UNITED STATES OF AMERICA

FEDERAL TRADE COMMISSION

Bureau of Competition
Mark D. Whitener
Deputy Director

John Burns, President
UNI Distribution Corporation

Mr. Burns:

OC: �~� 1996

The Commission has conducted an investigation involving UNI Distribution
Corporation to determine whether members of the pre-recorded music distributing industry may be engaging or may have engaged in any unfair methods of competition in violation of Section 5 of the Federal Trade Commission Act, 15 U.S.C. § 45, as amended, and the Robinson-Patman Act, 15 U.S.C. § 13, as amended, by fixing prices or by limiting, engaging in concerted activities to limit, or engaging in conduct to facilitate concerted activities to limit the availability of cooperative advertising or promotional funds, allowances, services, or facilities to retailers who distribute used compact discs or advertise prices of compact discs below specified levels.

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.

cc: Glenn D. Pomerantz, Esq.
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Sincerely,

Mark D. Whitener
Deputy Director