

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF KENTUCKY
AT LOUISVILLE

UNITED STATES OF AMERICA,)	
Plaintiff,)	
)	
v.)	CIVIL ACTION
)	
DAIRYMEN, Inc.,)	No. 7634 A
Defendant.)	

J U D G M E N T

This action, having been submitted to the Court for decision following a non-jury trial, and the Court, having considered the evidence, briefs and papers on file, and having filed its findings of fact and conclusions of law,

IT IS ORDERED AND ADJUDGED that the complaint of the plaintiff be and it is hereby dismissed, except for that portion which relates to the pooling practices of the defendant during the year 1971 with relation to Mississippi.

IT IS FURTHER ORDERED AND ADJUDGED that the pooling activities engaged in by the defendant in Mississippi by pooling on Mississippi milk from the Georgia, Louisville, Lexington, Nashville, Chattanooga Federal Order areas be and they are hereby declared illegal predatory practices in violation of Section 1 and 2 of the Sherman Act.

The Court reserves the right to enter an appropriate supplemental judgment as to what relief should be granted to the plaintiff as to the illegal pooling practices in Mississippi.

IT IS FURTHER ORDERED AND ADJUDGED that the parties submit to the Court within 30 days hereinafter a proposed supplemental judgment for entry which will dispose of the question of what equitable relief, if any, should be afforded the plaintiff with relation to the illegal pooling practices of 1971. Such proposed judgment shall be accompanied by a memorandum of law.

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The parties to this action shall bear their own respective costs.

This is not a final and appealable judgment.

April 5
~~March 31~~, 1978



Charles M. Allen
United States District Judge

cc: Counsel of Record