

United States District Court, Northern District of Illinois

Name of Assigned Judge or Magistrate Judge	James B. Zagel	Sitting Judge if Other than Assigned Judge	
CASE NUMBER	03 C 2528	DATE	9/2/2004
CASE TITLE	UNITED STATES vs. UPM		

[In the following box (a) indicate the party filing the motion, e.g., plaintiff, defendant, 3rd party plaintiff, and (b) state briefly the nature of the motion being presented.]

MOTION:

DOCKET ENTRY:

- (1) Filed motion of [use listing in "Motion" box above.]
- (2) Brief in support of motion due _____.
- (3) Answer brief to motion due _____. Reply to answer brief due _____.
- (4) Ruling/Hearing on _____ set for _____ at _____.
- (5) Status hearing[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (6) Pretrial conference[held/continued to] [set for/re-set for] on _____ set for _____ at _____.
- (7) Trial[set for/re-set for] on _____ at _____.
- (8) [Bench/Jury trial] [Hearing] held/continued to _____ at _____.
- (9) This case is dismissed with prejudice and without costs by agreement
- (10) [Other docket entry] Enter stipulated order of dismissal.
- (11) [For further detail see order attached to the original minute order.]

<input type="checkbox"/> No notices required, advised in open court. <input type="checkbox"/> No notices required. <input type="checkbox"/> Notices mailed by judge's staff. <input type="checkbox"/> Notified counsel by telephone. <input checked="" type="checkbox"/> Docketing to mail notices. <input type="checkbox"/> Mail AO 450 form. <input type="checkbox"/> Copy to judge/magistrate judge.	courtroom deputy's initials DW	U.S. DISTRICT COURT CLERK 2004 SEP -3 AM 8:24	number of notices	Document Number 91
			SEP 3 2004 date docketed	
			[Signature] docketing deputy initials	
			date mailed notice	
			mailing deputy initials	

Granted
JBZ

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

_____)
UNITED STATES OF AMERICA,)
)
Plaintiff,)
)
v.)
)
UPM-KYMMENE, OYJ, <i>et. al.</i>)
)
Defendants.)
_____)

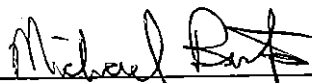
Civil No: 03 C 2528 (J. Zagel)

DOCKETED
SEP 03 2004

STIPULATED DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a), Plaintiff, the United States of America, and the Defendants UPM-Kymmene, Oyj, Raflatac, Inc., Bemis Company, Inc., and Morgan Adhesives Company hereby stipulate that this action is voluntarily dismissed without prejudice. Attached hereto are letters from counsel for Defendants to Michael Bishop, an attorney for the Plaintiff, which formed the basis of Plaintiff's agreement to this stipulation. Each party to this action will bear its own costs.

For Plaintiff:



 Michael Bishop, Attorney
 Antitrust Division
 U.S. Department of Justice
 1401 H Street, NW
 Suite 4000
 Washington, D.C. 20530
 (202) 353-3894

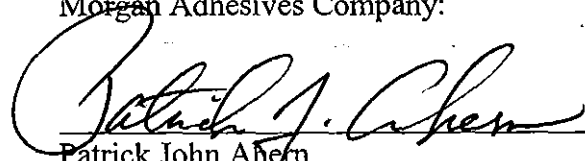
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For Defendants UPM-Kymmene, Oyj and
Raflatao, Inc.:



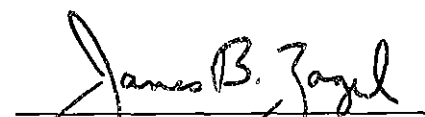
Irene Savanis Fiorentinos
Jones Day
77 W. Wacker
Chicago, IL 60601-1692
(312) 782-3939

For Defendants Bemis Corporation and
Morgan Adhesives Company:



Patrick John Ahern
Baker & McKenzie
130 East Randolph Drive
Suite 3200
Chicago, IL 60601
(312)861-3735

IT IS SO ORDERED


Honorable James B. Zagel
United States District Judge

DATE:

SEP 02 2004

Michael Bishop
U.S. Department of Justice
Antitrust Division
Litigation I Section
City Center Building
1401 H Street, NW
Suite 4000
Washington, DC 20530

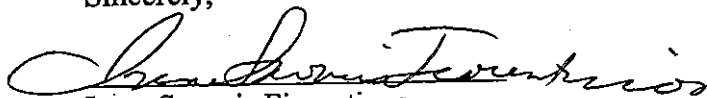
Re: United States v. UPM/Kymmene, Oyj, et. al. (No. 03 C 2528) (Zagel, J.)

Dear Michael:

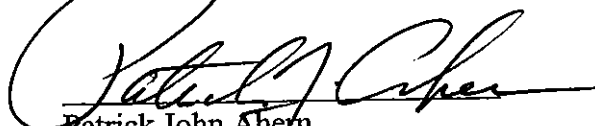
This confirms our agreement concerning the above referenced action. UPM-Kymmene Oyj has terminated plans to purchase the Morgan Adhesives Company ("MACTac") from Bemis Corporation. Defendants have no present intention to combine all or any parts of these businesses. The Defendants further acknowledge that, in accordance with 16 C.F.R. § 803.7, their Hart-Scott-Rodino Premerger Notification filings have expired for the above referenced transaction.

We understand that the United States of America is relying on the foregoing representations and agreements by Defendants in stipulating to dismissal of the referenced civil action without prejudice.

Sincerely,



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Jones Day
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