


UNITED STATES OF AMERICA
FEDERAL TRADE COMMISSION
WASHINGTON, D.C. 20580



Office of the Secretary

May 10, 2010

Mit Spears, Esq.
Ropes & Gray LLP
Counsel for Green Mountain Coffee Roasters, Inc.
One Metro Center
700 12th Street, NW, Suite 900
Washington, D.C. 20005-3948

Re: *Proposed Acquisition of Diedrich Coffee, Inc. by Green Mountain
Coffee Roasters, Inc., File No. 101-0049*

Dear Mr. Spears:

The Federal Trade Commission's Bureau of Competition has been conducting a nonpublic investigation to determine whether the acquisition of Diedrich Coffee Inc. by Green Mountain Coffee Roasters, Inc. may violate Section 7 of the Clayton Act or Section 5 of the Federal Trade Commission Act.

Upon further review of this matter, it now appears that no further action is warranted by the Commission at this time. Accordingly, the investigation has been closed. This action is not to be construed as a determination that a violation may not have occurred, just as the pendency of an investigation should not be construed as a determination that a violation has occurred. The Commission reserves the right to take such further action as the public interest may require.

By direction of the Commission.

Donald S. Clark
Secretary