



FEDERAL MILK ORDER No. 1  
Northeast Marketing Area  
89 South Street, Suite 301, Boston, MA 02111

**Mailing Address:**

P.O. Box 51478 (Fort Point Station)  
Boston, MA 02205-1478  
Phone: 617-737-7199 --- Fax: 617-737-8002  
**E-mail:** [MABoston@fedmilk1.com](mailto:MABoston@fedmilk1.com)  
**Website:** <http://www.fmmone.com>

**Albany:**  
302A Washington Ave, Ext.  
Suite 100  
Albany, NY 12203-6379  
Tel.: (518) 452-4410  
Fax: (518) 464-6468

**E-mail:** [MAAlbany@fedmilk1.com](mailto:MAAlbany@fedmilk1.com)

**Alexandria:**  
333 North Fairfax Street  
Alexandria, VA 22314-5828  
Tel.: (703) 549-7000  
Fax: (703) 549-7003

**E-mail:** [MAAlexandria@fedmilk1.com](mailto:MAAlexandria@fedmilk1.com)

October 23, 2007

**TO:** Handlers Receiving Milk from Producers  
**FROM:** Erik F. Rasmussen, Market Administrator  
**SUBJECT: DAIRY FARMER FOR OTHER MARKETS - REMINDER**

The Northeast order includes a definition for a “Dairy Farmer for Other Markets” {Section 1001.12(b)(5)(6)}. This provision addresses the issue of “riding” the Federal order pool to balance supply and discourages handlers from voluntarily depooling producer milk to take advantage of inverted class price relationships.

Accordingly, the producer definition does not include a dairy farmer if during any month of July through November a pool plant or a cooperative association caused the dairy farmer’s milk to be delivered to any plant *as other than producer milk*, as defined under this order, or any other Federal milk order, during the same month. Additionally, the dairy farmer is not eligible for producer status during the subsequent December through June period. This is done to prevent a dairy farmer from being a producer during the flush production period if the dairy farmer did not supply the market during the relatively short production period.

Similarly, a dairy farmer would not be considered a producer under the order for any month of December through June if a pool plant or a cooperative association caused the dairy farmer's milk to be delivered to any plant *as other than producer milk*, as defined under this order, or any other Federal milk order during the same month. Additionally the dairy farmer would not be eligible for producer status for up to two subsequent months. (See Guide for Determining when a Depooled Producer can be Repeated.)

FO 1 producer milk status can be restored following ineligibility. The handler is required to notify the Market Administrator on or before the 9<sup>th</sup> day after the end of the month on the prescribed form, and reestablish association with FO 1 by physically delivering all of the producer’s milk production for one day to a pool plant sometime during the month. Absent the notification and qualifying delivery, the designation of dairy farmer for other markets will initiate from that month, including the relevant subsequent months.