



Office of the Secretary

UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580

January 13, 2011

VIA E MAIL

Mr. Ben Rosenfeld
State of New York

Re: *In the Matter of Simon Property Group, Inc.*
File No. 101 0061, Docket No. C-4307

Dear Mr. Rosenfeld,

Thank you for your comment regarding the proposed consent order in the above-captioned matter. The Commission has placed your comment on the public record.

The comment you submitted states "The existing tenants that are affected by the radius restrictions should have the restrictions removed as well. It should not be for only new entrants into market." The Commission agrees with you, and the proposed order does remove radius restrictions for existing tenants. Section VI.A. of the proposed order, which prohibits Simon from enforcing radius restrictions for four years, applies regardless of when the lease was "entered into." To the extent your comment suggests that the four-year period during which radius restrictions are to be lifted is too short, the Commission believes that this time period is long enough to facilitate entry and spur competition in the Orlando and Chicago areas.

After considering your comment, the Commission has determined that the public interest would be served by issuing the Decision and Order for this matter in its final form. We appreciate your interest in this matter. A copy of the final Decision and Order is attached for your information.

By direction of the Commission.

Donald S. Clark
Secretary

Attachment