IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division

STEVES AND SONS, INC.,

Plaintiff,

v. Civil Action No. 3:16-cv-545

JELD-WEN, INC.,

Defendant.

ORDER

For the reasons set forth on the record at trial on February 14, 2018, having considered PLAINTIFF STEVES AND SONS, INC.'S MOTION FOR JUDGMENT AS A MATTER OF LAW (ECF No. 987), it is hereby ORDERED that the motion is denied. Defendant has presented sufficient evidence from which a reasonable jury could conclude that Defendant's 2012 acquisition of CraftMaster Manufacturing, Inc. created efficiencies of the type that may be relevant to the jury's decision about whether the merger caused anticompetitive effects in the relevant market, such that the acquisition violated Section 7 of the Clayton Act. The motion is also denied to the extent that it seeks judgment as a matter of law on Count Four.

It is so ORDERED.

/s/ REP
Robert E. Payne
Senior United States District Judge

Richmond, Virginia
Date: February 14, 2018