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Exhibit No.	/	

# Compilation of Statistical Data as Requested by

# Dean Foods Supplemental Request

Prepared for Public Hearing Docket No. AO-166-A77; DA-08-06 Cincinnati, Ohio August 19, 2008

Prepared by Mideast Market Administrator's Office

DEPOSITION EXHIBIT



August 14, 2008

VIA E-MAIL

Mr. David Z. Walker Market Administrator Mideast Milk Marketing Area Federal Order No. 33 1325 Industrial Parkway North P.O. Box 5102 Brunswick, Ohio 44212

RE: Supplemental FMMO #33 Hearing Request for Information

Dear Mr. Walker:

Upon further review of the provided data, I am requesting some additional information for our preparation for the hearing.

- 1) Add May 2008 to the time period covered the DFA's request 2-B.
- 2) Add the following months to the time period covered the DFA's request 3-B:
  May 2007 & 2008

June 2007 & 2008

3) Monthly allocation (percentages and total pounds) of pool receipts (including diversions) for distributing plants by region, for the months requested in DFA 3-B plus the following months:

May 2007 & 2008 June 2007 & 2008

Thank you in advance for your work to prepare this for us. To the degree it is helpful to you, we would be glad to receive this information electronically, and your response to our request may, of course, be shared with any other interested party. If you have any questions relating to this please don't hesitate to contact me at 214-721-1158, or via email at <a href="mailto:evan\_kinser@DeanFoods.com">evan\_kinser@DeanFoods.com</a>.

Thank you,

Evan Kinser Director of Dairy Policy and Commodities

cc. Mr. Ernest Yates Mr. Charles English

#### Mideast Marketing Area Summary of Available Milk v. Milk Received at Distributing Plants by Month and Supply Region 1/2/

May 2007		Milk Received at	
Region	Available Milk 1/	Dist Plants 2/	Difference
Northwest	679,380,543	267,930,467	411,450,076
Northeast	366,636,040	190,853,457	175,782,583
Southern	84,023,327	182,659,260	(98,635,933)
Total	1,130,039,910	641,443,184	488,596,726
June 2007		Milk Received at	
Region	Available Milk	Dist Plants	Difference
Northwest	675,522,507	242,564,624	432,957,883
Northeast	298,535,205	173,998,450	124,536,755
Southern	74,140,446	166,545,291	(92,404,845)
Total	1,048,198,158	583,108,365	465,089,793
May 2008		Milk Received at	
Region	Available Milk	Dist Plants	Difference
Northwest	711,711,266	268,122,240	443,589,026
Northeast	261,761,407	191,648,375	70,113,032
Southern	76,505,811	194,429,886	(117,924,075)
Total	1,049,978,484	654,200,501	395,777,983
June 2008		Milk Received at	
Region	Available Milk	Dist Plants	Difference
Northwest	692,886,670	239,199,792	453,686,878
Northeast	273,817,016	171,734,198	102,082,818
Southern	65,697,922	171,751,625	(106,053,703)
Total	1,032,401,608	582,685,615	449,715,993

<sup>1/</sup> Pounds of milk produced on farms located in the defined supply area and either pooled on the Mideast Order or pooled on another Order and delivered to a pool distributing plant in the defined supply area.

<sup>2/</sup> Bulk milk physically received at distributing plants located in the defined supply area.

### Mideast Marketing Area Allocation Percentage of Milk Received at Pool Distributing Plants by Supply Region 1/ by Year and Month

	Class I	Class II	Class III	Class IV	Total Pounds by
Month and Supply Region	Utilization	Utilization	Utilization	Utilization	Supply Region
January 2007		perc	ent		
Northwest	82.49	13.05	0.48	3.99	282,039,857
Northeast	78.06	7.91	12.04	1.99	224,411,061
Southern	86.78	11.41	0.31	1.50	200,079,373
Total Pounds	581,446,385	77,376,923	28,982,642	18,724,341	706,530,291
Percent	82,30	10.95	4.10	2.65	100.00
April 2007					
Northwest	80.37	16.92	0.36	2.36	262,787,430
Northeast	73.46	11.34	13.57	1.63	211,313,630
Southern	83.23	14.29	0.15	2.33	191,101,816
Total Pounds	525,482,733	95,718,690	29,903,463	14,097,990	665,202,876
Percent	79.00	14.39	4.50	2.12	100.00
May 2007					
Northwest	80.13	18.49	0.11	1,27	273,458,635
Northeast	73.46	12,79	12,83	0.92	219,162,721
Southern	85.04	14.64	0.09	0.24	193,112,409
Total Pounds	544,357,867	106,838,320	28,610,253	5,927,325	685,733,765
Percent	79.38	15,58	4.17	0.86	100.00
June 2007					
Northwest	79.42	18.71	0.20	1.68	247,943,988
Northeast	72.05	13.19	14.26	0.50	200,277,336
Southern	83.98	14.66	0.17	1.20	176,688,553
Total Pounds	489,584,179	98,687,709	29,348,641	7,289,348	624,909,877
Percent	78.34	15.79	4.70	1.17	100.00
August 2007			•		
Northwest	82.12	16.02	1.11	0.75	269,086,227
Northeast	75.38	11.74	12.05	0.83	204,301,148
Southern	87.82	11.34	0.53	0.31	190,995,579
Total Pounds	542,695,256	88,754,463	28,626,218	4,307,017	664,382,954
Percent	81.68	13.36	4.31	0.65	00,001
November 2007	· .				
Northwest	85.39	13.24	0.59	0.78	265,424,343
Northeast	79.46	8.48	11.41	0.64	205,556,246
Southern	90.66	8.39	0.67	0.28	187,314,927
Total Pounds	559,797,179	68,298,573	26,279,440	3,920,324	658,295,516
Percent	85.04	10.38	3.99	0.60	100.00

<sup>1/</sup> Regions are identified in DFA et al. Request 1-A.

### Mideast Marketing Area Allocation Percentage of Milk Received at Pool Distributing Plants by Supply Region 1/ by Year and Month

Month and Supply Region	Class I Utilization	Class II Utilization	Class III Utilization	Class IV Utilization	Total Pounds by Supply Region
		per	cent		,
January 2008					
Northwest	83.46	12.33	0.42	3,80	275,312,980
Northeast	77.58	7.71	11.72	3.00	213,882,853
Southern	87.86	11.14	0.29	0.72	193,770,122
Total Pounds	565,935,129	72,006,071	26,759,295	18,265,454	682,965,955
Percent	82.86	10.54	3.92	2.67	100.00
April 2008					
Northwest	80.65	14.97	0.28	4.10	260,254,686
Northeast	75.46	9.79	11.92	2.82	215,597,712
Southern	85.83	12.87	0.19	1.11	186,855,299
Total Pounds	532,959,126	84,125,832	26,785,333	18,837,400	662,707,697
Percent	80.42	12.69	4.04	2.84	100.00
May 2008					
Northwest	81.85	15.69	0.27	2.20	273,845,384
Northeast	80.62	18.01	6.65	1.92	209,864,301
Southern	88.26	10.87	0,11	0.76	190,501,176
Total Pounds	561,455,270	86,362,818	14,908,844	11,483,923	674,210,861
Percent	83.28	12.81	2.21	1.70	100.00
June 2008	,				
Northwest	77.71	18.11	0,22	3.96	244,986,349
Northeast	74.73	11.56	9.57	4.14	192,797,584
Southern	82.38	14.21	0.40	3.01	169,559,561
Total Pounds	474,144,863	90,751,552	19,663,007	22,784,066	607,343,494
Percent	78.07	14.94	3.24	3.75	100.00

<sup>1/</sup> Regions are identified in DFA et al. Request 1-A.