

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA,

*Plaintiff,*

v.

DAIRY FARMERS OF AMERICA,  
*et al.*

*Defendants.*

Civil Action No. 00-1663

**UNITED STATES' EXPLANATION OF CONSENT DECREE PROCEDURES**

The United States submits this short memorandum summarizing the procedures regarding the Court's entry of the proposed Final Judgment. This Judgment would settle this case pursuant to the Antitrust Procedures and Penalties Act ("APPA"), 15 U.S.C. §§ 16(b)-(h), which applies to civil antitrust cases brought and settled by the United States.

1. The United States today has filed with the Court a proposed Final Judgment between the parties by which they agree that the Court may enter the proposed Final Judgment following the United States' compliance with the APPA.
2. The United States very shortly will file a Competitive Impact Statement relating to the proposed Final Judgment, as required under 15 U.S.C. § 16(b).
3. The APPA requires that the United States publish the proposed Final Judgment and Competitive Impact Statement in the Federal Register and in certain newspapers at least sixty (60) days prior to entry of the proposed Final Judgment. The notice will inform members of the public that they may submit comments about the proposed Final Judgment to the United States

Department of Justice, Antitrust Division. See 15 U.S.C. §§ 16(b)-(c).

4. During the sixty-day period, the United States will consider, and at the close of that period will respond to, any comments that it has received, and it will publish the comments and the United States' responses in the Federal Register.

5. After the expiration of the sixty-day period, the United States will file with the Court the comments and the United States' responses, and it may ask the Court to enter the proposed Final Judgment. See 15 U.S.C. § 16(d).

6. If the United States requests that the Court enter the proposed Final Judgment after compliance with the APPA, 15 U.S.C. §§ 16(e)-(f), the Court may enter the proposed Final Judgment without a hearing, if it finds that the proposed Final Judgment is in the public interest.

Respectfully submitted,

\_\_\_\_\_/s/\_\_\_\_\_  
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Dated: May 18, 2000

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**CERTIFICATE OF SERVICE**

I, Michael H. Knight, hereby certify that on May \_\_, 2000, I caused copies of the foregoing proposed Final Judgment and the United States' Explanation of Consent Decree Procedures to be served by telecopier and by mail upon the following:

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Alimentaire

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