

It is further ordered, That the respondent herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.

IN THE MATTER OF

BEATRICE FOODS COMPANY

ORDER AND OPINION OF DISMISSAL, ETC., IN REGARD TO THE ALLEGED
VIOLATION OF SECTION 7 OF THE CLAYTON ACT

Docket 8814. Complaint, April 30, 1970—Decision, September 28, 1972.

Order and opinion dismissing a complaint alleging violation of Section 7 of the Clayton Act by a Chicago, Illinois, dairy company. The Commission concluded that the evidence is insufficient to support a finding that a violation of Section 7 has been shown in the "national market" of institutional dry foods wholesaling.

COMPLAINT

The Federal Trade Commission, having reason to believe that Beatrice Foods Co. has acquired John Sexton & Co., a corporation, in violation of Section 7 of the Clayton Act, as amended (15 U.S.C., Section 18), and/or in violation of Section 5 of the Federal Trade Commission Act, as amended (15 U.S.C., Section 45), hereby issues this complaint pursuant to Section 11 of the Clayton Act (15 U.S.C. Section 21) and Section 5(b) of the Federal Trade Commission Act (15 U.S.C., Section 45(b)), stating its charges in that respect as follows:

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DEFINITIONS

1. For the purpose of this complaint the following definitions shall apply:

tion, or placing of advertising, and that respondent secure a signed statement acknowledging receipt of said copy of this order from each such person.

It is further ordered, That respondent notify the Commission at least thirty (30) days prior to any proposed change in the corporate respondent such as dissolution, assignment or sale resulting in the emergence of a successor corporation, the creation or dissolution of subsidiaries or any other change in the corporation which may affect compliance obligations arising out of this order.

It is further ordered, That the respondent herein shall within sixty (60) days after service upon them of this order, file with the Commission a report, in writing, setting forth in detail the manner and form in which they have complied with this order.