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U.S.  
UNITED STATES DISTRICT COURT

COURT  
CONN.

DISTRICT OF CONNECTICUT

UNITED STATES OF AMERICA, :

Plaintiff, :

v. :

CIVIL NO. H-75-263

AMAX, INC. and  
COPPER RANGE COMPANY :

Defendants. :

FINAL JUDGMENT AND INJUNCTION

Plaintiff, United States of America, having filed its complaint herein on August 25, 1975, defendants Amax, Inc. and Copper Range Company having appeared and filed answers to the complaint denying the substantive allegations thereof, the testimony having been taken at the trial hereof, and the court having fully considered the matter, including the proposed orders submitted by the parties, and having filed its findings of fact and conclusions of law on October 24, 1975, it is hereby

ORDERED, ADJUDGED AND DECREED AS FOLLOWS:

I.

This court has jurisdiction of the subject matter hereof and of the parties hereto. A merger between the defendants Amax, Inc. and the Copper Range Company would violate Section 7 of the Act of Congress of October 15, 1914, as amended, entitled "an act to supplement existing laws against unlawful

restraint and monopolies and for other purposes commonly known as the Clayton Act (15 U.S.C. Section 18).

II.

The provisions of this Final Judgment shall apply to defendants Amax, Inc. and Copper Range Company, their officers, directors, agents and employees, to their subsidiaries, successors and assigns and to their respective officers, directors, agents and employees, and to all persons in active concert or participation with any of them who receive actual notice of this Final Order by personal service or otherwise.

III.

Defendants Amax, Inc. and Copper Range Company are enjoined from carrying out their merger agreement of July 20, 1975, or any similar plan or agreement, the effect of which would be to merge or consolidate said defendants.

IV.

(A) For the purpose of determining or securing compliance with this Final Order, and subject to any legally recognized privilege, duly authorized representatives of the Department of Justice shall, upon written request of the Attorney General or of the Assistant Attorney General in charge of the Antitrust Division, and on reasonable notice to defendant made to its principal office, be permitted (1) access, during the office hours of defendant, to all books, ledgers, accounts, correspondence, memoranda and other records and documents in the possession or under the control

of defendant relating to any of the matters contained in this Final Order, and (2) subject to the reasonable convenience of defendant and without restraint or interference from it, to interview officers and employees of defendant who may have counsel present, regarding any such matters.

(B) Defendant, upon written request of the Attorney General or the Assistant Attorney General in charge of the Antitrust Division, shall submit reports in writing to the Department of Justice with respect to any matters contained in this Final Order as may from time to time be requested.

No information obtained by the means provided in this Section IV shall be divulged by any representative of the Department of Justice to any person other than duly authorized representatives of the Executive Branch of the United States, except in the course of legal proceedings to which the United States is a party for the purpose of securing compliance with this Final Order or as otherwise permitted by law.

V.

Plaintiff shall recover its costs in this action.

Dated at Hartford, Connecticut, this 3<sup>rd</sup> day of December, 1975.

M. Joseph Blumenfeld  
M. Joseph Blumenfeld  
United States District Judge