

Trade Regulation Reporter - Trade Cases (1932 - 1992), United States v. Library Binding Institute., U.S. District Court, S.D. New York, 1968 Trade Cases ¶72,623, (Oct. 23, 1968)

United States v. Library Binding Institute.

1968 Trade Cases ¶72,623. U.S. District Court, S.D. New York. Civil No. 66-278. Filed October 23, 1968. Case No. 1081 in the Antitrust Division of the Department of Justice.

Sherman Act

Exchange of Information—Library Bindings—Amended Consent Decree.—A consent decree prohibiting a library binding institute from collecting, compiling, publishing, disseminating or communicating any information concerning prices or other terms or conditions of sale for library binding services, and from initiating, sponsoring, participating in or encouraging such plans, was amended to prohibit such activities when undertaken for the purpose or with the effect of determining, fixing, maintaining or adhering to prices, differentials, discounts or other terms or conditions of sale. Also, the decree was amended to prohibit the institute from disclosing, publishing, disseminating or communicating to any person any information concerning prices, suggested prices, discounts or terms or conditions of sale for library binding services charged or to be charged by any individual library binder.

Modifying and amending consent decree at 1952-1953 Trade Cases ¶ 67,289.

For the plaintiff: Norman H. Seidler, Dept. of Justice, New York, N. Y.; Harry N. Burgess, Dept. of Justice, Washington, D. C.

For the defendant: Dudley A. Weiss, Boston, Mass.

Order Modifying and Amending Final Judgment

WYATT, J.: The parties having moved that the Final Judgment entered on May 23, 1952, in the above-entitled matter be modified and amended and having consented to certain modifications and amendments thereto, and the Court having considered the matter and being duly advised:

Now, Therefore, it is hereby

Ordered, Adjudged and Decreed as follows:

Section V., Subparagraph (A) is modified and amended by deleting the semicolon at the end thereof and adding:

“for the purpose or with the effect of determining, fixing, maintaining or adhering to prices, differentials, discounts or other terms or conditions of sale for library binding services;”

so that Section V, Subparagraph (A) shall read as follows:

“Collecting, compiling, publishing, disseminating or communicating any information concerning prices, suggested prices, discounts or other terms or conditions of sale for library binding services for the purpose or with the effect of determining, fixing, maintaining or adhering to prices, differentials, discounts or other terms or conditions of sale for library binding services;”

Section V, Subparagraph (B) is modified and amended by deleting the semicolon at the end thereof and adding:

“for the purpose or with the effect of determining, fixing, maintaining or adhering to prices, differentials, discounts or other terms or conditions of sale for library binding services;”

so that Section V, Subparagraph (B) shall read as follows:

“Initiating, sponsoring, participating in or encouraging any plan or program for the collection, compilation, dissemination or communication of prices, discounts or other terms or conditions of sale for library

binding services for the purpose or with the effect of determining, fixing, maintaining or adhering to prices, differentials, discounts or other terms or conditions of sale for library binding services;"

Section V is modified and amended by adding after Subparagraph (E) thereof the following Subparagraph (F):

"(F) Disclosing, publishing, disseminating or communicating to any person any information concerning prices, suggested prices, discounts or terms or conditions of sale for library binding services charged or to be charged by any individual library binder."

This order shall be effective upon the date of entry and shall remain in force and effect for a period not to exceed eighteen (18) months or such longer period as the Court may direct.