

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

STATE OF FLORIDA by and
through its Attorney General
Robert A. Butterworth, and

STATE OF MARYLAND by and
through its Attorney General
J. Joseph Curran, Jr.,

Plaintiffs,

vs.

BROWNING-FERRIS INDUSTRIES,
INC.,

Defendant.

Civil Action No.:

Filed:

STIPULATION

It is stipulated by and between the undersigned parties, by their respective attorneys, that:

1. The Court has jurisdiction over the subject matter of this action and over each of the parties hereto, and venue of this action is proper in the District of Columbia.

2. The parties consent that a Final Judgment in the form hereto attached may be filed and entered by the Court, upon the motion of any party or upon the Court's own motion, at any time after compliance with the requirements of the Antitrust Procedures

and Penalties Act (15 U.S.C. § 16(b)-(h)), and without further notice to any party or other proceedings, provided that plaintiffs have not withdrawn their consent, which they may do at any time before the entry of the proposed Final Judgment by serving notice thereof on the defendant and by filing that notice with the Court.

3. The parties shall abide by and comply with the provisions of the proposed Final Judgment pending entry of the Final Judgment, and shall, from the date of the filing of this Stipulation, comply with all the terms and provisions thereof as though the same were in full force and effect as an order of the Court.

4. In the event plaintiffs withdraw their consent or if the proposed Final Judgment is not entered pursuant to this Stipulation, this Stipulation shall be of no effect whatever and the making of this Stipulation shall be without prejudice to any party in this or any other proceeding.

Dated:

Respectfully submitted,

FOR PLAINTIFF UNITED STATES OF AMERICA:

Anne K. Bingaman
Assistant Attorney General

Willie L. Hudgins, Jr.
DC Bar #37127

Steven C. Sunshine

Nancy H. McMillen

Constance K. Robinson

Peter H. Goldberg

Attorneys
U.S. Department of Justice
Antitrust Division

Evangelina Almirantearena

Attorneys, U.S. Department
of Justice, Antitrust Div.
City Ctr. Bldg., Rm. 4000
1401 H Street, N.W.
Washington, DC 20530
202/307-5777

FOR DEFENDANT BROWNING-FERRIS INDUSTRIES, INC.:

By:

Rufus Wallingford
Executive Vice President
and General Counsel
757 North Eldridge Street
Houston, Texas 77079
(713) 870-7670

FOR PLAINTIFF STATE OF MARYLAND:

FOR PLAINTIFF STATE OF FLORIDA:

Robert A. Butterworth
Attorney General

Jerome W. Hoffman
Chief, Antitrust Section

Lizabeth A. Leeds
Assistant Attorney General
Fl. Bar #0457991

Office of Attorney General
State of Florida
The Capitol
Tallahassee, Fl 32399-1050
(904) 488-9105
(904) 488-9134 (fax)

SO ORDERED.

UNITED STATES DISTRICT JUDGE