



UPPER MIDWEST MARKETING AREA
Federal Order No. 30

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TO: Interested Persons - Upper Midwest Marketing Area

SUBJECT: Final Partial Decision on Pooling and Transportation Credit Provisions

A final partial decision for the Upper Midwest Marketing Area was recently issued by the Secretary of Agriculture. The decision proposes to adopt as a final rule order language contained in the interim final rule published in the *Federal Register* on June 1, 2005, concerning pooling standards and transportation credit provisions of the Upper Midwest Federal Milk Order. A separate decision will be issued at a later time that will address proposals concerning the depooling and repooling of milk, temporary loss of Grade A status, and increasing the maximum administrative assessment.

Specifically, this final partial decision permanently adopts amendments to pool plant provisions to ensure that producer milk originating outside the states that comprise the Upper Midwest Order (Illinois, Iowa, Minnesota, North Dakota, South Dakota, Wisconsin, and the Upper Peninsula of Michigan) is providing consistent service to the order's Class I market, and to producer milk provisions to eliminate the ability to pool, as producer milk, diversions to nonpool plants outside of the states that comprise the Upper Midwest Marketing Area. Additionally, this final partial decision permanently adopts a proposal to limit the transportation credit received by handlers to the first 400 miles of applicable milk movements.

The proposed amendments have been in effect on an interim basis since July 1, 2005, and are based on the record of a public hearing held at Bloomington, Minnesota in August 2004.

The provisions in this final partial decision are unchanged from the tentative partial decision.

A paper copy of the decision can be obtained by calling Harold Ferguson of my staff toll free at (888) 301-8224, Ext. 231. An electronic version of the document will also be available on our web site at www.fmma30.com.

Cooperative associations will be polled to determine whether producers favor the issuance of the order. The order may not be made effective unless cooperative associations representing at least two-thirds of the eligible producers favor its issuance.

/s/ H. Paul Kyburz
Market Administrator

Enclosure