

# **EXHIBIT B**

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

UNITED STATES OF AMERICA,  
STATE OF FLORIDA,  
STATE OF ILLINOIS,  
STATE OF MINNESOTA,  
COMMONWEALTH OF PENNSYLVANIA, and  
STATE OF WISCONSIN,

Plaintiffs,

v.

Case No. 1:20-cv-03063 (JDB)

WASTE MANAGEMENT, INC.,

and

ADVANCED DISPOSAL SERVICES, INC.,

Defendants.

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

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

1. The United States filed the Complaint, Asset Preservation Stipulation and Order (“Stipulation and Order”), proposed Final Judgment, and Competitive Impact Statement on October 23, 2020. The Court entered the Stipulation and Order on October 27, 2020.
2. Pursuant to 15 U.S.C. § 16(b), the proposed Final Judgment and the Competitive Impact Statement were published in the *Federal Register* on November 3, 2020 (85 Fed. Reg. 70,004 (November 3, 2020)) and copies of the proposed Final Judgment and Competitive Impact

Statement were furnished to all persons requesting them and made available on the Department of Justice Antitrust Division's website.

3. 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, for seven days, beginning on November 2, 2020 and ending on November 8, 2020.

4. No determinative materials or documents within the meaning of 15 U.S.C. § 16(b) were considered by the United States in formulating the proposed Final Judgment, so none were furnished to any person pursuant to 15 U.S.C. § 16(b) or listed pursuant to 15 U.S.C. § 16(c).

5. On November 2, 2020, Defendants filed with the Court certifications, required by 15 U.S.C. § 16(g), describing any written or oral communications made by or on behalf of Defendants with any officer or employee of the United States concerning the proposed Final Judgment.

6. The 60-day comment period specified in 15 U.S.C. § 16(b) commenced on November 8, 2020 and ended on January 7, 2021.

7. The United States received and responded to two comments on the proposed Final Judgment. The comments and the United States' response were filed with the Court on March 19, 2021. Pursuant to 15 U.S.C. § 16(d), the comments and the United States' response were published in the *Federal Register* on March 25, 2021, see 86 Fed. Reg. 15,962 (March 25, 2021).

8. The parties have, therefore, satisfied all of the requirements of the APPA that were conditions for entering the proposed Final Judgment. Pursuant to the Stipulation and Order entered by the Court on October 27, 2020 and 15 U.S.C. § 16(e), the Court may enter the Final Judgment after it determines that the proposed Final Judgment serves the public interest.

9. The United States' Competitive Impact Statement and Response of Plaintiff United States to Public Comments on the Proposed Final Judgment demonstrate that the proposed Final Judgment satisfies the public interest standard of 15 U.S.C. § 16(e).

10. Pursuant to the Stipulation and Order entered by the Court on October 27, 2020, Defendants stipulated that the Final Judgment could be filed with and entered by the Court, upon the motion of the United States or upon the Court's own motion, at any time after compliance with the requirements of the APPA, and without further notice to any party or other proceeding.

10. The United States requests that the Court enter the Final Judgment without further proceedings or hearings.

Dated: March 29, 2021

Respectfully submitted,

/s/ Gabriella Moskowitz  
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