

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FEDERAL TRADE COMMISSION,

Plaintiff,

v.

ALIMENTATION COUCHE-TARD INC.,

and

CROSSAMERICA PARTNERS LP,

Defendants.

Civil Action No.

20-1816 (JEB)

FINAL JUDGMENT

Plaintiff, the Federal Trade Commission, having commenced this civil action by filing its Complaint herein for alleged violations of Paragraphs II.A. and IX.B. of the Decision and Order issued by the Federal Trade Commission on February 15, 2018, and of Paragraphs II.A., II.B. and II.D. of the Order to Maintain Assets issued by the Federal Trade Commission on December 15, 2017, in FTC Docket No. C-4635 (collectively, the "Orders"), and Defendants Alimentation Couche-Tard Inc. and CrossAmerica Partners LP (collectively, "Defendants"), having agreed to the entry of the Final Judgment in settlement of disputed claims and without any admission by Defendants as to the facts alleged, other than jurisdictional facts:

NOW, THEREFORE, prior to taking of any testimony, civil discovery, and without trial or adjudication of any issue of fact or law herein, and upon the consent of the parties hereto, it is hereby

ORDERED, ADJUDGED, AND DECREED as follows:

I.

The Court has jurisdiction of the subject matter herein and each of the parties consenting hereto. The Complaint asserts claims upon which relief can be granted against Defendants under Section 5(l) and 16(a)(1) of the Federal Trade Commission Act, 15 U.S.C. §§ 45(l) and 56(a)(1).

II.

Judgment is hereby entered upon Stipulation, in settlement of disputed claims, in favor of the Plaintiff; the Federal Trade Commission, and against Defendants, without trial or adjudication of any issue of fact or law herein. Defendants shall comply with the provisions of this Final Judgment.

III.

Defendants shall pay to the Federal Trade Commission a civil penalty in the amount of three million five-hundred thousand dollars (\$3,500,000), which shall be paid and delivered in the following manner:

- A. Payment shall be made within thirty (30) days after entry of this Final Judgment;
- B. Payment shall be made by wire transfer of funds to the Federal Trade Commission pursuant to instructions provided by Plaintiff; and
- C. In the event of a default in payment, interest at the rate of eighteen (18) percent per annum shall accrue thereon from the date of the default to the date of payment.

IV.

Each party shall bear its own costs, including attorney fees, of this action.

V.

This Final Judgment resolves all of the allegations in the Complaint. Entry of this Final Judgment is in the public interest.

Dated: 7/15/20


United States District Judge

7/15/20

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