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8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, )  
 ) Civil No. 75-2398-CVR  
11 Plaintiff, )  
 ) COMPLAINT  
12 v. )  
 ) 15 U.S.C. § 1  
13 ALAMEDA COUNTY VETERINARY )  
MEDICAL ASSOCIATION, ) (Sherman Antitrust Act)  
14 ) Filed: November. 14, 1975  
15 Defendant. )

16 The United States of America, plaintiff, by its  
17 attorneys, acting under the direction of the Attorney  
18 General of the United States, brings this civil action  
19 against the above-named defendant, and complains and  
20 alleges as follows:

21 I

22 JURISDICTION AND VENUE

23 1. This complaint is filed and proceedings are  
24 instituted under Section 4 of the Act of Congress of  
25 July 2, 1890, as amended (15 U.S.C. §4), commonly known as  
26 the Sherman Act, in order to prevent and restrain the  
27 continuing violation by the defendant, as hereinafter  
28 alleged, of Section 1 of said Act (15 U.S.C. §1).

29 2. The defendant maintains an office, transacts  
30 business and is found within the Northern District of  
31 California.  
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II

THE DEFENDANT

3. The Alameda County Veterinary Medical Association (hereinafter referred to as ALVMA) is made the defendant herein. ALVMA is a non-profit corporation organized under the laws of the State of California and having its principal place of business in Oakland, California. ALVMA is an association of doctors of veterinary medicine engaged in the business of providing veterinary services.

4. At the present time, over 100 veterinarians are members of ALVMA. Almost all the ALVMA members practice within the County of Alameda, State of California.

III

CO-CONSPIRATORS

5. Various members and officers of ALVMA, not named as defendants in this complaint participated as co-conspirators in the violation hereinafter alleged and have performed acts and made statements in furtherance thereof.

IV

TRADE AND COMMERCE

6. Members of ALVMA are doctors of veterinary medicine who provide veterinary services for animal owners located in the County of Alameda, State of California, and surrounding areas. Members of ALVMA are licensed to practice veterinary medicine by the State of California.

7. ALVMA members in their veterinary practices realize gross revenues in excess of \$5 million per year.

8. ALVMA members necessarily use anesthetics, antibiotics, vaccines, serums, other drugs and surgical supplies in providing veterinary services. In doing so, ALVMA members each purchase and resell to their customers those drug and surgical items.





PRAYER

WHEREFORE, plaintiff prays:

1. That the Court adjudge and decree that the defendant and co-conspirators have engaged in an unlawful combination and conspiracy in restraint of the aforesaid trade and commerce in violation of Section 1 of the Sherman Act.

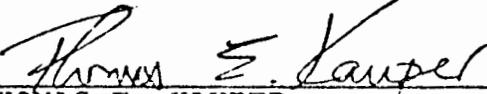
2. That the defendant, its officers, directors, agents, employees, and successors and all other persons acting or claiming to act on its behalf be enjoined and restrained from, in any manner, directly or indirectly, continuing, maintaining, or renewing the combination and conspiracy hereinbefore alleged, or from engaging in any other combination, conspiracy, contract, agreement, understanding, or concert of action having a similar purpose or effect, and from adopting or following any practice, plan, program, or device having a similar purpose or effect.

3. That the defendant be directed to furnish the text of any final judgment entered in this case to each of its members.

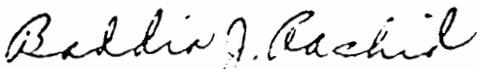
4. That the plaintiff have such other and further relief as the nature of the case may require and the Court may deem just and proper.

5. That the plaintiff recover its taxable costs.

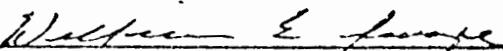
Dated:

  
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