

Ober, Kaler, Grimes & Shriver Attorneys at Law

1401 H Street, NW, Suite 500 Washington, DC 20005-3324 202-408-8400 Fax 202-408-0640 www.ober.com Wendy M. Yoviene wyoviene@ober.com 202-326-5027

Offices In Maryland Washington, D.C. Virginia

March 16, 2009

VIA E-MAIL: amsdairycomments@usda.gov

Dana H. Coale, Deputy Administrator for Dairy Programs Agricultural Marketing Service U.S. Department of Agriculture 1400 Independence Avenue, SW Washington, DC 20250

RE: Petition to amend all Federal milk marketing orders

Dear Deputy Administrator Coale:

The Pennsylvania Association of Milk Dealers (PAMD) supports and adopts for itself, the January 30, 2009 proposal submitted by the International Dairy Foods Association to eliminate the producer-handler exemption and adjust the exempt plant volume from 150,000 pounds per month to 450,000 pounds per month.

PAMD represents milk processors distributing Class I products in and outside of the Commonwealth of Pennsylvania. PAMD's members range from larger milk processors processing more than 16 million pounds of milk per month to smaller milk processors processing between one and three million pounds per month, none of which qualify for the producer-handler exemption. Our membership believes it is critical that this issue be addressed by USDA promptly in order to maintain orderly marketing conditions in the markets in and around Pennsylvania and agrees with the substance of the letter submitted by IDFA.

Thank you for you consideration

Respectfully submitted,

Wendy M. Joviene (St)
Wendy M. Yoviene

cc: Cindy J. Smith, Acting Deputy Under Secretary for Marketing and Regulatory Programs Kevin A. Shea, Acting Deputy Under Secretary for Marketing and Regulatory Programs David R. Shipman, Acting Administrator, Agricultural Marketing Service