

APPENDIX C:

UNITED STATES v. BLUE CHIP STAMP CO., ET AL.

CIVIL NO. 63-1552-F

MODIFICATION SEPT. 28, 1976

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FILED

SEP 28 1976

CLERK, U. S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
BY

DEPUTY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA.)
)
Plaintiff,)
)
vs.)
)
BLUE CHIP STAMP COMPANY;)
ALEXANDER'S MARKETS; LUCKY)
STORES, INC.; MARKET BASKET;)
PURITY STORES, INC.; RALPHS)
GROCERY COMPANY; SAFEWAY)
STORES, INCORPORATED;)
THRIFTMART, INC.; THRIFTY)
DRUG STORES CO., INC.; and)
VON'S GROCERY CO.,)
)
Defendants.)

Civil No. 63-1552-F
ORDER GRANTING MOTION TO
MODIFY SECTION VIII(B)(1)(i)
OF FINAL JUDGMENT

The motion of Blue Chip Stamps for an Order Modifying
Section VIII(B)(1)(i) of the Final Judgment entered on June 5, 1967,
duly came on for hearing before Honorable Warren J. Ferguson, Judge
of the above-entitled Court at 10:00 a.m., on the 27th day of
September, 1976, pursuant to notice thereof duly given to the
parties and the amici who had appeared herein, Gerald W. Connor
appearing for the plaintiff, Martin J. Burke for Blue Chip Stamps,
and G. Richard Doty for Market Basket, and no one having appeared
in opposition to the granting of said motion, and the Court having
considered the affidavits filed in support of said motion, the
Report filed by Dean Harold M. Williams and the pleadings and rec-
ords heretofore filed in this case, and the Court being duly

1 advised in the premises, it is hereby

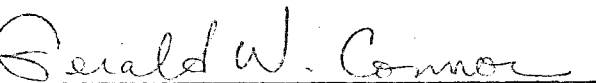
2 ORDERED that notwithstanding the provisions of Section
3 VIII(B) (1) (i) of the Final Judgment, after the date of entry of
4 this Order, Blue Chip Stamps may engage in the trading stamp
5 business on an exclusive franchise basis with California merchants;
6 provided, however that Blue Chip Stamps remains enjoined and
7 restrained from refusing to continue to provide its trading stamp
8 service to each retailer utilizing its service at the date of entry
9 of this Order for the retail locations then being served; and
10 further provided that Blue Chip Stamps remains enjoined and re-
11 strained from refusing to provide its trading stamp service to any
12 retail grocer with annual grocery sales amounting to less than
13 1% of the total annual retail grocery sales in California.

14
15 Dated: September 28, 1976.

16
17 WARREN J. FERGUSON

18 Warren J. Ferguson,
19 United States District Judge

20 Approved as to form:

21
22 

23 Gerald W. Connor,
24 Attorney for Plaintiff