

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



Non-Mergers II Division
Bureau of Competition

December 1, 1995

Chip Cole
Vice President, Legal and
Assistant General Counsel
Albertson's, Inc.
Box 20
Boise, ID 83726

Re: FTC File No. 921 0046

Dear Mr. Cole:

The Bureau of Competition of the Federal Trade Commission has conducted a nonpublic investigation to determine whether food brokers, grocery retailers or wholesalers, or others engaged in, or are engaging in, unfair methods of competition or unfair or deceptive acts or practices in or affecting commerce in violation of Section 5 of the Federal Trade Commission Act or conduct in violation of Section 2(c) the Robinson-Patman Act in connection with brokerage arrangements in the food distribution industry.

Upon further review of this matter, it now appears that no further action is warranted by the Commission at this time. 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 take such further action as the public interest may require.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Michael D. McNeely".

Michael D. McNeely
Assistant Director