

# **EXHIBIT B**

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA,

*Plaintiff,*

v.

LEARFIELD COMMUNICATIONS, LLC,  
IMG COLLEGE, LLC and A-L TIER I LLC,

*Defendants.*

CASE: 1:19-cv-00389-EGS

**CERTIFICATE OF COMPLIANCE WITH PROVISIONS  
OF THE ANTITRUST PROCEDURES AND PENALTIES ACT**

Plaintiff United States of America hereby certifies that it has complied with the provisions of the Antitrust Procedures and Penalties Act (“APPA”), 15 U.S.C. § 16(b)-(d), and states:

1. The Complaint, proposed Final Judgment, and Stipulation and Order were filed with the Court on February 14, 2019. In the Stipulation and Order the parties agreed to the Court’s entry of the Final Judgment following compliance with the APPA,
2. The Competitive Impact Statement was filed on February 14, 2019.
3. Pursuant to 15 U.S.C. § 16(b), the proposed Final Judgment and the Competitive Impact Statement were published in the *Federal Register* on February 28, 2019 at 84 Fed. Reg. 6,824.
4. Pursuant to 15 U.S.C. § 16(b), copies of the proposed Final Judgment and Competitive Impact Statement were made available to all persons requesting them and made

available on the Department of Justice, Antitrust Division's website, as were the Complaint and Stipulation and Order. No persons requested copies of the proposed Final Judgment or the Competitive Impact Statement from the United States.

5. Pursuant to 15 U.S.C. § 16(c), a summary of the terms of the proposed Final Judgment and Competitive Impact Statement were published in *The Washington Post*, a newspaper of general circulation in the District of Columbia, during the seven-day period from February 27, 2019 to March 5, 2019.

6. As noted in the Competitive Impact Statement, there were no determinative materials or documents within the meaning of 15 U.S.C. § 16(b) that were considered by the United States in formulating the proposed Final Judgment. As a result, no such document was furnished to any person pursuant to 15 U.S.C. § 16(b) or listed pursuant to 15 U.S.C. § 16(c).

7. The sixty-day comment period specified in 15 U.S.C. § 16(b) commenced on March 5, 2019 and terminated on Monday, May 6, 2019.

8. The United States received one public comment on the proposed Final Judgment.

9. On February 3, 2020, the United States filed with the Court the public comment and the United States' response. Pursuant to 18 U.S.C. § 16(d), the United States posted the comment and its response on Antitrust Division's website at <https://www.justice.gov/atr/case/us-v-learfield-communications-llc-img-college-llc-and-1-tier-i-llc> and, on February 10, 2020, the United States published in the *Federal Register* the comment and the response. *See* 85 Fed. Reg. 7,593.

10. As required by 15 U.S.C. § 16(g), the Defendants filed with the Court a description of any written or oral communications by or on behalf of made each Defendant, or any other person, with any officer or employee of the United States concerning the proposed

Final Judgment. Learfield filed its statement on March 8, 2019. On March 13, 2020, Learfield filed a supplement to its statement clarifying that it filed the required 16(g) statement on behalf of all Defendants.

11. The parties have satisfied all of the requirements of the APPA that were conditions for entering the proposed Final Judgment. Pursuant to 15 U.S.C. § 16(e) and the Stipulation and Order filed on February 14, 2019, the Court may enter the Final Judgment if it determines that the Judgment serves the public interest.

12. Plaintiff's Competitive Impact Statement and Response to Public Comment demonstrates that the proposed Final Judgment satisfies the public interest standard set forth in 15 U.S.C. § 16(e).

13. Plaintiff requests that this Court enter the Final Judgment without further hearings.

Dated: March 27, 2020

Respectfully submitted,

/s/

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