

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

UNITED STATES OF AMERICA,)
)
) Plaintiff,)
)
) v.)
)
) GEORGIA AUTOMATIC MERCHANDISING)
) COUNCIL, INC.;)
) ARA SERVICES, INC.;) Civil No. 18756
) CENTRAL VENDING SERVICE;)
) OLD FASHION FOODS, INC.;)
) SANDS AND COMPANY, INCORPORATED;)
) SERVOMATION OF ATLANTA, INC.;)
) THE MACKE COMPANY OF GEORGIA; and)
) SHAMROCK SYSTEM, INC.,)
)
) Defendants.)

ORDER MODIFYING FINAL JUDGMENT

Plaintiff United States of America having filed its Complaint herein on August 8, 1973 and certain of the parties having consented to the entry of a Final Judgment on September 23, 1974; and

Plaintiff and defendant Servomation of Atlanta, Inc., by their respective attorneys, having consented to the entry of this Order Modifying 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 without this Order constituting evidence or admission by any party with respect to any such issue; and

The Court having considered the reasons for this modification as presented in the Joint Memorandum of the parties dated May 19, 1980, and having determined that the entry of this Order Modifying Final Judgment is reasonable, fair and in the public interest;

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

ORDERED, ADJUDGED AND DECREED, as follows:

The Final Judgment entered by this Court on September 23, 1974 is hereby modified as to defendant Servomation of Atlanta, Inc. by eliminating in its entirety Paragraph II of said Final Judgment and substituting the following new Paragraph II:

II

"As used in this Final Judgment:

(A) 'Atlanta area' means the Counties of Fulton, DeKalb, Cobb, Douglas and Gwinnett in the State of Georgia;

(B) 'Vending Machine' means any machine or device in the Atlanta area which, when appropriate coins are inserted therein, automatically dispenses merchandise;

(C) 'Operator' means any person owning vending machines which are in operation in locations other than the operator's place of business;

(D) 'Person' means any individual, partnership, firm, association, corporation, or other business or legal entity;

(E) 'Control' means at least a fifty percent ownership interest in the controlled person by the controlling person; and

(F) 'Defendants' or 'each Defendant' shall mean Defendant Servomation of Atlanta, Inc."

Except as specifically modified herein, the September 23, 1974 Final Judgment herein shall remain in full force and effect.

Dated: June 19, 1980

/s/ Albert J. Henderson
~~UNITED STATES DISTRICT JUDGE~~
United States Circuit Judge Sitting As
United States District Judge by
Designation