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The Commission having thereafter considered the matter and having determined to accept

B. Respondents shall not terminate the operation of any Drug Store To Be Maintained. Respondents shall continue to maintain the inventory of each Drug Store To Be Maintained at levels and selections (

with Paragraph II. of the Decision and Order (*i.e.*, have assigned, licensed, divested, transferred, delivered, terminated, or otherwise conveyed all relevant assets or rights to the Commission-approved Acquirer in a manner that fully satisfies the requirements of the Decision and Order), Respondents shall submit to the Commission a verified written report setting forth in detail the manner and form in which they intend to comply, are complying, and have complied with this Order to Maintain Assets and the Decision and Order; *provided, however*, that, after the Decision and Order in this matter becomes final, the

that this Order to Maintain Assets shall terminate on the earlier of:

- A. Three (3) business days after the Commission withdraws its acceptance of the Consent Agreement pursuant to the provisions of Commission Rule 2.34, 16 C.F.R. § 2.34; or
- B. With respect to each Drug Store To Be Maintained, the day after Respondents' completion of the divestiture of Assets to Be Divested related to such Retail Drug Store, as described in and required by the attached Decision and Order.

*Provided, however,* that if the Commission, pursuant to Paragraph II.A. or II.B. of the Decision and Order, requires the Respondents to rescind any or all of the divestitures contemplated by the Purchaser Agreement, then, upon rescission, the requirements of this Order shall again be in effect with respect to the relevant Assets To Be Divested until the day after Respondents' completion of the divestiture(s) of the relevant Assets To Be Divested, as described in and required by the attached Decision and Order.

By the Commission.

Donald S. Clark  
Secretary

SEAL  
ISSUED: June 1, 2007