

UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

PLAINTIFF,

v.

AID TRADING CORPORATION;
BP EXPLORATION & OIL INC.; and
CARGILL INTERNATIONAL, S.A.

DEFENDANTS.

Civil Action No. 97 C.V. 5260

Honorable Deborah A. Batts

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

Plaintiff, United States of America, by the undersigned attorney, hereby certifies that, in compliance with the Antitrust Procedures and Penalties Act (15 U.S.C. § 16(b)-(h)), the following procedures have been followed in preparation for the entry of a final Stipulation and Order herein:

1. Plaintiff and the defendants stipulated to the entry, pursuant to applicable law, of the proposed Stipulation and Order herein on July 18, 1997.
2. The proposed Stipulation and Order and Competitive Impact Statement were filed with this Court on July 18, 1997.
3. The proposed Stipulation and Order and Competitive Impact Statement were published along with a notice in the Federal Register on August 1, 1997,

Volume 62, No. 148, beginning at page 41414. A copy of this publication is attached as Exhibit A.

4. A summary of the terms of the proposed Stipulation and Order and Competitive Impact Statement was published in The Washington Post, a newspaper of general circulation in the District of Columbia, from July 25, 1997 through July 31, 1997. A copy of a certificate of publication by David Washington, an authorized agent of The Washington Post, certifying publication on those dates of the text annexed to the certificate is attached as Exhibit B.

5. A summary of the terms of the proposed Stipulation and Order and Competitive Impact Statement was published in The New York Times, a newspaper of general circulation in the Southern District of New York, from July 27, 1997 through August 2, 1997. Copies of seven certifications of publication by Debbie Terra, an authorized agent of The New York Times, certifying publication on those dates of the text annexed to the certificate are attached as Exhibit C.

6. The sixty-day period prescribed by 15 U.S.C. § 16(b) and (d) for the receipt and consideration of written comments, during which the proposed Stipulation and Order could not be entered, commenced on August 1, 1997, the day of publication of the proposed Stipulation and Order and Competitive Impact Statement in the Federal Register, and ended on September 30, 1997.

7. As of the date of this certificate of compliance, the United States has received no comments relating to the proposed Stipulation and Order.

8. The Department of Justice furnished copies of the proposed Stipulation and Order and Competitive Impact Statement to each person requesting them.

9. All defendants filed descriptions of written or oral communications by or on behalf of each of them with any officer or employee of the United States concerning the proposed Stipulation and Order, as required by 15 U.S.C. § 16(G)

10. The parties have now satisfied all of the requirements of the Antitrust Procedures and Penalties Act as a condition for entering the proposed Stipulation and Order, and it is now appropriate for the Court to make its public interest determination, as required by 15 U.S.C. § 16(e), and to enter the proposed Stipulation and Order.

11. The United States has today filed its Motion for Entry of the Stipulation and Order.

Dated: October 9, 1997
New York, New York

Respectfully submitted,

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