

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA,

STATE OF ILLINOIS,

STATE OF IOWA,

and

STATE OF MISSOURI,

Plaintiffs,

v.

TYSON FOODS, INC.,

and

THE HILLSHIRE BRANDS COMPANY,

Defendants.

Civil Action No.: 1:14-cv-01474-JEB

Judge: Hon. James E. Boasberg

Date Filed: November 19, 2014

**UNITED STATES' CERTIFICATE OF COMPLIANCE WITH PROVISIONS
OF THE ANTITRUST PROCEDURES AND PENALTIES ACT**

Plaintiff, United States of America, by the undersigned attorney, hereby certifies that, it has complied with the Antitrust Procedures and Penalties Act, 15 U.S.C. §16(b)-(h), and states:

1. Plaintiff and defendants have stipulated to the entry of the proposed Final Judgment in a Hold Separate Stipulation and Order ("Hold Separate") filed with the Court on August 27, 2014.
2. The proposed Final Judgment was filed with the Court on August 27, 2014.
3. The Competitive Impact Statement was filed with the Court on August 27, 2014.

4. The proposed Final Judgment and Competitive Impact Statement were published in the *Federal Register* on September 4, 2014. *United States, et al. v. Tyson Foods, Inc. and The Hillshire Brands Company*, 79 Fed. Reg. 52571.
5. A summary of the proposed Final Judgment was published in *The Washington Post*, a newspaper of general circulation in the District of Columbia, for seven days beginning on September 4, 2014 and ending on September 10, 2014.
6. Copies of the Hold Separate, proposed Final Judgment, and Competitive Impact Statement were furnished to all persons requesting them and made available on the Antitrust Division's Internet site.
7. On September 4, 2014, defendants Tyson Foods, Inc. and The Hillshire Brands Company filed with the Court a description of written or oral communications by or on behalf of the defendants, or any other person, with any officer or employee of the United States concerning the proposed Final Judgment, as required by 15 U.S.C. § 16(g).
8. The sixty-day comment period prescribed by 15 U.S.C. § 16(b) and (d) for the receipt and consideration of written comments, during which time the proposed Final Judgment could not be entered, ended on November 10, 2014.
9. The United States did not receive any comments on the proposed Final Judgment.
10. The parties have satisfied all the requirements of the Antitrust Procedures and Penalties Act, 15 U.S.C. § 16(b)-(h), as a condition for entering the proposed Final Judgment, and it is now appropriate for the Court to make the necessary public interest determination

required by 15 U.S.C. § 16(e) and to enter the proposed Final Judgment.

Dated: November 19, 2014

Respectfully submitted,

 /s

Angela L. Hughes*
Antitrust Division
U.S. Department of Justice
450 5th Street NW, Suite 8000
Washington, D.C. 20530
Telephone: 202/307-6410
Email: angela.hughes@usdoj.gov