

Trade Regulation Reporter - Trade Cases (1932 - 1992), United States v. Quaker State Oil Refining Corp., U.S. District Court, W.D. Pennsylvania, 1980-81 Trade Cases ¶63,627, (Nov. 3, 1980)

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United States v. Quaker State Oil Refining Corp.

1980-81 Trade Cases ¶63,627. U.S. District Court, W.D. Pennsylvania, Civil No. 56-69 Erie, Dated November 3, 1980.

Case No. 2055, Antitrust Division, Department of Justice.

Sherman Act

Resale Price Fixing: Modification of Consent Decree: Elimination of Original Prohibitions.— A 1969 consent decree entered into by the government and an oil company was modified to eliminate original restrictions and to enjoin the firm only from fixing the prices at which its branded products may be sold or distributed by any buyer or from selling or offering its products upon conditions fixing the prices at which the buyer may sell or distribute the products. The deleted original prohibitions concerned quantity limitations, customers and territories, dissemination of price information, exclusive selling conditions and refusals to deal. A provision for disciplinary action on account of resale prices or customers and territories was also eliminated. The term of the decree was set at 10 years.

Modifying [1969 Trade Cases ¶72,833](#).

For plaintiff: John L. Wilson, Atty., Dept. of Justice. **For defendant:** Robert D. Paul.

Order Modifying Final Judgment Entered July 24, 1969

WEBER, D. J.: Whereas the Plaintiff herein, the United States of America, and defendant, Quaker State Oil Refining Corporation consent to the making of this order, and

Whereas it is in the public interest that the Final Judgment entered by this Court on July 24, 1969 be so modified;

Now Therefore it is Ordered that Section IV of the Final Judgment entered in this action on July 24, 1969 is modified to read:

IV

[Resale Price Fixing]

Defendant is enjoined and restrained from directly or indirectly:

(A) entering into, adhering to, enforcing or claiming, or maintaining any right under any contract, agreement, understanding, plan, or program with any buyer to fix, establish, limit, or restrict the prices at which Q-S products may be sold or distributed by any buyer;

(B) Selling or supplying, or offering to sell or supply Q-S products to any buyer or prospective buyer upon any condition or understanding which fixes, establishes, limits, or restricts the prices at which any buyer or prospective buyer may sell or distribute Q-S products.

It is further Ordered that Section VII of the Final Judgment entered July 24, 1969 is modified by adding at the end thereof the following:

[Effective Date]

This Judgment shall terminate on November 4, 1990, and thereafter it shall be of no further force or effect.