

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA**

UNITED STATES OF AMERICA,

Plaintiff,

v.

CRH PLC,

CRH AMERICAS MATERIALS, INC.,

and

POUNDING MILL QUARRY CORPORATION,

Defendants.

CASE NO. 18-cv-1473-DLF

JUDGE: Dabney L. Friedrich

PLAINTIFF UNITED STATES' STATUS REPORT

Pursuant to the Court's August 8, 2018 minute order, plaintiff United States of America submits the following status report.

1. On June 22, 2018, the United States filed a Complaint in the United States District Court for the District of Columbia alleging that the acquisition of Pounding Mill Quarry Corporation ("Pounding Mill") by CRH plc and CRH Americas Materials, Inc. (collectively, "CRH") likely would lessen competition substantially in the markets for aggregate and asphalt concrete used for West Virginia Department of Transportation road projects in southern West Virginia, in violation of Section 7 of the Clayton Act, 15 U.S.C. §18. At the same time the Complaint was filed, the United States filed a Hold Separate Stipulation and Order and a proposed Final Judgment requiring the divestiture of Pounding Mill's Rocky Gap Quarry.

2. As required by the Antitrust Procedures and Penalties Act (APPA), 15 U.S.C. § 16, the United States published the proposed Final Judgment and the Competitive Impact

Statement in the *Federal Register* on July 2, 2018, and caused to be published a summary of the terms of the proposed Final Judgment and the Competitive Impact Statement in the *Washington Post* from July 2, 2018, through July 10, 2018, and in the *Bluefield Daily Telegraph* from July 2, 2018, through July 10, 2018. The public comment period will close on September 10, 2018. No comments have been received to date. Assuming it receives no comments, the United States will file a motion for entry of the Final Judgment and a Certificate of Compliance with the provisions of the APPA within two weeks of the close of the comment period.

3. On July 2, 2018, as required by the proposed Final Judgment, CRH completed the divestiture of the Rocky Gap Quarry to Salem Stone Corporation, the acquirer identified in the proposed Final Judgment. CRH and Pounding Mill have continued to comply with the other requirements of the proposed Final Judgment and the Hold Separate Stipulation and Order.

Dated: August 24, 2018

Respectfully submitted,

FOR PLAINTIFF
UNITED STATES OF AMERICA

/s/

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CERTIFICATE OF SERVICE

I, Christine Hill, hereby certify that on August 24, 2018, I caused a copy of the foregoing Plaintiff United States' Status Report to be served on defendants CRH plc, CRH Americas Materials, Inc., and Pounding Mill Quarry Corporation by mailing the documents electronically to their duly authorized legal representatives as follows:

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