

Modifying Order

116 F.T.C.

IN THE MATTER OF

PROMODES, S.A., ET AL.

Docket 9228. Consent Order, May 17, 1990--Modifying Order, May 21, 1993

This order reopens the proceeding and modifies the Commission's consent order issued May 17, 1990 (113 FTC 372) by setting aside paragraphs II.A.1 and II.A.2, thereby relieving the respondents of the obligation to divest the two stores described in those paragraphs.

ORDER REOPENING AND MODIFYING ORDER ISSUED MAY 17, 1990

On May 12, 1993, the Commission issued an Order to Show Cause within 30 days why the 1990 order in Docket No. 9228 should not be modified to set aside paragraphs II.A.1. and II.A.2.

On May 14, 1993, respondents Promodes, S.A. and The Red Food Stores, Inc. filed their Answer of Respondents to Order to Show Cause, stating that respondents agree with the Commission's proposal and urge the Commission to enter an order deleting paragraphs II.A.1 and II.A.2 to make clear that respondents no longer have an obligation to divest the two stores described in those paragraphs.

Accordingly, *it is ordered*, that this matter be and it hereby is reopened and that paragraph II of the order in this matter be modified, as of the date this order becomes final, to set aside paragraphs II.A.1. and II.A.2.

IN THE MATTER OF

AE CLEVITE, INC.

CONSENT ORDER, ETC., IN REGARD TO ALLEGED VIOLATION OF
SEC. 5 OF THE FEDERAL TRADE COMMISSION ACT*Docket C-3429. Complaint, June 8, 1993--Decision, June 8, 1993*

This consent order prohibits, among other things, a Michigan manufacturer of locomotive engine bearings and its parent company, T&N PLC, from fixing prices or from inviting its competitors to fix or raise prices for locomotive engine bearings in the future. The consent order requires AE Clevite and T&N to provide copies of the FTC complaint and consent order to the directors and officers of the company, subsidiaries, and divisions engaged in the design, manufacture, marketing or sale of locomotive engine bearings in the United States.

Appearances

For the Commission: *Ronald B. Rowe, Morris A. Bloom and Ernest A. Nagata.*

For the respondent: *Richard Carlton, Sullivan & Cromwell,*
New York, N.Y.

COMPLAINT

Pursuant to the provisions of the Federal Trade Commission Act, and by virtue of the authority vested in it by said act, the Federal Trade Commission, having reason to believe that the Heavywall Bearing Division ("HBD") of J.P. Industries, Inc. ("JPI"), a corporation, the predecessor in interest of Glacier Clevite Heavywall Bearings ("Glacier Clevite"), a division of AE Clevite, Inc. ("AE Clevite"), a corporation (hereinafter sometimes referred to as "respondent"), violated the provisions of said Act, and it appearing to the Commission that a proceeding by it in respect thereof would be in the public interest, hereby issues its complaint stating its charges in that respect as follows: