	11,521,071	1.380

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Deponent
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TOTAL DELIVERIES TO POOL DISTRIBUTING PLANTS

Exhibit ____

FEDERAL ORDER 5, FEBRUARY 2005, Million Pounds, with comparisons (represents 92.3% of pool distributing plant deliveries)

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
		1 13.9	2 14.0	3 14.1	4 14.6	5 12.3
6 12.1	7 13.1	8 13.7	9 14.2	10 12.7	11 11.6	12 11.0
13 11.0	14 12.8	15 13.0	16 12.8	17 12.2	18 12.5	19 11.3
20 10.9	21 13.2	22 13.1	23 13.0	24 13.3	25 12.9	26 11.5
27 11.4	28 13.1					

Sunday Avg.	Monday Avg.	Tuesday Avg.	Wednesday Avg.	Thursday Avg.	Friday Avg.	Saturday Avg.
11.4	13.1	13.4	13.5	13.1	12.9	11.5

First through seventh day average	13.4
Eighth through fourteenth day average	12.4
Fifteenth through twenty-first day average	12.3
Twenty-second through twenty-eighth day average	12.6

Wed. Avg. to Sun Avg. Ratio	Feb 11 to Feb 13 Ratio
1.189	1.331

TOTAL DELIVERIES TO POOL DISTRIBUTING PLANTS
FEDERAL ORDER 7, FEBRUARY 2005, Million Pounds, with comparisons

Exhibit ____

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
		1 16.0	2 15.5	3 15.2	4 15.0	5 13.6
6 12.6	7 16.1	8 14.0	9 15.3	10 15.8	11 16.1	12 13.5
13 12.2	14 15.8	15 15.4	16 15.7	17 15.3	18 14.3	19 12.7
20 13.3	21 15.1	22 14.3	23 14.9	24 14.8	25 14.0	26 12.7
27 12.7	28 14.1					

Sunday Avg.	Monday Avg.	Tuesday Avg.	Wednesday Avg.	Thursday Avg.	Friday Avg.	Saturday Avg.
12.7	15.3	14.9	15.4	15.3	14.9	13.1

First through seventh day average	14.9
Eighth through fourteenth day average	14.7
fifteenth through twenty-first day average	14.5
Twenty-second through twenty-eighth day average	13.9

Wed. Avg. to Sun Avg. Ratio	Feb 11 to Feb 13 Ratio
1.2087	1.321

Exhibit, 44

TESTIMONY IN OPPOSITION TO PROPOSAL NUMBER 5 (DEAN FOODS)

This testimony is presented on behalf of Arkansas Dairy Cooperative Association; Dairy Farmers of America, Inc.; Dairymen's Marketing Cooperative, Inc.; Lone Star Milk Producers, Inc.; and Maryland & Virginia Milk Producers Cooperative Association, Inc., in opposition to Proposal Number 5 as included in the Notice of Hearing.

In Proposal Number 5, the location adjustment on milk diverted to plants outside the combined marketing areas of Orders 5 and 7 would be computed based on the location adjustment at the nearest pool distributing plant located with the marketing area, less a zone-out of four cents per ten miles or fraction thereof. This process may offer certain incentives to reduce the amount of milk pooled by diversion to plants located outside the marketing areas, which in theory might raise Order blend prices, but the onerous impacts of the proposal negate any perceived positive impacts.

Since almost one half of the milk pooled on the Appalachian and Southeast Orders originates from farms outside the marketing areas, it is patently unfair and just plain unreasonable to ask this milk to accept a markedly lower blend price when diverted to a plant located outside the marketing area than is now the case. Prudence in marketing milk dictates that the more distant milk should be the last milk brought into the marketing area to service in-area demand. If marketers of milk are going to minimize the miles milk moves, which is the

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primary efficiency in milk routing, the logical process is to use in-area milk first, and then supplement that milk with out-of-area produced milk, Maybe this is why it's called \\supplemental milk". The impact of the location adjustment zone-out suggested in Proposal Number 5 will fall disproportionably on the milk produced outside the marketing areas. These out-of-area reserve supplies are critical to the supply of milk for Class I use in the southeast, and these out-of-area producers desewe to be treated no different than producers located inside the marketing area.

There are milk marketing ills which could accrue from the Proposal 5 location adjustment process. Proposal 5 would encourage the uneconomic movement of milk, and would encourage the development of pool supply plants located outside the marketing area.

We call to your attention Exhibit which calculates the financial incentives which would be present to move milk produced outside the marketing area into the marketing area for manufacturing into surplus product. In the example, October 2005 data are used to calculate whether a resewe load of milk produced in Rennselear, Indiana, a town very near an important reserve supply location for the southeast Orders, would be diverted to a manufacturing plant at Goshen, Indiana, or would be hauled into the Order 5 marketing area for surplus processing. The potential processing location inside the Order 5 marketing area is Leitchfield, Kentucky, the site of a nonpool manufacturing plant. The milk is presumed to be eligible for diversion on Order 5.

In the Exhibit ___ example, under the current location adjustment structure, that is producer location adjustments the same as differences in Class I prices, the net revenue after hauling

costs for the delivery to Goshen, Indiana, 104 miles from Rennselear, would be $7,032. If the same load were diverted to Leitchfield, Kentucky, which is 291 miles from Rennselear, the net revenue after hauling cost would be $6,891. The dispatcher would seek to place the load in Goshen, because the fewer miles the milk would travel would leave a greater net return.

In the October 2005 example, the Order 5 uniform price is estimated to increase $0.15 per hundredweight due to the reduced location adjustments on milk diverted to plants outside the marketing area.

Under the location adjustment structure detailed in Proposal 5, the net revenue after hauling cost for the delivery to Goshen, Indiana, would be $6,788, an amount reduced from the current system due to a negative location adjustment that would be increased by $0.68 per hundredweight. The net value for the load if delivered to Leitchfield increases slightly, because the Order 5 uniform price would theoretically increase. In this example, the net revenue after hauling cost for the delivery to Leitchfield would be $6,963. Under the Proposal 5 location adjustment process, the dispatcher now would seek to place the load in Leitchfield, because the net return there would exceed the net return for the diversion to Goshen by $175. Since the relationship in prices between Leitchfield and Goshen is fixed, the incentive would remain for milk to move to Leitchfield, unless haul costs increased substantially. In the example cites, the cost per loaded mile of hauling would have to increase to more than $3.25 per loaded mile before the economics of the movement would again make the shorter distance movement the most advantageous.

As shown by the example, the location adjustment changes resulting from Proposal 5 would encourage uneconomic movements of milk. The Federal Order program should not be in the business of promoting milk to move longer distances for use in manufacturing. The southeast already spends massive amounts of money moving milk for Class I use; we don't need Federal Order location adjustment incentives which encourage manufacturing milk to move longer distances too.

Delivery of milk direct from the farm to plants has long been considered the most efficient method for assembling and delivering milk. When pool supply plants are used for the receipt of milk and then the milk is transferred to other plants the process is costly. Some supplemental milk does continue to come to the southeast as milk transferred from other order plants, and occasionally producer milk is received at pool supply plants in the southeast and then is transferred on to pool distributing plants. These receipts at pool supply plants occur most often as a result of holding milk over weekends when pool distributing plants are not receiving as much milk. By and large, however, farm-direct delivery is preferred as the most efficient and cost effective method of assembling milk for delivery to its final destination.

Proposal 5 could encourage the return to using pool supply plants outside the southeastern Order marketing areas. Exhibit ____ shows for a hypothetical pool supply plant located in Portales, New Mexico, how the location adjustment structure as detailed in Proposal Number 5 would encourage the receipt of producer milk into a pool supply plant located outside the marketing areas and then a transfer of milk to pool distributing plants. All of the pool distributing pants pooled on Orders 5 and 7 are located within the two marketing areas. In the Exhibit example, 20,000,000 pounds of milk is located near Portales, and each month

10,000,000 pounds is needed to supply pool distributing plants in Order 7. The Order 7 uniform price used is the actual uniform price from October 2005. If half the milk was shipped farm-direct to Order 7 pool distributing plants and half the milk was diverted to the Portales plant using the Proposal 5 location adjustment process, the net return on the 20,000,000 pounds of milk would be $3,044,000. This computation is shown in the upper portion of Exhibit. However, if the Portales plant became an Order 7 pool supply plant, the plant would not be subject to the Proposal 5 zoned-out location adjustment, rather it would have a location adjustment determined based on the differences between the Class I price applicable at base zone of Order 7, $3.10 per hundredweight, and the Class I differential applicable at Portales, which is $2.10 per hundredweight. If all the 20,000,000 pounds of producer milk were received at the Portales plant and then half the milk was shipped to pool distributing plants in Order 7, the value of the milk would be $3,198,000, which exceeds the half-farm-direct shipment and half-divert system by $154,000. This leaves $1.54 per hundredweight available to operate the receiving and transferring operations on the 10,000,000 pounds which were shipped to Order 7 pool distributing plants. Such a financial difference resulting from Proposal Number 5 would certainly lend itself to establishing pool supply plants outside the marketing area versus taking the loss on producer milk diverted to those out of area plants if the plant was a nonpool plant, which would occur under the Proposal number 5 location adjustment structure.

It should be noted that 50 percent of the plant's physical receipts of milk is the shipping requirement for plants to qualify as a pool supply plant pursuant to sections 1005.7 (c) and 1007.7 (c). These shipping requirements are subject to market administrator discretion in raising or lowering the stated percentages.

The issue of the relative value of milk delivered by location is an issue of national scope, and should be dealt with in a national hearing context. It is inappropriate for the southeast Orders to experience such drastic changes in their milk values on certain milk deliveries without benefit of viewing this issue in its broadest perspective. This is particularly true since almost half of the producer milk supply for the southeast originates outside the Order 5 and 7 marketing areas.

A discussion of the relative values of diverted milk by location brings into play the entirety of the analysis of the Federal Order Class I differential surface. These options in this analysis will undoubtedly include raising Class I prices in some areas, lowering Class I prices in some areas, leaving some areas alone, and every permutation and combination of these. Since no party will likely offer itself up as the ox to get gored, the Secretary must take the lead in these discussions and begin a process of evaluation which is scientific and free of the bias of industry self-interest if this is to be served up as a realistic option.

In summary, the location adjustment computation processes as proposed in Proposal Number 5 would be unfair to an important source of producer milk for the southeast; would lead to uneconomic movements of milk; could lead to uneconomic use of pool supply plants for receiving and transferring milk; and raises issues which, if they are indeed in need of addressing, should be addressed on a national scope. For the above reasons, Proposal Number 5 should not be adopted.

This concludes my prepared statement regarding Proposal Number 5.

Exhibit 45

Milk is not needed at pool distributing plants in Order 1005 -
Choice: Divert to Goshen, IN or Divert to Leitchfield, KY
Load of milk produced in Rennselear, IN

Distances:	Rennselear, IN to Goshen, IN	104 miles
	Rennselear, IN to Leitchfield, KY	291 miles
	Goshen, IN to Louisville, KY	264 miles

EXAMPLE - ORDER 5 UNIFORM PRICES AS ANNOUNCED - LOCATION ADJUSTMENTS AS CURRENT

F.O. 5 Uniform Price, Base Zone, October 2005	$16.48	
less: location adjustment to Goshen, IN	($1.30)	
Net Uniform Price applicable to Goshen, IN	$15.18	
Volume on load	48.000	pounds
Value of load at Goshen, IN	$7,286	
Hauling Cost Rennselear, IN to Goshen, IN	($255)	104 miles @ $2.35 per loaded mile
NET VALUE RECEIVED	$7.032	

F.O. 5 Uniform Price, Base Zone, October 2005	$16.48	
less: location adjustment to Leitchfield, KY	($0.70)	
Net Uniform Price applicable to Leitchfield, KY	$15.78	
Volume on load	48.000	pounds
Value of load at Leitchfield, KY	$7,574	
Hauling Cost Rennselear, IN to Leitchfield, KY	($684)	291 miles @ $2.35 per loaded mile
NET VALUE RECEIVED	$6,891	

LOSS FROM BRINGING MILK TO LEITCHFIELD VS GOSHEN **($141)**

EXAMPLE - ORDER 5 UNIFORM PRICES AS ESTIMATED - LOCATION ADJUSTMENTS AS PER PROPOSAL NO. 5
(Estimate F.O. 5 uniform price increases $0.15 per hundredweight from diversion zone-out change)

F.O. 5 Uniform Price, Base Zone, October 2005	$16.63	
less: location adjustment to Louisville, KY	($0.90)	
less: zoned out location adjustment to Goshen, IN	($1.08)	27 10-mile increments x $0.04 (Louisville)
Net Uniform Price applicable to Goshen, IN	$14.65	
Volume on load	48,000	pounds
Value of load at Goshen, IN	$7,032	
Hauling Cost Rennselear, IN to Goshen, IN	($244)	104 miles @ $2.35 per loaded mile
NET VALUE RECEIVED	$6,788	

F.O.5 Uniform Price, Base Zone, October 2005	$16.63	
less: location adjustment to Leitchfield, KY	($0.70)	
Net Uniform Price applicable to Leitchfield, KY	$15.93	
Volume on load	48.000	pounds
Value of load at Lietchfield, KY	$7,646	
Hauling Cost Rennselear, IN to Leitchfield, KY	($684)	291 miles @ $2.35 per loaded mile
NET VALUE RECEIVED	$6,963	

GAIN FROM BRINGING MILK TO LEITCHFIELD VS GOSHEN **$175**

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Exhibit ____

Would Proposal 5 encourage use of supply plants outside the marketing area?

Milk in Portales, NM - 20,000,000 pounds per month, one half to be delivered to $0.00 zone of F.O. 7 each month

All Direct Ship - Proposal 5 Location Adjustment on Diverted Milk

		F.O. 7 blend @ location	Value
Shipped to FO 7 pool distributing plant	10,000,000	$16.49	$1,649,000
Diverted to Portales, NM Nonpool plant		$16.49	
location adjustment - Proposal 5		(2.54)	
	10,000,000	$13.95	$1,395,000
Total Revenues			**$3,044,000**

****

All Milk Received at Pool Supply Plant in Portales, NM. and 1/2 is Transferred To Pool Distributing Plants

		F.O. 7 blend @ location	Value
Transferred to FO 7 pool distributing plant	10,000,000	**$16.49** *	$1,649,000
Transferred to Portales, NM Nonpool plant		$16.49	
location adjustment as current		(1.00)	
	10,000,000	$15.49	$1,549,000
Total Revenues			$3,198,000

Revenue available to operate supply plant	**$154,000**
Revenue available to operate receiving and transfer supply plant per cwt.	**$1.54**

* receiving plant presumed to pay same price as for producer milk