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3 U. S. Department of Justice  
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6 Attorneys for Plaintiff

7  
8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

10  
11 UNITED STATES OF AMERICA, )  
12 Plaintiff, )  
13 v. )  
14 GREATER LOS ANGELES SOLID WASTES )  
MANAGEMENT ASSOCIATION; LOS ANGELES )  
15 SOLID WASTES MANAGEMENT ASSOCIATION; )  
SAN FERNANDO VALLEY REFUSE REMOVAL )  
16 ASSOCIATION, INC.; WEST LOS ANGELES )  
REFUSE REMOVAL ASSOCIATION; and )  
17 SOUTH LOS ANGELES REFUSE REMOVAL )  
ASSOCIATION, )  
18 Defendants. )

Civil No. 74-809-RJK  
Filed: March 27, 1974  
FINAL JUDGMENT  
Entered: April 29, 1974

19  
20 Plaintiff, United States of America, having filed its  
21 Complaint herein on March 27, 1974 and Plaintiff and  
22 Defendants by their respective attorneys, having consented to  
23 the making and entry of this Final Judgment, without admission  
24 by any party in respect to any issue and without this Final  
25 Judgment constituting evidence or an admission by any party  
26 hereto with respect to any such issue:

27 NOW, THEREFORE, before any testimony has been taken  
28 herein, without trial or adjudication on any issue of fact or  
29 law herein, and upon consent of the parties hereto, it is  
30 hereby,

31 ORDERED, ADJUDGED AND DECREED as follows:  
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1 I

2 This Court has jurisdiction over the subject matter of  
3 this action and of the parties hereto. The Complaint states  
4 claims upon which relief may be granted against the Defendants  
5 under Section 1 of the Act of Congress of July 2, 1890, as  
6 amended (15 U.S.C. § 1), commonly known as the Sherman Act.

7 II

8 As used in this Final Judgment:

9 (A) "Person" means any individual, individual pro-  
10 prietorship, partnership, firm, corporation or any other  
11 form of legal entity;

12 (B) "Los Angeles area" means Los Angeles and Orange  
13 Counties in the State of California;

14 (C) "Trash hauling" means the service of collecting,  
15 hauling, and disposing of trash, rubbish, and other solid  
16 wastes; and

17 (D) "Trash hauler" means any person or company engaged  
18 in trash hauling, excluding public employees and governmental  
19 agencies.

20 III

21 The provisions of this Final Judgment shall apply to  
22 each Defendant, to each Defendant's officers, directors,  
23 agents, employees, subsidiaries, successors and assigns, and  
24 to all other persons in active concert or participation with  
25 any of them who receive actual notice of this Final Judgment  
26 by personal service or otherwise.

27 IV

28 Each Defendant is enjoined and restrained from directly  
29 or indirectly, entering into any contract, agreement,  
30 combination or understanding with any person under which  
31 trash haulers will:

32 (A) Refrain from soliciting or competing for each

1 other's customers;

2 (B) Impose requirements of compensation on trash  
3 haulers who solicit or compete for each other's customers;

4 (C) Submit noncompetitive, collusive and rigged bids  
5 or quotations to customers or to potential customers;

6 (D) Fix, maintain or stabilize prices for trash  
7 hauling.

8 V

9 Each Defendant is enjoined and restrained from:

10 (A) Urging, recommending, or suggesting that any of  
11 its members or any other person (1) refrain from soliciting  
12 or competing for each other's customers, (2) impose require-  
13 ments of compensation on trash haulers who solicit or compete  
14 for each other's customers, (3) submit noncompetitive,  
15 collusive and rigged bids or quotations to customers or to  
16 potential customers; and (4) fix, maintain or stabilize  
17 prices for trash hauling;

18 (B) Imposing requirements of compensation on trash  
19 haulers who solicit or compete for each other's customers;

20 (C) Adopting, adhering to, maintaining, enforcing or  
21 claiming any rights under any by-law, rule, regulation, plan  
22 or program which restricts or limits the right of any of its  
23 members to solicit or compete for the customers of any person;  
24 and

25 (D) Taking any action against any trash haulers for  
26 failure to adhere to any plan or program which restricts the  
27 right to compete for or solicit the customers of any other  
28 trash hauler.

29 VI

30 (A) Each Defendant is ordered and directed within ninety  
31 (90) days after the entry of this Final Judgment to eliminate  
32 from its charter, constitution and by-laws, code of ethics,

1 rules and regulations, and other documents governing its  
2 operations any provision which restrains members from en-  
3 croaching upon or competing for other members' customers or  
4 routes, obligates members on the basis of asserted property  
5 rights not to encroach upon or compete for other members'  
6 customers or routes, or which is contrary to or inconsistent  
7 with any of the provisions of this Final Judgment.

8 (B) Each Defendant is ordered and directed to mail  
9 within sixty (60) days after the date of entry of this Final  
10 Judgment, a copy of this Final Judgment to each of its members  
11 and to each person who is now known to have been a member at  
12 any time from January 1, 1969 to the date of entry of this  
13 Final Judgment, and within ninety (90) days from the aforesaid  
14 date of entry to submit to the Plaintiff an affidavit setting  
15 forth the fact and manner of compliance with this Section VI.

16 (C) Each Defendant shall incorporate into its by-laws  
17 the injunctive provisions of Paragraphs IV and V of this  
18 Judgment with the following introduction thereto: "By a  
19 Judgment of the United States District Court for the Central  
20 District of California, this organization, its successors,  
21 assigns and subsidiaries, its directors, officers, agents,  
22 and employees as well as those persons in active concert with  
23 any of them who receive actual notice of this Final Judgment  
24 are enjoined and restrained from:". Each Defendant shall  
25 deliver a copy of its by-laws incorporating the language  
26 set forth above to each person who becomes a member at any  
27 time after the entry of this Final Judgment.

#### 28 VII

29 For a period of ten (10) years from the date of entry  
30 of this Final Judgment, each Defendant is ordered to file  
31 with the Plaintiff, on each anniversary date of this Final  
32 Judgment, a report setting forth the steps it has taken

1 during the prior year to advise such Defendant's officers,  
2 directors and employees of its and their obligations under  
3 this Final Judgment.

#### 4 VIII

5 For the purpose of determining or securing compliance  
6 with this Final Judgment duly authorized representatives  
7 of the Department of Justice shall, upon written request of  
8 the Attorney General or the Assistant Attorney General in  
9 charge of the Antitrust Division, and on reasonable notice  
10 to the Defendants made to their principal offices, be per-  
11 mitted, subject to any legally recognized privilege, and  
12 subject to the rights of the Defendants, if they so desire,  
13 to have counsel present:

14 1. Access during office hours to all books, ledgers,  
15 accounts, correspondence, memoranda and other records and  
16 documents in the possession of or under the control of the  
17 Defendants relating to any matters contained in this Final  
18 Judgment; and

19 2. Subject to the reasonable convenience of the  
20 Defendants, and without restraint or interference from them,  
21 to interview directors, officers, agents or employees of the  
22 Defendants, which persons if they wish may have counsel of  
23 their choosing present, relating to any matters contained in  
24 this Final Judgment. Upon such written request, the  
25 Defendants shall submit such reports in writing, under oath  
26 if so requested, to the Plaintiff, with respect to any of  
27 the matters contained in this Final Judgment as may from  
28 time to time be requested. No information obtained by the  
29 means provided in this Section VII shall be divulged by any  
30 person, other than a duly authorized representative of the  
31 Executive Branch of Plaintiff, except in the course of legal  
32 proceedings to which the United States of America is a party

1 for the purpose of securing compliance with this Final  
2 Judgment or as otherwise required by law.

3 IX

4 Jurisdiction is retained by this Court for the purpose  
5 of enabling either of the parties to this Final Judgment to  
6 apply to this Court at any time for such further orders and  
7 directions as may be necessary or appropriate for the  
8 construction or carrying out of this Final Judgment, for  
9 the modification of any of the provisions hereof, for the  
10 enforcement of compliance therewith; and for the punishment  
11 of violations thereof.

12 DATED: April 29, 1974

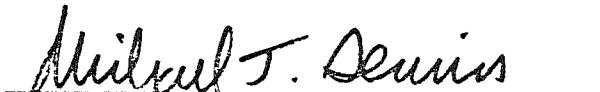
13  
14 /s/ ROBERT J. KELLEHER  
15 UNITED STATES DISTRICT JUDGE

16 APPROVED AS TO FORM:

17 BLECHER, COLLINS & HOECKER  
18 MAXWELL M. BLECHER  
19 HAROLD R. COLLINS, JR.

20 Attorneys for Defendants

21 By   
22 MAXWELL M. BLECHER

23   
24 MICHAEL J. DENNIS  
25 Attorney, Antitrust Division  
26 U. S. Department of Justice  
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