

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

THE OVERHEAD DOOR DISTRIBUTORS'
ASSOCIATION OF GREATER DELAWARE
VALLEY,

Defendant.

Civil No. 72-198

Filed: May 16, 1972

Entered: June 16, 1972

FINAL JUDGMENT

Plaintiff, United States of America, having filed its Complaint herein on January 27, 1972, 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 this Final Judgment constituting evidence or an admission by any party signatory hereto with respect to any such issue;

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:

I

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

II

The provisions of this Final Judgment shall be binding upon defendant, its officers, directors, agents, employees, and subsidiaries and upon all those persons in active concert or participation with the defendant who receive actual notice of this Final Judgment by personal service or otherwise.

III

Within sixty (60) days of the entry of this Final Judgment, defendant shall distribute a copy of this Final Judgment to each of its current members and former members as shown on the attached list designated as Schedule A, and thereafter shall dissolve forthwith. The remaining assets, if any, shall be applied to the outstanding fine levied against the defendant as a part of the Final Judgment entered on March 7, 1972, in United States v. The Overhead Door Distributors' Association of Greater Delaware Valley, Criminal No. 72-46 (E.D. Pa.). Defendant shall file with this Court and serve upon plaintiff an affidavit as to the fact and manner of compliance with this Section III.

IV

For the purpose of determining or securing compliance with this Final Judgment, any duly authorized representative 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 to its principal office, be permitted, subject to any legally recognized privilege:

(A) Access during the office hours of the defendant to all books, ledgers, accounts, correspondence, memoranda and other records and documents in the possession of, custody or under the control of the defendant relating to any matters contained in this Final Judgment; and

(B) Subject to the reasonable convenience of the defendant and without restraint or interference from the defendant, to interview officers or employees of such defendant who may have counsel present, regarding any such matters.

The defendant, upon such written request of the Attorney General or the Assistant Attorney General in charge of the Antitrust Division, shall submit reports in writing with respect to any of the matters contained in this Final Judgment as may from time to time be requested. No information obtained by the means provided in this Section IV 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 required by law.

V

Jurisdiction is retained for the purpose of enabling either of the parties to this Final Judgment to apply to this Court at any time for such further orders or directions as may be necessary or appropriate for the construction or

the carrying out of this Final Judgment, for the modification of any of the provisions hereof, for the purpose of enabling the plaintiff to apply to this Court for the enforcement of compliance herewith and for punishment of violations hereof.

/s/ E. MAC TROUTMAN

United States District Judge

Dated: June 16, 1972

SCHEDULE A

PRESENT AND FORMER MEMBERSHIP
OF THE OVERHEAD DOOR DISTRIBUTORS'
ASSOCIATION OF GREATER DELAWARE
VALLEY

Ace Overhead Door Company
2701 Grant Avenue
Philadelphia, Pennsylvania 19114

The Arthur Door, Inc.
648 North 5th Avenue
Lindenwold, New Jersey 08021

Crout Door Sales
3649 Frankford Avenue
Philadelphia, Pennsylvania 19134

Crown Door Co., Inc.
428 West Mt. Pleasant Avenue
Philadelphia, Pennsylvania 19119

Cunningham Bros.
R.D. #2, Rt. 38 & Hartford
Mt. Laurel, New Jersey 08057

Deckard Door Co.
10320 Haldeman Avenue
Philadelphia, Pennsylvania 19116

Honeybon Door Co., Inc.
P.O. Box 125
Palmyra, New Jersey 08065

J & J Automatic Garage
Door Company
Ridge Pike & Conshohocken Road
Norristown, Pennsylvania 19401

Merchantville Overhead Door Co.
7519 Maple Avenue
Merchantville, New Jersey 08109

North American Winfield
Rt. 13 & Pennsylvania Turnpike
Bristol, Pennsylvania 19007

Paoli, Inc.
1233 Wrights Lane
West Chester, Pennsylvania 19380

Perrone Door Company, Inc.
300 12th Street, P.O. Box 2
Hammonton, New Jersey 08037

South Jersey Door Sales
South Delsea Drive
P.O. Box 354
Vineland, New Jersey 08360

Waldner Door
412 Bartram Road
Willow Grove, Pennsylvania 19090

John Trombetta
713 Kaighn Avenue
Camden, New Jersey 08103

Norman Wehmeyer
432 Newton Road
Hatboro, Pennsylvania 19040

Wiciak Door Co.
2514 Edgemont Avenue
Chester, Pennsylvania 19013

Wurth Door Co., Inc.
7990 Rockwell Avenue
Philadelphia, Pennsylvania 19111

Young Supply Company
8301 Lansdowne Avenue
Upper Darby, Pennsylvania 19082

Ellis Co.
7456 Limekiln Pike
Philadelphia, Pennsylvania 19138

Belmont Door Company
1021 Maple Avenue
Sharon Hill, Pennsylvania 19079

Door Omatic
145 Durham Road
Pennel, Pennsylvania 19047

Haas Door Company
6341 Lawndale Avenue
Philadelphia, Pennsylvania 19111

Ollis Bros., Inc.
312 Marshall Avenue
Collingdale, Pennsylvania 19023

Zwink Overhead Door
726 Woodland Avenue
Camden, New Jersey 08104

Courters Overhead Door Co.
206 Winding Way Road
Stratford, New Jersey 08084

Mort Bricklin's Electronic
Door Service Co.
Rt. 38 & Hartford Road
Morrestown, New Jersey 08057

Morgan Overhead Garage Doors
9766 Cowden Street
Philadelphia, Pennsylvania 19115