

# 3035



COMMONWEALTH OF PENNSYLVANIA  
GOVERNOR'S OFFICE OF GENERAL COUNSEL

July 22, 2015

Independent Regulatory Review Commission  
ATTN: David Sumner, Executive Director  
333 Market Street, 14<sup>th</sup> Floor  
Harrisburg, PA 17101

2015 JUL 21 PM 12: 46

RECEIVED  
IRRC

**RE: WITHDRAWAL OF PROPOSED RULEMAKING**  
**Department of Agriculture**  
**7 Pa. Code Chapter 107**  
**Pennsylvania Preferred Trademark Licensure Program**  
**I.D. No. 2-177**  
**IRRC No. 3035**

Dear Mr. Sumner:

The Pennsylvania Department of Agriculture (PDA) hereby *withdraws* the above-referenced proposed regulation from the formal regulatory review and promulgation process prescribed by the Regulatory Review Act.

The proposed regulation would have established standards pursuant to which the PDA would license third parties to use the "PA Preferred" trademark with respect to fluid milk. It is the intention of PDA to include the subject matter of the withdrawn regulation in a more comprehensive proposed regulation: (1) establishing various categories of trademark licenses to be issued by PDA; and (2) addressing a number of separate types of agricultural products (such as fluid milk, wine and beef).


PDA expects to move forward toward promulgation of the comprehensive "PA Preferred" regulation within the next several months.

PDA acknowledges and appreciates the comments offered by the Independent Regulatory Review Commission with respect to the withdrawn regulation, and plans to implement these comments in the provisions addressing fluid milk in the forthcoming comprehensive "PA Preferred" regulation.

By copy of this letter I am advising the appropriate Legislative Committees of the withdrawal of the above-referenced proposed regulation.

If I may be of further information, please advise.

Sincerely,



Dwight-Jared Smith  
Assistant Counsel

cc:

Russell C. Redding, Secretary, *by e-mail only*  
Hannah Smith-Brubaker, Deputy Secretary, *by e-mail only*  
Lela Reichart, Director, Bureau of Mkt. Development, *by e-mail only*  
Samantha Snyder, Bureau of Market Development, *by e-mail only*

Honorable Martin Causer, Minority Chair  
House Agriculture and Rural Affairs Committee  
41B East Wing  
Harrisburg, PA 17120

Honorable John P. Sabatina Jr., Majority Chair  
House Agriculture and Rural Affairs Committee  
331 Irvis Office Building  
Harrisburg, PA 17120

Honorable Elder A. Vogel Jr., Majority Chair  
Senate Agriculture and Rural Affairs Committee  
362 Main Capitol Building  
Harrisburg, PA 17120

Honorable Judith L. Schwank, Minority Chair  
Senate Agriculture and Rural Affairs Committee  
457 Main Capitol Building  
Harrisburg, PA 17120