

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF WEST VIRGINIA
CHARLESTON DIVISION

UNITED STATES OF AMERICA,)	
)	
Plaintiff,)	
)	Civil Action No. 2:07-0329
v.)	
)	Judge Copenhaver
)	
DAILY GAZETTE COMPANY,)	Magistrate Judge Stanley
)	
and)	
)	
MEDIANEWS GROUP, INC.,)	
)	
Defendants.)	
)	

**CERTIFICATE OF COMPLIANCE WITH PROVISIONS OF
THE ANTITRUST PROCEDURES AND PENALTIES ACT**

Plaintiff United States of America, by the undersigned attorneys, hereby certifies that, in compliance with the Antitrust Procedures and Penalties Act, 15 U.S.C. § 16(b)-(h) (“APPA” or “Tunney Act”), the following procedures have been followed in preparation for the entry of the Final Judgment herein:

1. The United States and defendants stipulated to the entry of the proposed Final Judgment and the Stipulation and proposed Final Judgment were filed with the Court on January 20, 2010 (Docket # 200). A revised proposed Final Judgment was filed with the Court on February 26, 2010 (Docket # 211).
2. Pursuant to 15 U.S.C. § 16(b), the United States filed a Competitive Impact Statement with the Court on January 20, 2010 (Docket # 201).

3. Pursuant to 15 U.S.C. § 16(b), the Stipulation, proposed Final Judgment, and Competitive Impact Statement were published in the Federal Register on March 11, 2010. *See* 75 Fed. Reg. 11682.
4. Pursuant to 15 U.S.C. § 16(c), a summary of the terms of the proposed Final Judgment was published in the *Washington Post*, a newspaper of general circulation in the District of Columbia, for seven days beginning March 10, 2010 and ending March 16, 2010, and in the *Charleston Gazette* and *Charleston Daily Mail*, newspapers of general circulation in Charleston, West Virginia, for seven days beginning March 4, 2010 and ending March 11, 2010.
5. Pursuant to 15 U.S.C. § 16(b), copies of the Stipulation, proposed Final Judgment, and Competitive Impact Statement were furnished to all persons requesting them and were made available to the public on the Antitrust Division's Internet site.
6. Pursuant to 15 U.S.C. § 16(g), on March 1, 2010, defendant Daily Gazette Company filed with the Court its disclosure statement concerning written or oral communications by or on behalf of the defendant, or any other person, with any officer or employee of the United States concerning the proposed Final Judgment (Docket # 213). On March 1, 2010, defendant MediaNews Group, Inc. (now known as Affiliated Media, Inc.) filed with the Court its disclosure statement concerning written or oral communications by or on behalf of the defendant, or any other person, with any officer or employee of the United States concerning the proposed Final Judgment (Docket # 212).
7. The sixty-day comment period for this matter prescribed by 15 U.S.C. § 16(b) and (d) for the receipt and consideration of written comments, during which the

proposed Final Judgment could not be entered, ended on May 15, 2010.

8. The United States received no comments from the public on the proposed Final Judgment.
9. The parties in this action have now satisfied all the requirements of the APPA, 15 U.S.C. § 16(b)-(h), as a condition for entering the proposed Final Judgment, and it is now appropriate for the Court to make the necessary public interest determination required by 15 U.S.C. § 16(e) and to enter the proposed Final Judgment.

Respectfully submitted,

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