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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	Civil No. 80-0239
)	
v.)	COMPLAINT FOR INJUNCTIVE
)	RELIEF FOR VIOLATION OF
LARAMIE COUNTY LIQUOR DEALERS))	TITLE 15 U.S.C. §1
ASSOCIATION, an unincorpora-))	<u>SHERMAN ANTITRUST ACT</u>
ted association,)	
)	Filed: August 11, 1980
Defendant.)	
)	

The United States of America, plaintiff, by its attorneys, acting under the direction of the Attorney General of the United States, brings this action to obtain equitable relief against the above-named defendant, and complains and alleges as follows:

I.

JURISDICTION AND VENUE

1. This complaint is filed and this action is instituted under Section 4 of the Sherman Act (15 U.S.C. §4), in order to prevent the continuing violation or recurrence thereof by the defendant, as hereinafter alleged, of Section 1 of said Act (15 U.S.C. §1).

2. The defendant, Laramie County Liquor Dealers Association, transacts business and is found within the District of Wyoming.

1 II.

2 DEFENDANT

3 3. The Laramie County Liquor Dealers Association
4 (hereinafter Association) is made a defendant herein. The
5 Association is unincorporated, exists under the laws of the
6 State of Wyoming, and has its principal place of business in
7 Cheyenne, Wyoming. The Association members are individuals,
8 corporations, partnerships, or sole proprietorships which
9 conduct business as retail liquor dealers located in Laramie
10 County, Wyoming.

11 III.

12 CO-CONSPIRATORS

13 4. Various individuals and business entities not made
14 defendants herein participated as co-conspirators with the
15 defendant in the violation alleged herein, and performed
16 acts and made statements in furtherance thereof.

17 IV.

18 TRADE AND COMMERCE

19 5. Members of the Association are retail liquor dealers
20 located in Laramie County, Wyoming, who sell substantial
21 quantities of beer, wine, and liquor to consumers and other
22 customers.

23 6. During the period of time covered by this complaint,
24 members of the Association purchased substantial quantities
25 of beer from beer wholesalers located in Wyoming and
26 substantial quantities of wine and liquor from the Wyoming
27 Liquor Commission. Virtually all said beer, wine, and
28 liquor was manufactured, brewed or produced outside the
29 State of Wyoming.

30 7. In 1979, sales of beer by retail liquor dealers in
31 Laramie County amounted to several million dollars and sales
32 of wine and liquor by said dealers were approximately

1 five (5) million dollars.

2 8. The activities of the defendant Association and its
3 members as described herein, were within the flow of and
4 substantially affected the above-described interstate
5 commerce.

6 V.

7 VIOLATION ALLEGED

8 9. Beginning at least as early as 1968, the exact date
9 being unknown to the plaintiff, and continuing to the date of
10 the filing of this complaint, the defendant and co-conspirators
11 have engaged in a combination and conspiracy in unreasonable
12 restraint of the aforesaid trade and commerce in violation of
13 Section 1 of the Sherman Act (15 U.S.C. §1). This violation
14 may continue or recur unless the relief hereinafter prayed
15 for is granted.

16 10. The aforesaid combination and conspiracy has consisted
17 of a continuing agreement, understanding, and concert of
18 action among the defendant and co-conspirators to fix, raise,
19 maintain, and stabilize the price of beer, wine, and liquor
20 sold to customers of Association members.

21 11. In formulating and effectuating the aforesaid
22 combination and conspiracy, the defendant and co-conspirators
23 did those things which they combined and conspired to do,
24 including, among other things, the following:

- 25 (a) Prepared, published and distributed to retail
26 liquor dealers in Laramie County suggested
27 retail price lists for the sale of beer; and
28 (b) Prepared, published and distributed to retail
29 liquor dealers in Laramie County suggested
30 retail price lists for the sale of wine and
31 liquor.

32

1 VI.

2 EFFECTS

3 12. The aforesaid combination and conspiracy has had
4 the following effects, among others:

5 (a) Price competition in the sale of beer, wine
6 and liquor in Laramie County has been
7 restrained;

8 (b) Prices for beer, wine and liquor sold to
9 customers of Association members and co-
10 conspirators have been artificially fixed,
11 raised, maintained and stabilized;

12 (c) Customers of Association members and co-
13 conspirators have been deprived of the
14 opportunity to purchase beer, wine and
15 liquor in an open and competitive market; and

16 (d) Competition between and among Association
17 members and co-conspirators in the sale of
18 beer, wine and liquor has been restrained.

19 PRAYER

20 WHEREFORE, plaintiff prays:

21 1. That the Court adjudge and decree that the defendant
22 has engaged in an unlawful combination and conspiracy in
23 unreasonable restraint of the aforesaid interstate trade
24 and commerce in violation of Section 1 of the Sherman Act.

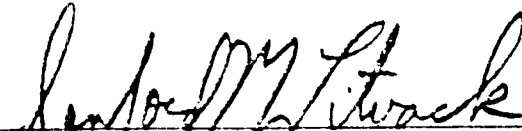
25 2. That the defendant, the Laramie County Liquor
26 Dealers Association, including its officers, agents and
27 current or past members, and all other persons acting or
28 claiming to act on behalf thereof, be enjoined and restrained
29 from, in any manner, directly or indirectly, continuing,
30 maintaining, renewing, or reviving the aforesaid illegal
31 combination and conspiracy, and from engaging in any other
32 combination, conspiracy, agreement, understanding, or concert

1 of action having a similar purpose or effect and from adopting
2 or following any practice, program, or device having a similar
3 purpose or effect.

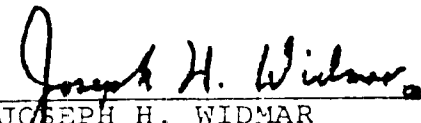
4 3. That plaintiff have such other, further and
5 different relief as the Court may deem just and proper.

6 4. That the plaintiff recover the costs of this suit.

7 Dated:

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