

# EXHIBIT B

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10  
11 **UNITED STATES DISTRICT COURT**  
12 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
13 **SAN FRANCISCO DIVISION**  
14

15 UNITED STATES OF AMERICA,

16 *Plaintiff,*

17 v.

18 FLAKEBOARD AMERICA LIMITED, et al.,

19 *Defendants.*

20 Case No. 3:14-cv-04949-VC

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

23 Plaintiff United States of America, by the undersigned attorney, certifies that it has  
24 complied with the provisions of the Antitrust Procedures and Penalties Act, 15 U.S.C. § 16(b)–  
25 (h) (“APPA” or “Tunney Act”), and states:

26 1. The proposed Final Judgment, Stipulation, and Competitive Impact Statement  
27 were filed with the Court on November 7, 2014.

28 2. As required by 15 U.S.C. § 16(b), the proposed Final Judgment and Competitive  
Impact Statement were published in the *Federal Register* on November 26, 2014 (*See* 79 Fed.  
Reg. 70555–70566 (2014)).

3. As required by 15 U.S.C. § 16(c), a summary of the terms of the proposed Final

1 Judgment and Competitive Impact Statement was published in *The Washington Post*, a  
2 newspaper of general circulation in the District of Columbia, for seven consecutive days  
3 beginning on November 21, 2014, and ending on November 27, 2014, and published in the *San*  
4 *Francisco Chronicle*, a newspaper of general circulation in San Francisco, California, for seven  
5 days beginning on November 21, 2014, and ending on November 27, 2014.

6 4. Copies of the Stipulation, proposed Final Judgment, and Competitive Impact  
7 Statement were furnished to all persons requesting them and made available on the Antitrust  
8 Division's Internet site.

9 5. The 60-day comment period specified in 15 U.S.C. § 16(b) commenced on  
10 November 27, 2014, and terminated on January 26, 2015.

11 6. The United States did not receive any public comments on the proposed Final  
12 Judgment.

13 7. As required by 15 U.S.C. § 16(g), the defendants filed with the Court on  
14 November 17, 2014, descriptions of communications by or on behalf of each defendant with any  
15 officer or employee of the United States concerning or relevant to the proposed Final Judgment.

16 8. As authorized by the Stipulation and Order filed on November 7, 2014, and 15  
17 U.S.C. § 16(e), the Court may enter the proposed Final Judgment after it determines that the  
18 proposed Final Judgment serves the public interest.

19 9. The United States' Competitive Impact Statement demonstrates that the proposed  
20 Final Judgment satisfies the public-interest standard of 15 U.S.C. § 16(e).

21 10. The parties have now satisfied all the requirements of the Antitrust Procedures  
22 and Penalties Act, 15 U.S.C. § 16(b)–(h), as a condition for entering the proposed Final  
23 Judgment, and it is now appropriate for the Court to make the necessary public-interest  
24 determination required by 15 U.S.C. § 16(e) and to enter the proposed Final Judgment.

Respectfully submitted,

UNITED STATES OF AMERICA

/s/ Scott I. Fitzgerald  
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