

UNITED STATES DISTRICT COURT FOR  
THE SOUTHERN DISTRICT OF NEW YORK

USDC SDNY  
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DATE FILED: 1/29/2020

UNITED STATES OF AMERICA,  
Plaintiff,

20 Misc. 29 (LGS)

v.

In Equity No. 54-141

THE WOOL INSTITUTE, INC.  
Defendant.

**ORDER TERMINATING FINAL JUDGMENT**

**WHEREAS,**

The Court having received the motion of Plaintiff, United States of America, for termination of the final judgment entered in the above-captioned case, and the Court having considered all papers filed in connection with this motion, ~~and the Court finding that it is appropriate to terminate the final judgment, it is~~

WHEREAS, Federal Rule of Civil Procedure 60(b)(5) provides that "[o]n a motion and just terms, the court may relieve a party . . . from a final judgment . . . [when] applying it prospectively is no longer equitable." Fed. R. Civ. P. 60(b)(5);

WHEREAS, the sole corporate defendant appears to no longer exist based on a search of corporate records with the New York Department of State Division of Corporations and publicly available records. *See* ECF 1-4 ¶¶ 4-6;

WHEREAS, the United States has provided adequate notice to the public regarding its intent to seek termination of the judgment;

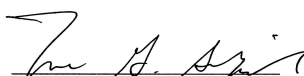
WHEREAS, based on the foregoing, the Court deems that terminating the antitrust judgment is consistent with the public interest. *See United States v. Western Elec. Co.*, 993 F.2d 1572, 1577 (D.C. Cir. 1993) (a court "may reject an uncontested termination only if it has exceptional confidence that adverse antitrust consequences will result"). It is hereby

**ORDERED, ADJUDGED, AND DECREED:**

That said final judgment is hereby terminated.

Dated: January 29, 2020

New York, New York

  
LORNA G. SCHOFIELD  
UNITED STATES DISTRICT JUDGE