UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA, *Plaintiff,* v. L'OREAL USA, INC., L'OREAL S.A., and CARSON, INC., *Defendants.*	Civil Action No. _____ Judge _____ Filed: __/__/00

UNITED STATES'S EXPLANATION OF CONSENT DECREE PROCEDURES

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

1. Today, the United States has filed a Complaint, a proposed Final Judgment, and a Hold Separate Stipulation and Order between the parties by which they have agreed that the Court may enter the proposed Final Judgment following the United States's compliance with the APPA.

2. The United States very shortly will file a Competitive Impact Statement relating to the proposed Final Judgment. 15 U.S.C. § 16(b).

3. The APPA requires that the United States publish the proposed Final Judgment and the Competitive Impact Statement in the *Federal Register* and in certain newspapers at least sixty days before the effective date of the Final Judgment. The notice will inform the public that they may review the Complaint, proposed Final Judgment, Competitive Impact Statement, and Hold Separate Stipulation and Order filed in this matter, and submit comments about the proposed Final Judgment to the United States Department of Justice, Antitrust Division. 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. The United States will then file with the Court and publish in the *Federal Register* the comments and the United States's responses thereto. 15 U.S.C. § 16(d).

5. After the sixty-day period expires, the United States may ask the Court to enter the proposed Final Judgment (unless the United States has decided to withdraw its consent to entry of the Final Judgment, as permitted by Paragraph IV(A) of the Hold Separate Stipulation and Order). *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, then the Court may enter the Judgment without a hearing, provided that it concludes that entry of the Final Judgment is in the public interest. 15 U.S.C. §§ 16(e)-(f).

Dated: 31 July 2000
Washington, D.C.

Respectfully submitted,

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