

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

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|                            |   |                              |
|----------------------------|---|------------------------------|
| UNITED STATES OF AMERICA,  | ) |                              |
|                            | ) |                              |
|                            | ) |                              |
|                            | ) |                              |
| <i>Plaintiff,</i>          | ) | CIVIL CASE NO.: 2:04-CV-5829 |
|                            | ) | JUDGE Thomas N. O'Neill, Jr. |
| v.                         | ) |                              |
|                            | ) | DATE STAMP: 12/16/2004       |
| EASTERN MUSHROOM MARKETING | ) |                              |
| COOPERATIVE, INC.          | ) |                              |
|                            | ) |                              |
|                            | ) |                              |
| <i>Defendant.</i>          | ) |                              |

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**STIPULATION**

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

1. The Court has jurisdiction over the subject matter of this action and over each of the parties hereto, and venue of this action is proper in the Eastern District of Pennsylvania.
2. 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, at any time after compliance with the requirements of the Antitrust Procedures and Penalties Act (15 U.S.C. § 16), and without further notice to any party or other proceedings, provided that the United States has not withdrawn its consent.
3. The defendant shall abide by and comply with the provisions of the proposed Final Judgment pending entry of the Final Judgment, and shall, from the date of the filing of this

Stipulation, comply with all the terms and provisions thereof as though the same were in full force and effect as an order of the Court.

4. In the event 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: December 16<sup>th</sup>, 2004.

**EASTERN MUSHROOM MARKETING  
COOPERATIVE**

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“/s/”  
William A. DeStefano  
Saul Ewing, LLP  
Centre Square West  
1500 Market Street  
38<sup>th</sup> Floor  
Philadelphia, Pennsylvania  
19102-2186  
(215) 972-8578  
  
Counsel for the Eastern Mushroom  
Marketing Cooperative

**UNITED STATES OF AMERICA**

\_\_\_\_\_  
“/s/”  
Laura Heiser  
Trial Attorney  
United States Department of Justice  
Antitrust Division  
Philadelphia Office  
The Curtis Center, Suite 650 W.  
170 S. Independence Mall West  
Philadelphia, Pennsylvania 19106-2424  
(215) 597-7405  
  
Counsel for the United States