AMERICA,) Plaintiff,) v.) WILLIAM F. FARLEY,) Defendant.)

Civil Action No. 92 C 1071 Judge Brian Barnett Duff Executive Magistrate Judge Joan H. Lefkow

STIPULATION

Whereas, the above-captioned action was commenced on February 12, 1992 in the United States District Court for the Northern District of Illinois, Eastern Division;

Whereas, Plaintiff United States of America ':;tates"), by its Complaint, alleges that Defendant William Farley ("Farley") failed to observe the notification and waiting requirements of the Hart-Scott-Rodino Antitrust Improvements Act of 1976 ("HSR Act"), 15 U.S.C. § 18a, in connection with purchases of voting securities of West Point-Pepperell, Inc. ("West Point") from March 24, 1988 through April 11, 1988 and that Farley was cuntinuously in violation of the HSR Act through June 22, 1988;

Whereas, Farley, by his Answer and Affirmative Defenses to Complaint, alleges that he was exempt from the HSR Act's notification and waiting requirements because he was acting solely for the purpose of investment within the meaning of 15 U.S.C. § 18a(c)(9); and

Whereas, the United States alleges that Farley could not have been acting solely for the purpose of investment because he was considering the possibility of seeking to acquire

Daine voting accomption during 21 th and April 1088

•

tt