

of the Federal Rules of Civil Procedure and the Local Rules of the United States District Court for the Southern District of Georgia, and states that the disposition of the case will be consistent with the APPA.

1. On February 15, 1996, the United States filed a Complaint and a Stipulation by which the parties agreed to the Court's entry of an attached proposed Final Judgment following compliance with the APPA.

2. The United States also filed on February 15, 1996, a Competitive Impact Statement as required by 15 U.S.C. 16(b).

3. The APPA also requires the United States to publish a copy of the proposed Final Judgment and the Competitive Impact Statement in the Federal Register. It further requires the publication of summaries of the terms of the proposed Final Judgment and the Competitive Impact Statement in at least two newspapers of general circulation. This notice will inform members of the public that they may submit comments about the Final Judgment to the United States Department of Justice, Antitrust Division. 15 U.S.C. 16(b)-(c).

4. Following such publication in the newspapers and Federal Register, a sixty-day waiting period will begin. During this time, the United States will consider, and at the close of that period respond to, any public comments that it receives. It will publish the comments and its responses in the Federal Register. 15 U.S.C. 16(d).

5. After the expiration of the sixty-day period, the United States will file with the Court the comments, the Government's responses, and a Motion For Entry of the Final Judgment. 15 U.S.C. 16(d).

6. After the filing of the Motion For Entry of the Final Judgment, the Court may enter the Final Judgment without a hearing, if it finds that the Final Judgment is in the public interest. 15 U.S.C. 16(e)-(f).

7. The parties fully intend to comply with the requirements of the APPA.

As stated above, the Antitrust Procedures and penalties Act governs the disposition of civil antitrust cases brought and settled by the United States. Discovery between the parties, which have consented to the proposed settlement filed with the Court, is unnecessary. Accordingly, the attached Order is justified and should be entered by the Court.

Respectfully submitted,

Harry D. Dixon, Jr.,

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Nancy H. McMillen,

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#### Certificate of Service

I hereby certify that on February 15, 1996, a true and correct copy of the foregoing has been served on the parties below by placing a copy of this MOTION OF UNITED STATES TO EXCLUDE CASE FROM ALL DISCOVERY REQUIREMENTS AND TO FOLLOW THE PROCEDURES OF THE ANTITRUST PROCEDURES AND PENALTIES ACT in the U.S. Mail, postage prepaid, to the addresses given below.

For Defendants Waste Management of Georgia, Inc., Waste Management of Louisiana, Inc., and Waste Management, Inc.:

Michael Sennett, Esquire, Bell, Boyd & Lloyd, 3 First National Plaza, 70 West Madison Street, Chicago, IL 60602

Robert Bloch, Esquire, Mayer, Brown & Platt, 2000 Pennsylvania Ave. NW., Washington, DC 20006

Harold Hellin, Esquire, Glen Darbyshire, Esquire, Hunter, MacLean, Exler & Dunn, 200 East Street Julian, Savannah, GA 31401.

Nancy H. McMillen,

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United States District Court for the Southern District of Georgia Savannah Division

In the matter of *United States of America, Plaintiff, v. Waste Management of Georgia, Inc., d/b/a Waste Management of Savannah, Waste Management of Louisiana, Inc. d/b/a Waste Management of Central Louisiana, and Waste Management, Inc., Defendants.* Civil Action No.: CV496-35, filed: Feb. 15, 1996.

Order Excluding Case From All Discovery Requirements and To Follow the Procedures of the Antitrust Procedures and Penalties Act

Plaintiff, the United States of America, has moved the Court to exclude this case from all discovery requirements under the Federal Rules of Civil Procedure and the Local Rules of the United States District Court for the Southern District of Georgia, given that the disposition of negotiated civil antitrust consent decrees are governed by the Antitrust Procedures and Penalties Act, 15 U.S.C. 16 (b)-(h). The

Court is of the opinion that this motion should be granted.

It is therefore Ordered that this case is excluded from all discovery requirements under the Federal Rules of Civil Procedure and the Local Rules of the United States District Court for the Southern District of Georgia. It is further ORDERED that the Defendants are not required to file any responsive pleading to the Complaint.

It is also therefore Ordered that the procedures to be followed in this case shall be consistent with the Antitrust Procedures and Penalties Act, 15 U.S.C. 16 (b)-(h).

Dated: \_\_\_\_\_

United States District Judge.

[FR Doc. 96-5040 Filed 3-4-96; 8:45 am]

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#### **Notice Pursuant to the National Cooperative Research and Production Act of 1993—IHDT Cooperative Agreement Program**

Notice is hereby given that, on November 6, 1995, pursuant to Section 6(a) of the National Cooperative Research and Production Act of 1993, 15 U.S.C. § 4301 *et seq.* ("the Act"), IHDT Cooperative Agreement Program, has filed written notifications simultaneously with the Attorney General and the Federal Trade Commission disclosing (1) the identities of the parties and (2) the nature and objectives of the Program. The notifications were filed for the purpose of invoking the Act's provisions limiting the recovery of antitrust plaintiffs to actual damages under specified circumstances. Pursuant to Section 6(b) of the Act, the identities of the parties are: Bell Helicopter Textron Inc., Hurst, TX; and McDonnell Douglas Helicopter Systems, Mesa, AZ.

The nature and objectives of this Program are the development of integrated software and database architecture that will assist U.S. aerospace companies and civilian and military program managers to reduce cycle time and to improve product affordability in the design, manufacture, and maintenance of rotocraft.

Constance K. Robinson,

*Director of Operations, Antitrust Division.*

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