

**UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF NEW YORK**

UNITED STATES OF AMERICA,  
Plaintiff,

v.

THE GREATER NEW YORK FOOD  
PROCESSORS ASSOCIATION, INC.,  
Defendant.

Civil Action No. 132-227

**DECLARATION OF LAWRENCE REICHER**

I, Lawrence Reicher, do hereby declare and state as follows:

1. I am an attorney admitted to practice in New York and in the Southern District of New York. Since February 2019, I have served as a Counsel to the Assistant Attorney General of the Antitrust Division of the Department of Justice.

2. This Declaration is being submitted in support of the United States of America's Motion to Terminate A Legacy Antitrust Judgment in the above-captioned matter.

3. The statements made in this Declaration are based on the knowledge acquired by me in the performance of my official duties and in conjunction with factual research conducted by other attorneys and staff in the Antitrust Division.

4. In early 2018, the Department of Justice Antitrust Division implemented a program to review and, when appropriate, seek termination of older antitrust judgments in which parties were subjected to some type of affirmative obligation or express prohibition that did not have an expiration date. As part of this process, the Division researched the corporate status of entities subject to these older, legacy antitrust judgments.

5. For the judgment in this case, I instructed the librarians of the Antitrust Division to research and confirm the corporate status of the sole defendant, the Greater New York Food Processors Association, Inc. Based on the information provided to me by the librarians, I believe that the Greater New York Food Processors Association is no longer in business and does not have a successor entity. This belief is based upon the following research by the librarians:

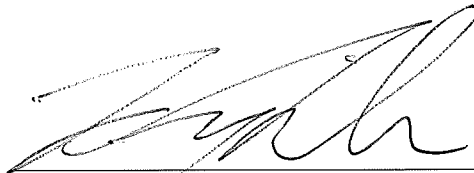
- a. A search of the New York Department of State Division of Corporations database. If the final judgment (as submitted to this Court) or other web search (see below) suggested incorporation information for a defendant in another state, the librarians also checked that state for corporate status.
- b. A search of the Encyclopedia of Associations and IRS Tax Exempt Organization Search, where such organizations or associations were subject to a judgment.
- c. A search of web-based resources for the existence (or succession) of the entity. In addition to general web-based searches, the search included research in one or more of the following resources:
  - i. Lexis and/or Westlaw (news, company, and/or litigation search);
  - ii. historical newspapers from Newsbank, ProQuest, and/or Newspapers.com; and
  - iii. historical company directories held by the Antitrust Division Library.

6. As part of the judgment in this case, the Court ordered the dissolution of the trade association. *See Exhibit A.* Consistent with this Order, the library found last mention of the association in any news article is in 1959. Further, the Association has no contact or registered agent listed, and the entity has no record in the Encyclopedia of Associations or the IRS Tax

Exempt Organization Search. The librarians at the Antitrust Division also found that the Greater New York Food Processors Association has an active New York State incorporation record according to the New York Department of State Division of Corporations database. Given all of the information gathered about the defendant, the librarians at the Antitrust Division suggest that the Greater New York Food Processors Association's active incorporation status in this one source may simply reflect an oversight by the New York Department of State in updating its database to reflect inactive status of this corporation.

Having reviewed this Declaration, I declare, under penalty of perjury that the foregoing is true and correct.

Dated: January 21, 2020  
Washington, D.C.

A handwritten signature in black ink, appearing to read 'L. Reicher', written over a horizontal line.

Lawrence Reicher  
Counsel to the Assistant Attorney General  
United States Department of Justice, Antitrust Division