

**UNITED STATES OF AMERICA
BEFORE THE FEDERAL TRADE COMMISSION**

COMMISSIONERS: **Edith Ramirez, Chairwoman
Maureen K. Ohlhausen
Terrell McSweeney**

In the Matter of

**Superior Plus Corp.
a corporation,**

And

**Canexus Corporation
a corporation.**

Docket No. 9371

PUBLIC

ORDER DISMISSING COMPLAINT

On June 27, 2016, the Commission issued an administrative Complaint alleging that an acquisition agreement between Respondents Superior Plus Corp. and Canexus Corporation violates Section 5 of the FTC Act, 15 U.S.C. § 45, as amended, and that if the acquisition were consummated, it would violate Section 7 of the Clayton Act, as amended, 15 U.S.C. § 18, as well as Section 5 of the FTC Act. Complaint Counsel and Respondents now jointly seek dismissal of the Complaint, on the ground that Superior has abandoned its proposed acquisition of Canexus, and that both Respondents have withdrawn their respective Hart-Scott-Rodino Notification and Report Forms.¹

The Commission has determined to dismiss the Complaint without prejudice, in light of Respondents' decision to abandon the proposed transaction and their withdrawal of their respective Hart-Scott-Rodino Notification and Report Forms. Respondents would not be able to effectuate the proposed transaction without filing new Hart-Scott-Rodino Notification and Report Forms. The Commission has therefore determined that the public interest warrants dismissal of the Complaint in this matter.² Accordingly,

IT IS ORDERED THAT the Complaint in this matter be, and it hereby is, dismissed without prejudice.

By the Commission.

Donald S. Clark
Secretary

SEAL:

ISSUED: August 2, 2016