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September 3, 2019

Robert N. Barley, Chairman
c/o Douglas L. Eberly, Esq.
Pennsylvania Milk Marketing Board
Room 110, Agriculture Bldg.
2301 North Cameron Street
Harrisburg, PA 17110

RE: Cooperative Milk Procurement Cost Hearing

Dear Chairman Barley and Members of the Board:

With respect to the Cooperative Procurement Charge Hearing and without prejudicing either parties' evidence or positions taken thus far or in the future in the proceeding, the Pennsylvania Association of Milk Dealers (PAMD) and the Pennsylvania Association of Dairy Cooperatives (PADC) have reached a compromise in principle that would temporarily eliminate the need for a hearing and which would give the parties a further opportunity to explore whether continuing the hearing is necessary at all.

PAMD and PADC need some time to document the details of the compromise for review and approval by the Milk Marketing Board (Board). In order to conserve resources based on the sincere belief by both parties that a compromise will be able to be documented and presented to the Board, we jointly request that the Board toll all pre-submission deadlines and table the hearing scheduled for October 9, 2019.

We have reached out to the other interested parties who of course would have an opportunity to voice their views on the proposal once documented, and we have asked if they object to tolling the pre-submission deadlines and tabling the hearing pending review and approval of the compromise and counsel for the Department of Agriculture, Board Staff, Farm Bureau and Dean Foods do not object to the procedural request to toll the pre-submission deadlines and table the October 9 hearing pending the review of the proposed compromise. These parties expressly reserved their right to comment on and/or object to the substance of the

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proposed compromise. The undersigned has not received feedback from the Food Merchants as of this time.

PAMD and PADC propose to serve the interested parties and the Board with the proposed compromise by September 13, 2019.

Respectfully submitted,

BAKER, DONELSON, BEARMAN,
CALDWELL & BERKOWITZ, PC

A handwritten signature in black ink, appearing to read "Wendy M. Yoviene". The signature is fluid and cursive, with the first name "Wendy" being the most prominent.

Wendy M. Yoviene