

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

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UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
TENGELMANN)
WARENHANDELSGESELLSCHAFT)
)
and)
)
THE GREAT ATLANTIC & PACIFIC)
TEA COMPANY, INC.)
)
Defendants.)
----- x

Civil Action No. 89- 1621

FILED ✓

JUN 7 1989

Clerk, U.S. District Court
District of Columbia

STIPULATION

It is stipulated by and between the undersigned parties, by their respective attorneys, that:

1. The parties consent that a Final Judgment in the form hereto attached may be filed and entered by the Court, upon the motion of any party or upon the Court's own motion, and without further notice to any party or other proceedings, provided that plaintiff has not withdrawn its consent, which it may do at any time before the entry of the proposed Final Judgment by serving notice thereof on defendants and by filing that notice with the Court.


2. Defendants waive any objection to venue or jurisdiction for purposes of the proposed Final Judgment.

3. This Stipulation and the Final Judgment to which it relates are for settlement purposes only and do not constitute an admission by defendant in this or any other proceeding that Section 7A of the Clayton Act, 15 U.S.C. § 18a, or any other provision of law has been violated.

4. In the event plaintiff withdraws its consent or if the proposed Final Judgment is not entered pursuant to this Stipulation, this Stipulation shall be of no effect whatever and the making of this Stipulation shall be without prejudice to any party in this or any other proceeding.

Dated: 5/15/89

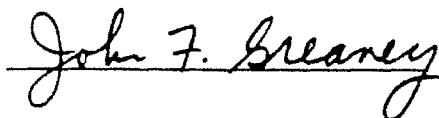
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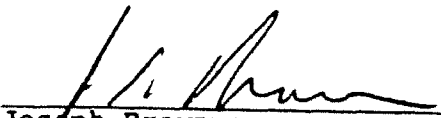


John F. Breaney



Ronald B. Rowe
Assistant Director

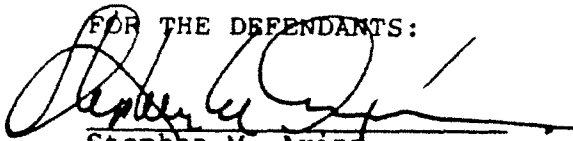
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