



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

Bureau of Competition

November 17, 1995

Mr. Albert E. Pope  
President  
United Egg Producers  
1303 Hightower Trl., Ste. 200  
Atlanta, GA 30350

Dear Mr. Pope:

The Commission has conducted an investigation of whether your association's 1978 agreement with Nabisco Foods Group to restrict certain types of advertising may have violated section 5 of the Federal Trade Commission Act.

Upon further investigation and review of this matter, it now appears that no further action is warranted by the Commission at this time. We note that the 1978 agreement has been modified by a federal court to preclude only false statements and we have not found the existence of any similar agreement with other egg substitute producers. Accordingly, the investigation has been closed. This action is not to be construed as a determination that a violation may not have occurred, just as the pendency of an investigation should not be construed as a determination that a violation has occurred.

The Commission reserves the right to review and take further action in the future relating to advertising restrictions involving your association.

Sincerely,

Michael E. Antalics  
Assistant Director

cc: Martin I. Eisenstein, Esq.  
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