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UNITED STATES DEPARTMENT OF AGRICULTURE
BEFORE THE SECRETARY OF AGRICULTURE

In re:) AO Docket No. 18-0008
) AMS-DA-17-0068
Milk in the Florida Marketing Area)

ORDER CERTIFYING TRANSCRIPT

In accordance with a notice published in the Federal Register (82 Fed. Reg. 58135 (Dec. 11, 2017)), a hearing on proposed amendments to the marketing order entitled "Milk in the Florida Milk Marketing Area" (7 C.F.R. pt. 1006) was held December 12, 2017, through December 14, 2017, in Tampa Florida. On December 28, 2017, a one-volume transcript of that hearing was filed with the Hearing Clerk, Office of Administrative Law Judges, United States Department of Agriculture [Hearing Clerk]. The transcript consists of 226 pages, a cover page, and a thirty-two page word index.

On December 28, 2017, the Agricultural Marketing Service, United States Department of Agriculture [AMS], filed proposed corrections to the transcript of the hearing. On January 12, 2018, Marvin Beshore, counsel for the proponent cooperatives,¹ by telephone, informed me that the proponent cooperatives have no objection to the proposed corrections filed by AMS; therefore, the proposed corrections filed by AMS are adopted, as follows:

<u>Page</u>	<u>Line</u>	<u>Correction</u>
32	9	Change "1 pound" to "per pound"

¹ The proponent cooperatives are: Dairy Farmers of America, Inc.; Lone Star Milk Producers, L.C.; Maryland and Virginia Milk Producers Cooperative Association, Inc.; Premier Milk, Inc.; and Southeast Milk, Inc.

39	9	Change "557" to "\$5.57"
41	11	Change "pool" to "pull"
59	18	Change "milk" to "plants"
80	22	Change "Class VI" to "Class IV"
110	6	Change "toto" to "total"
114	19	Change "produced" to "producer"
116	20	Change "pool" to "pooled on"
120	17	Change "paid" to "pay"
135	15	Change "station" to "stations"
174	23	Change "223,800" to "223,800 pounds"
196	22	Change "her" to "per"
197	13	Change "occurred" to "incurred"
215	7	Change "10006" to "1006"

On January 10, 2018, Mr. Beshore filed proposed corrections to the transcript of the hearing. On January 17, 2018, Brian Hill, counsel for AMS, by telephone, informed me that AMS has no objection to the proposed corrections filed by Mr. Beshore; therefore, the proposed corrections filed by Mr. Beshore are adopted, as follows:

<u>Page</u>	<u>Line</u>	<u>Correction</u>
11	9	Change "supply" to "supplier"
12	3	Change "costing" to "causing"
68	7	Change "a lot" to "alike"
68	24	Change "do" to "due"
94	4	Change "3.60" to "3.80"
111	19	Change "3.66" to "3.60"
114	19	Change "produced" to "producer"

115	1	Change "little" to "littler"
116	20	Change "pool" to "pooled on"
167	16	Strike "North Meridian,"
169	10	Change "start" to "started"
169	25	Strike "any --"
173	15	Change "skimming" to "skim and"
173	18	Change "\$2 hundredweight" to "\$2 per hundredweight"
174	23	Change "223,800" to "223,800 pounds"
176	4	Change "we're" to "were"
176	25	Change "\$1.30" to "\$1.30/cwt"
177	1	Change "made up" to "calculated"
187	13	Change "(Inaudible)" to "record"
188	5	Change "FDA" to "DFA"

I certify that, to the best of my knowledge and belief, the transcript of the testimony given during the hearing is a true rendition of the testimony, except for the proposed corrections filed by AMS and Mr. Beshore and adopted by me, as identified above, and any remaining obvious or immaterial spelling, typographical, or grammatical errors. In accordance with 7 C.F.R. § 900.10, the Hearing Clerk shall make the corrections identified above on the official record copy of the transcript.²

I further certify that the record includes the following thirty exhibits:

<u>Exhibit No.</u>	<u>Description</u>	<u>Marked</u>	<u>Admitted</u>
1	Notice in the Federal Register	14	16

² The Hearing Clerk should note that three corrections proposed by AMS and Mr. Beshore are identical. (See the corrections to page 114 line 19, page 116 line 20, and page 174 line 23 proposed by AMS and Mr. Beshore and adopted by me.)

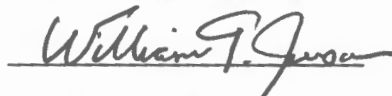
2	Press Release: USDA Sets Hearing on Emergency Aid for Florida Milk Handlers and Producers	14	16
3	Certificate of Officials Notified	14	16
4	Determination of Electronic Mailing of Notice of Hearing	15	16
5	Determination of Mailing of Notice of Hearing	16	16
6	Response to Cooperatives Request (11-20-17) #1	19	32
7	Response to Cooperatives Request (11-20-17) #2	21	32
8	Response to Cooperatives Request (11-20-17) #3	22	32
9	Response to Cooperatives Request (11-20-17) #4	23	32
10	Federal Order 6 – Florida: Class and Uniform Prices	25	32
11	Estimated Impact of Cooperative’s Proposed Order Language	27	32
12	Estimated Revenue Raised from Assessment on FO 6 Class I Producer Milk	28	32
13	Cooperative Association Proponents Hurricane Cost Emergency Hearing Testimony - Sims	43	72
14	§ 1006.60 Handler’s Value of Milk	43	72
15	Lone Star Milk Producers, Inc., Hurricane Cost Emergency Hearing Testimony	96	115
16	Lone Star Milk Producers, Inc., Calculation of Marketing Losses on Rerouted Movements of Milk (09/06/2017 – 09/15/2017)	97	115
17	Southeast Milk, Inc., Emergency Hearing Testimony Caused by Hurricane Irma	123	126
18	Four NOAA Maps	123	126

19	Florida Department of Agriculture & Consumer Services: Hurricane Irma's Damage to Florida Agriculture (October 4, 2017)	123	126
20	Florida Counties with SMI Members	123	126
21	FEMA-4337-DR, Florida Disaster Declaration as of 10/12/2017	123	126
22	Map of Florida: 3,787,676 Accounts Without Power in Florida as of 09/13/2017	123	126
23	Map of Florida: Florida Power Outages By County as of 09/20/2017	123	126
24	Florida Plant Closing Schedule	123	126
25	Dumped Milk - Hurricane Irma	123	126
26	Southeast Milk, Inc., Milk to Southeastern Cheese - Hurricane Irma	123	126
27	Southeast Milk, Inc., Milk to Southeastern Cheese - Hurricane Irma	123	126
28	Premier Milk, Inc., Emergency Hearing Testimony Caused by Hurricane Irma	123	180
29	Premier Milk, Inc., Hurricane Irma Loss Calculations	123	180
30	Cooperative Association Proponents Hurricane Cost Emergency Hearing Testimony - Hollon	123	203

The Hearing Clerk shall serve each party with a copy of this Order Certifying Transcript.

Done at Washington, DC

January 19, 2018



William G. Jenson
Judicial Officer

CERTIFICATE OF SERVICE

Milk in Florida
Docket #: 18-0008

Having personal knowledge of the foregoing, I declare under penalty of perjury that the information herein is true and correct and this is to certify that a copy of the ORDER CERTIFYING TRANSCRIPT has been furnished and was served upon the following parties on January 23, 2018 by the following:

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Respectfully Submitted,



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