

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

FILED

JAN 14 1991

CLERK, U.S. DISTRICT COURT
DISTRICT OF COLUMBIA

91 0025

UNITED STATES OF AMERICA,

Plaintiff,

v.

SERVICE CORPORATION INTERNATIONAL,

Defendant.

Civil Action No.

Entered: January 14, 1991

STIPULATION

It is stipulated by and between the undersigned parties, by their respective attorneys, that:

1. The parties consent that a Final Judgment in the form hereto attached may be filed and entered by the Court, upon the motion of any party or upon the Court's own motion, and without further notice to any party or other proceedings, provided that plaintiff has not withdrawn its consent, which it may do at any time before the entry of the proposed Final Judgment by serving notice thereof on defendants and by filing that notice with the Court.

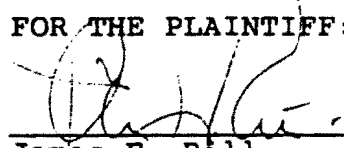
2. Defendants waive any objection to venue or jurisdiction for purposes of the proposed Final Judgment.

3. This Stipulation and the Final Judgment to which it relates are for settlement purposes only and do not constitute an admission by defendant in this or any other proceeding that Section 7A of the Clayton Act, 15 U.S.C. § 18a, or any other provision of law has been violated.

4. In the event plaintiff withdraws its consent or if the proposed Final Judgment is not entered pursuant to this Stipulation, this Stipulation shall be of no effect whatever and the making of this Stipulation shall be without prejudice to any party in this or any other proceeding.

Dated: January 7, 1991

FOR THE PLAINTIFF:


James F. Rill
Assistant Attorney General


John W. Clark


Mark C. Schechter

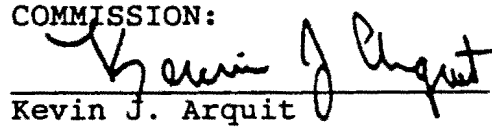

Roger W. Fones



Donna N. Kooperstein

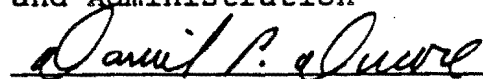
Attorneys

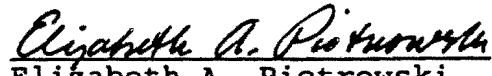
U.S. Department of Justice
Antitrust Division
Washington, D.C. 20530
202/307-6388

FOR THE FEDERAL TRADE
COMMISSION:


Kevin J. Arquit
Director


Barbara A. Clark
Director for Litigation
and Administration


Daniel P. Ducore
Assistant Director


Elizabeth A. Piotrowski
Deputy Assistant Director

Bureau of Competition
Federal Trade Commission
Washington, D.C. 20580

FOR THE DEFENDANT:



William J. Kolasky Jr.
Wilmer, Cutler & Pickering
2445 M Street, N.W.
Washington, D.C. 20037-1420

Attorney for Defendant
Service Corporation International

FILED

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

JAN 14 1991

CLERK, U.S. DISTRICT COURT
DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

SERVICE CORPORATION INTERNATIONAL,

Defendant.

91 0025

Civil Action No.

Entered: January 14, 1991

FINAL JUDGMENT

Plaintiff, United States of America, having commenced this action by filing its Complaint herein for violation of Section 7A of the Clayton Act, commonly known as the Hart-Scott-Rodino Antitrust Improvements Act of 1976, and plaintiff and defendant, by their respective attorneys, having consented to the entry of this Final Judgment without trial or adjudication of any issue of fact or law herein and without this Final Judgment constituting any evidence against or an admission by the defendant with respect to any allegation of the Complaint;

NOW, THEREFORE, before the taking of any testimony and without trial or adjudication of any issue of fact or law herein and upon consent of the parties hereto, it is hereby

ORDERED, ADJUDGED AND DECREED as follows:

1. This Court has jurisdiction of the subject matter of this action and of each of the parties consenting hereto. The Complaint states a claim upon which relief may be granted against the defendant under Section 7A of the Clayton Act, 15 U.S.C. § 18a;

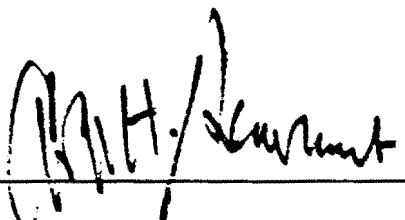
2. This Final Judgment applies to the defendant and its successors and assigns;

3. Judgment hereby is entered in favor of the plaintiff, United States of America, and against the defendant, Service Corporation International, and the defendant shall pay to the United States, pursuant to Section 7A(g)(1) of the Clayton Act, 15 U.S.C. § 18a(g)(1), a civil penalty in the amount of Five Hundred Thousand Dollars (\$500,000), due and payable within 15 days from the date of the entry of this Final Judgment. Payment shall be made by wire transfer of the funds to the United States Treasury through the Treasury Financial Communications System;

4. In the event of a default in payment, interest at the rate of 18 percent per annum shall accrue thereon from the date of default to the date of payment; and

5. Entry of this Final Judgment is in the public interest.

Dated: January 7, 1991


United States District Judge