

Table A

American Antitrust Institute Comments – Enforcement Institutions

STATE ATTORNEY GENERAL
MULTISTATE ANTITRUST CASES

1983-Present

YEAR	INDUSTRY	DEFENDANTS	FEDERAL AGENCY	LEAD STATE(S)	TYPE OF CASE	REMEDY	COMMENTS
1983	Automobile paint protection package	Mid-Atlantic Toyota Distributors, Inc.; Carecraft Industries; Fredrick R. Weisman	No	Maryland	Tying	Consumer damages; injunction	
1983	Highway construction/materials	Hendrickson Brothers; Amfar Asphalt Corp; Francis Ambrosio; Anthony Farino; Jack Farino and Lizza Industries; Pratt & Pratt; James J. Pratt; and Herbert Hochreiter	DOJ	New York	Bid-rigging	Public entity damages	Followed DOJ criminal case.
1986	Camera products	Minolta	No	Maryland, New York and Pennsylvania	Vertical price-fixing (RPM)	Consumer damages; injunction	
1989	Electronic products	Panasonic (Matsushita Electric Corp. Of America)	No	New York	Vertical price-fixing (RPM)	Consumer money damages; injunction	
1991	Videogame cartridges	Nintendo	FTC	New York and Maryland	Vertical price-fixing (RPM)	Consumer damages; injunction	FTC focused on injunctive relief, sought states consumer damages.
1991	Clozapine/Clozaril - schizophrenia drug	Sandoz Pharmaceuticals; Caremark	FTC	New York, California, Connecticut, Massachusetts, Minnesota, New Jersey, Virginia and Washington	Monopolization, Tying	Consumer damages; injunction	Loosely parallel, states worked case fairly independently of FTC.
1992	Electronic products	Mitsubishi	No	Maryland, New York and Florida	Vertical price-fixing (RPM)	Consumer damages; injunction	

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1993	Cable T.V.	Primestar; ATC Satellite; Comcast; Comcast DBS; Continental Cablevision; Continental Satellite; Cox Enterprises; Cox Satellite; GE American Communications; GE Americom Services; New House Broadcasting; New Vision Satellite Telecommunications; Time Warner; Warner Cable; Time Warner Entertainment; United Artists Viacom; Viacom K- Band; TCI-K-1	DOJ	California, Maryland, Massachusetts, New York, Ohio, Pennsylvania and Texas	Monopolization	Injunction	Worked separately from DOJ; relief obtained by states was broader than DOJ remedy.
1993	Women's athletic shoes	Keds	No	New York	Vertical price-fixing (RPM)	Consumer damages (cy pres); injunction	
1994	Airfares	Alaska Airlines; American Airlines; Continental Airlines; Delta Airlines; Northwest Airlines; Transworld Airlines; United Airlines; US Air; Airline Tariff Publishing	No	Ohio, Florida and New York	Horizontal price- fixing	Public entity damages	
1994	Disposable replacement contact lenses	Bausch & Lomb; Johnson & Johnson Vision Products (Vistakon); CIBA Vision; American Optometric Association	No	Florida, New York and California	Boycott	Consumer damages; injunction	FTC separately investigated without taking action.

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1994	Commercial general liability insurance	Hartford Fire Insurance; Aetna Casualty and Surety; Allstate Insurance; General Reinsurance; Insurance Services Office; CIGNA; Insurance Company of North America; Constitution Reinsurance; Mercantile & General Reinsurance Company of America; North American Reinsurance; Prudential Reinsurance; Reinsurance Association of America; Winterthur Swiss Insurance; Alexander Reinsurance Intermediaries; CNA Re Ltd; Excess Insurance Company Limited; London and Edinburgh Insurance Group, Ltd.; Kemper Reinsurance London; Unionamerica Insurance Company; Continental Reinsurance Corporation Limited; Merrett Underwriting Agency Management Limited; Three Quays Underwriting Management Limited; Janson Green Management Limited; C.J.W. Limited; Lambert Brothers Limited; Murray Lawrence & Partners; D.P. Mann Underwriting Agency Limited; Robin A.G. Jackson; Peter N. Miller; Oxford Syndicate Management Limited; Edwards & Payne Limited; Ballantyne, McKean & Sullivan Limited; R.K. Carvill & Company; Terra Nova	No	California and New York	Boycott	Funding of non-profit organization to provide training, education, and technical services to public entity risk pools, etc.; injunction	Case brought after DOJ declined request by states to pursue investigation.
1995	Women's athletic shoes	Reebok International and The Rockport Company	No	New York	Vertical price-fixing (RPM)	Consumer damages injunction	

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1995	Toys	Playmobil USA	No	Pennsylvania, New Jersey and Connecticut	Vertical price-fixing (RPM)	Injunction	
1995	Solid waste hauling	Browning-Ferris Industries	DOJ	Florida and Maryland	Merger	Divestiture; injunction	Jointly conducted with DOJ.
1996	Law publications	The Thomson Corporation; West Publishing	DOJ	California and New York	Merger	Divestiture	Jointly conducted with DOJ.
1996	Supermarkets	Koninklijke Ahold NV, Ahold USA and The Stop & Shop	FTC	Connecticut and Massachusetts	Merger	Divestiture	Parallel investigation w/ FTC.
1996	Waste hauling	USA Waste Services; Sanifill	DOJ	Texas and Pennsylvania	Merger	Divestiture	Jointly conducted with DOJ.
1997	Agricultural chemicals	American Cyanamid	FTC	Missouri and Wisconsin	Vertical price-fixing (RPM)	Injunction; money damages (cy pres)	The states began this case independent of the FTC and invited the FTC to participate with them in obtaining injunctive relief.
1997	Toys	Toys "R" Us; Hasbro; Mattel; The Little Tikes Company; Tyco Industries	FTC	New York	Monopolization; horizontal non-price restraints	Consumer damages (cy pres) injunction	Followed FTC administratively obtained injunction.
1997	Farm chemicals	Zeneca	No	Texas, Washington and Oregon	Vertical price-fixing (RPM)	Consumer damages (cy pres)	
1997	Salt mining, salt products	Cargill Akzo Nobel, N.V.; Akzo Nobel; Akzo Nobel Salt	DOJ	New York, Pennsylvania and Ohio	Merger	Divestiture	Parallel merger review with DOJ.
1997	Retail gasoline	Texaco and Shell	FTC	Washington, Oregon and California	Merger	Divestiture	Separate merger reviews by FTC and states.

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1997	Financial investment companies	A.G. Edwards & Sons; Bear, Stearns & Co.; BT Alex, Brown; CIBC Oppenheimer Corp.; Cowen & Company; Credit Suisse First Boston Corp.; Dean Witter Reynolds; Donaldson, Lufkin & Jenrett Securities Corp.; Everen Securities, Inc.; Furman Selz LLC; Goldman Sachs & Co.; Hambrecht & Quist LLC; J.C. Bradford & Co., LLC; J.P. Morgan Securities; Legg Mason Wood Walker, Inc.; Lehman Brothers Inc.; Mayer & Schweitzer; Merrill Lynch, Pierce, Fenner & Smith; Morgan Stanley & Co.; Nash, Weiss & Co.; Olde Discount Corporation; Painwebber; Piper Jaffray; Prudential Securities; The Robinson-Humphrey Company; Salomon Brothers; Smith Barney; Spear, Leeds & Kellogg, LP (Troster Singer); UBS Securities LLC; Weeden & Co., L.P.; Sherwood Securities Corp	No	California, Florida and Washington	Price-fixing	Public entity damages; injunction	Informally worked with private plaintiff lawyers to ensure individual investors and public pension funds were fairly represented.
1998	Movie theaters	Loew's Theatres; Cineplex Odeon; Sony Corp. of America; J.E. Seagram	DOJ	New York and Illinois	Merger	Divestiture	Parallel merger review with DOJ
1998	Crude oil supply	Texaco and Shell	FTC	California	Merger	Divestiture	Parallel merger review w/ FTC.
1998	Waste hauling	Waste Management; Ocho Acquisition; Eastern Environmental Services	DOJ	New York, Florida and Pennsylvania	Merger	Divestiture	Jointly conducted with DOJ.

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1999	Vitamins and vitamin products	F. Hoffman-LaRoche; BASF; Aventis; Takeda Chemical Industries; Eisai Co.; and Daiichi Pharmaceutical	DOJ	New York, Wisconsin, Florida, Illinois, District of Columbia and Minnesota	Horizontal price-fixing	Consumer and public entity damages, injunction (cy pres)	Followed DOJ criminal case.
1999	Wholesale gasoline	Exxon and Mobil	FTC	New York, New Jersey, Alaska, Texas and California	Merger	Divestiture	Jointly conducted with FTC.
1999	Trash hauling and disposal	USA Waste Services; Dome Merger Subsidiary; Waste Management	DOJ	Ohio	Merger	Divestiture	Merger review jointly conducted and litigated with DOJ in single complaint.
1999	Supermarkets	Albertson's; American Stores Company	FTC	California, New Mexico and Nevada	Merger	Divestiture	Parallel merger review with FTC.
1999	Software	Microsoft	DOJ	New York, California, Ohio, Iowa, Connecticut, Massachusetts and West Virginia	Monopolization	Injunction	Worked jointly through liability phase of court case with DOJ; 9 states pursued separate remedies proceeding after DOJ and 9 other states settled.
2000	Women's dress shoes	Nine West Group and Jones Apparel Group	FTC	Florida and New York	Vertical price-fixing (RPM)	Consumer damages; injunction	Independently developed by Florida and FTC at same time from separate complaints. FTC obtained injunctive relief/states obtained injunctive relief and consumer damages (cy pres).
2000	Commercial tissue products	Kimberly-Clark Corporation, Scott Paper Company, Inc., Georgia Pacific Corporation, Ft. Howard Corporation, Bay West Paper Corp., Cascades Industries, Inc., Encore Paper Company, Inc., James River Corp. of Virginia, Marcal Paper Mills, Inc., Wisconsin Tissue Mills, Inc.	No	Florida	Horizontal price-fixing	Public entity damages, injunction	
2000	Wholesale gasoline	BP and Amoco	FTC	California	Merger	Divestiture	Parallel merger review with FTC.

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2000	Clorazepate and Lorazepam - anti-anxiety medications	Mylan Labs; Cambrex; Profarmaco S.R.L.; Gyma Labs; SST	FTC	Ohio and Maryland	Monopolization	Injunction, consumer and public entity damages (direct cy pres)	This case was worked jointly from investigation to filing to settlement with the FTC after FTC and states received independent disbursement; FTC injunction; states obtained consumer and public entity damages as well as injunction.
2000	Crude oil supply	BP Amoco plc; Atlantic Richfield (ARCO)	FTC	California, Oregon and Washington	Merger	Divestiture	Parallel merger review with FTC.
2001	Retail gasoline	Chevron and Texaco	FTC	California, Washington, Oregon and Texas	Merger	Divestiture	Parallel merger review with FTC.
2001	Buspirone - anti-anxiety medication	Bristol Myers Squibb; Danbury Pharmacal; Watson Pharma	FTC	Texas, Maryland and New York	Monopolization	Injunction, consumer and public entity damages	Developed separately from FTC, but worked with FTC closely on injunctive relief; money damages obtained separately.
2001	Wholesale gasoline	Valero Energy and Ultramar Diamond Shamrock	FTC	California, Oregon	Merger	Divestiture	Parallel merger review with FTC.
2001	Milk	Suiza Food; Stop & Shop Supermarket	DOJ	Massachusetts and Maine	Merger	Divestiture	Parallel merger review w/ DOJ.
2001	Stamp auction	Anthony Feldman; John Apfelbaum; Earl P.L. Apfelbaum; David Felder; David Felder, Inc.; Stephen Osborne; Dana Okey; Etienne De Chertsey; Kees Quirjns; Lewis Berg; Mark Morrow; Mark Morrow Stamps	DOJ	New York	Bid-rigging	Consumer damages; injunction	DOJ criminal proceedings followed New York investigation.
2002	Taxol® - cancer medication	Bristol-Myers Squibb	FTC	Ohio, Maryland and Florida	Monopolization	Consumer and public entity damages; free products; injunction	FTC and states worked parallel cases; FTC obtained injunctive relief; states obtained money damages and adopted FTC injunction.
2002	George Forman grills	Salton	No	New York and Illinois	Vertical price-fixing (RPM)	Consumer damages (cy pres); injunction	

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2002	Compact discs	BMG Music; Bertelsmann Music Group; Capitol Records; EMI Music; Virgin Records America; Priority Records; Tower Records; Musicland; Song Music Entertainment; Trans World Entertainment; Universal Music Group; Universal Music; Video Distribution	FTC	Florida, New York and Texas	Vertical price-fixing (minimum advertised pricing)	Injunction; consumer damages; free product (direct and cy pres)	Florida developed separately and w/o knowledge of FTC investigation; FTC obtained injunction/states obtained consumer damages.
2002	Retail gasoline	Phillips Petroleum and Conoco	FTC	Utah and Oregon	Merger	Divestiture	Parallel merger review with FTC.
2002	Natural gas	Phillips Petroleum and Conoco	FTC	Texas and New Mexico	Merger	Divestiture	Parallel merger review with FTC.
2003	Cardizem CD - cardiac medication	Aventis S.A.; Hoechst Aktiengesellschaft; Aventis Pharmaceuticals; Carderm Capital; Andrx Cooperation	FTC	New York and Michigan	Monopolization	Consumer and public entity damages, injunction	States case followed FTC administratively obtained injunction.
2003	Medical waste hauling	Stericycle; Scherer Healthcare	No	Connecticut and Massachusetts	Merger	Divestiture	
2003	Print/newspapers	Village Voice Media, LLC and NT Media, LLC	DOJ	Ohio and California	Market allocation	Injunction	Parallel investigation with DOJ.
2003	Electronic fund transfers	First Data; Concord EFS	DOJ	Ohio, Texas and District of Columbia	Merger	Divestiture	Jointly conducted with DOJ.
2004	Mobile wireless services	Cingular Wireless; SBC Communications; BellSouth; AT&T Wireless Service	DOJ	Connecticut and Texas	Merger	Divestiture	Jointly reviewed by DOJ and states.
2004	Children's Motrin	Perrigo Co.; Alphaarma Co.	FTC	Maryland	Market allocation	Civil penalties	Parallel investigation with FTC.
2004	Remeron - anti-anxiety medications	Organo-USA, Inc.; FTC Akzo Nobel N.V.	FTC	Texas and Florida	Monopolization	Consumer and public entity damages; injunction	FTC was invited into the case to obtain administrative injunction, but FTC ended-up taking no action in light of results in states' case.
2004	Enterprise-level business applications	Oracle Corp.	DOJ	Texas and New York	Merger	Court ruled for Oracle	Eleven states jointly filed and litigated case with DOJ.
2004	Coal mining and processing	Arch Coal	FTC	Missouri and Wisconsin	Merger	Court ruled for Arch Coal	Affected states jointly. Filed complaint and litigation case with FTC.

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2004-2005	Sorbates - food preservative	Eastman Chemical Company; Nutrinova, Inc.; Hoechst AG; Nippon Gohsei alk/a The Nippon Synthetic Chemical Industry Co., Ltd.; and Daicel Chemical Industries, Ltd.	DOJ	Individual actions filed in New York, Ohio, Illinois, Idaho, Utah, Nevada; seven other states; Washington, Florida, South Carolina, Oregon, Maryland, Connecticut and Hawaii reached a separate multistate settlement	Horizontal price-fixing	Civil penalties	Followed DOJ criminal case.
2005	Hytrin - enlarged prostate medication	Abbott Laboratories and Geneva Pharmaceuticals	FTC	Florida	Monopolization	Consumer and public entity damages	Case filed after FTC obtained administrative injunction.
2005	Relafen - prescription pain medication	GlaxoSmithKline	No	Maryland and New York	Monopolization	Public entity damages	