## BAKER DONELSON BEARMAN, CALDWELL & BERKOWITZ, PC

901 K STREET, N.W. SUITE 900 WASHINGTON, D.C. 20001

PHONE: 202.508.3400 FAX: 202.508.3402

www.bakerdonelson.com

WENDY M. YOVIENE, SHAREHOLDER Direct Dial: 202.326.5027 Direct Fax: 202.336.5227 E-Mail Address: wyoviene@bakerdonelson.com

June 2, 2020

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

Dear Chairman Barley and Members of the Board:

On behalf of the Pennsylvania Association of Dealers (PAMD), I request the Board schedule a hearing to consider an adjustment to the cross sections used in calculating the Over Price Premium (OPP) pursuant to OGO A-925. Due to the recent change in ownership of four plants in Pennsylvania, which are now cooperative-owned, it is believed that there will be milk that is counted in the OPP calculation that does not have a minimum due obligation. This is a result of cooperative-owned plants not having to pay a minimum producer price to their own producers. As a result, there will be no OPP on such milk. This is expected to dilute the OPP and will not be representative of premiums in the marketplace due to the unique circumstances for cooperative-owned plants. Therefore, PAMD believes that cooperative-owned plants should be taken out of the OPP cross sections to the extent the plants do not have a minimum due obligation. PAMD seeks a hearing in July so that the necessary adjustments can be implemented for August pricing, which is the first time that the OPP would be affected by the recent changes in ownership. Thank you for your attention to this request.

Respectfully submitted, Wendy M. Yoviene