



# Department of Justice

FOR IMMEDIATE RELEASE  
TUESDAY, JULY 2, 2013  
[WWW.JUSTICE.GOV](http://WWW.JUSTICE.GOV)

AT  
(202) 514-2007  
TTY (866) 544-5309

## **BARRY DILLER TO PAY \$480,000 CIVIL PENALTY FOR VIOLATING ANTITRUST PREMERGER NOTIFICATION REQUIREMENTS**

### *Violations Occurred When Diller Acquired Voting Securities of The Coca Cola Company*

WASHINGTON – Corporate investor Barry Diller will pay a \$480,000 civil penalty to settle charges that he violated premerger reporting and waiting requirements when he acquired voting securities of The Coca Cola Company, the Department of Justice announced today.

The Justice Department's Antitrust Division, at the request of the Federal Trade Commission (FTC), filed a civil antitrust lawsuit today in U.S. District Court in Washington, D.C., against Diller for violating the notification requirements of the Hart-Scott-Rodino (HSR) Act of 1976. At the same time, the department filed a proposed settlement that, if approved by the court, will settle the charges.

The HSR Act of 1976, an amendment to the Clayton Act, imposes notification and waiting period requirements on individuals and companies over a certain size before they consummate acquisitions resulting in holding stock or assets above a certain value, which at the time of Diller's violations ranged from \$63.4 million to \$68.2 million and is currently \$70.9 million.

Federal courts can assess civil penalties for premerger notification violations under the HSR Act in lawsuits brought by the Department of Justice. For a party in violation of the HSR Act the maximum civil penalty is \$16,000 a day.

For further details on this matter, contact the FTC's Office of Public Affairs, 202-326-2180.

###

13-752