

UNITED STATES DISTRICT COURT
DISTRICT OF COLUMBIA

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	:
UNITED STATES OF AMERICA,	:
Department of Justice	:
Washington, D. C.	:
Plaintiff,	:
	:
v.	:
	:
GREATER WASHINGTON SERVICE	:
STATION ASSOCIATION, INC.,	:
	:
Defendant.	:
	:
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Civil Action
No. 2053-62
Filed: July 30, 1962

FINAL JUDGMENT

The plaintiff, United States of America, having filed its complaint herein on June 27, 1962, and the plaintiff and the defendant, by their respective attorneys, having severally consented to the entry of this Final Judgment without trial or adjudication of any issue of fact or law herein, and without admission by any party with respect to any such issue, and the Court having considered the matter and being duly advised,

NOW, THEREFORE, upon consent of the parties hereto, it is hereby ORDERED, ADJUDGED AND DECREED as follows:

I

This Court has jurisdiction of the subject matter hereof and the parties hereto. The complaint states claims upon which relief may be granted against the defendant under Sections 1 and 3 of the Act of Congress of July 2, 1890, as amended, entitled "An Act to protect trade and commerce against unlawful restraints and monopolies," commonly known as the Sherman Act.

II

As used in this Final Judgment:

(A) "Person" shall mean any individual, partnership, firm, corporation, association, or other business or legal entity;

(B) "Metropolitan Washington Area" shall mean the geographic area consisting of the District of Columbia, Montgomery and Prince Georges Counties in Maryland, Arlington and Fairfax Counties and the cities of Alexandria and Falls Church in Virginia;

(C) "Service Station" shall mean a person engaged primarily in the retail selling or furnishing of gasoline and related petroleum products, tires, batteries, automotive accessories and automotive services to owners and operators of motor vehicles, principally automobiles;

(D) "Automotive Services" shall include the following services: automobile washing, cleaning, polishing and waxing; battery charging (at station or road service); brake and clutch adjustments; checking of pressure systems and radiator flushing; installation of anti-freeze, thermostats, fan belts, battery cables, sealed beam lights, filter cartridges, shock absorbers, spare tires, tubes and tags; general lubrication of automobiles, including greasing ball joints, draining and refilling automatic transmissions, servicing speedometer cables and universal joints, repacking front wheel bearings and cleaning and refilling oil bath filters; cleaning and adjusting spark plugs; mounting and dismounting tire chains; mounting, rotating and repairing tires (at station or road service); and wheel balancing.

III

The provisions of this Final Judgment shall apply to the defendant and to its successors, assigns, officers, directors, members, agents and employees, and to all persons in active concert or participation with the defendant who shall have received actual notice of the Final Judgment by personal service or otherwise.

IV

The defendant is enjoined and restrained from entering into, adhering to, participating in, maintaining or furthering any contract,

combination, agreement, undertaking, by-law, rule, regulation, plan or program to fix, maintain, establish, stabilize or make uniform prices at which automotive services are offered to the public in the Metropolitan Washington Area.

V

The defendant is enjoined and restrained from publishing or distributing any schedules, lists, bulletins or charts containing or showing prices for the sale or furnishing of automotive services in the Metropolitan Washington Area.

VI

The defendant is ordered and directed:

(A) Within thirty (30) days after the entry of this Final Judgment to serve upon each of its present members notice of said entry with a verbatim copy of Sections III, IV and V of this Final Judgment and to file with this Court and to serve upon the attorneys for the plaintiff herein, proof by affidavit of such service:

(B) Within three (3) months after the entry of this Final Judgment to amend its charter or by-laws to incorporate therein the provisions of Sections III, IV and V of this Final Judgment and to require as a condition of membership or tenure of office that all present and future members and officers abide by and be bound thereby;

(C) To furnish to all its present and future members a copy of its charter or by-laws as amended in accordance with subsection (B) of this Section VI.

VII

For the purpose of securing compliance with this Final Judgment, duly authorized representatives of the Department of Justice shall, upon written request of the Attorney General or the Assistant Attorney

General in charge of the Antitrust Division, and on reasonable notice to the defendant, made at its principal office, be permitted, (A) access during the office hours of said defendant, to all books, ledgers, accounts, correspondence, memoranda, and other records and documents in the possession or under the control of said defendant, relating to any matters contained in this Final Judgment; (B) subject to the reasonable convenience of said defendant and without restraint or interference from it, to interview officers and employees of such defendant, who may have counsel present, regarding any such matters; and (C) upon such request, the defendant shall submit reports in writing in respect to any such matters as may from time to time be reasonably necessary to the enforcement of this Final Judgment. No information obtained by the means provided in this Section VII shall be divulged by any representative of the Department of Justice to any person other than a duly authorized representative of the Executive Branch of the Plaintiff, except in the course of legal proceedings to which the United States is a party for the purpose of securing compliance with this Final Judgment, or as otherwise provided by law.

VIII

Jurisdiction of this cause is retained for the purpose of enabling any of the parties to this Final Judgment to apply to the Court at any time for such further orders and directions as may be necessary or appropriate for the construction or carrying out of this Final Judgment, for the modification or termination of any provision thereof, for the enforcement of compliance therewith, and for punishment of violations thereof.

Dated: July 30, 1962

Edward A. Tamm
United States District Judge