UNITED STATES OF AMERICA FEDERAL TRADE COMMISSION

COMMISSIONERS:

Jon Leibowitz, Chairman Pamela Jones Harbour William E. Kovacic J. Thomas Rosch

In the Matter of

ONYX GRAPHICS, INC., a corporation. DOCKET NO. C-4270

DECISION AND ORDER

The Federal Trade Commission, having initiated an investigation of certain acts and practices of the Respondent named in the caption hereof, and the Respondent having been furnished thereafter with a copy of a draft of Complaint which the Bureau of Consumer Protection proposed to present to the Commission for its consideration and which, if issued,

by the Commission's Rules; and

The Commission having thereafter considered the matter and having determined that it had reason to believe that the Respondent has violated the Federal Trade Commission Act, and that a complaint should issue stating its charges in that respect, and having thereupon accepted the executed consent agreement and placed such agreement on the public record for a period of thirty (30) days for the receipt and consideration of public comments, now in further conformity with the procedure prescribed in Section 2.34 of its Rules, 16 C.F.R. § 2.34, the Commission

hereby issues its complaint, makes the following jurisdictional findings, and enters the following order:

- 1. Respondent Onyx Graphics, Inc. is a Delaware corporation with its principal office or place of business at 6915 High Tech Drive, Salt Lake City, Utah 84047.
- 2. The Federal Trade Commission has jurisdiction of the subject matter of this proceeding and of the Respondent, and the proceeding is in the public interest.

<u>ORDER</u>

DEFINITIONS

For purposes of this Order, the following definitions shall apply:

- 1. Unless otherwise specified, "respondent" shall mean Onyx Graphics, Inc. and its subsidiaries, divisions, affiliates, successors and assigns.
- 2. "Commerce" shall mean as defined in Section 4 of the Federal Trade Commission Act,

IT IS FURTHER ORDERED that respondent shall deliver a copy of this order to all current and future principals, officers, directors, and managers, and to all current and future employees, agents, and representatives having responsibilities relating to the subject matter of this order, and shall secure from eac