UNITED STATES OF AMERICA BEFORE THE FEDERAL TRADE COMMISSION

COMMISSIONERS: Joseph J. Simons, Chairman

Noah Joshua Phillips

Rohit Chopra

Rebecca Kelly Slaughter Christine S. Wilson

In the Matter of

Fidelity National Financial, Inc., a corporation

and

Stewart Information Services ING COMPLAINT

September 6, 2019, the Federal Trade Commission issued the Administrative Complaint ter, having reason to believe that Respondents Fidelity National Financial, Inc.) and Stewart Information Services Corporation ("Stewart") (collectively, ents") executed a merger agreement in violation of Section 5 of the FTC Act, 15 U.S.C. in if consummated would violate Section 7 of the Clayton Act, as amended, 15 U.S.C. Section 5 of the FTC Act. Complaint Counsel and Respondents have now filed a Joint Dismiss Complaint, which states that Respondents have terminated their agreement and y has withdrawn its Hart-Scott-Rodino Notification and Report Forms filed for the equisition.

Respondents' decision to abandon the proposed transaction and the withdrawal of Fidelity's Hart-Scott-Rodino Notification and Report Forms. Respondents would not be able to effectuate the proposed transaction without Fidelity filing new Hart-Scott-Rodino Notification and Report Forms. The most important elemen

Administrative Complaint therefore have been accomplished without the need for further administrative litigation.²

For the foregoing reasons, the Commission has determined that the public interest warrants dismissal of the Administrative Complaint in this matter. The Commission has determined to do so without prejudice, however, because it is not reaching a decision on the merits. Accordingly,

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

By the Commission, Chairman Simons recused.

April J. Tabor Acting Secretary

SEAL:

ISSUED: September 24, 2019

² See, e.g.ln the Matter of DraftKings, Inc. and FanDuel Limited, Docket No. 9375, Order Dismissing Complaining 14, 2017); In the Matter of Advocate Health Care Network, Advocate Health and Hospitals Corporation, and NorthShore University HealthSystem, Docket No. 966 Dismissing Complaint (Mar. 20, 2017); In the Matter of The Penn State Hershey Medic 0 Td [(1)1.7 d [(,9 (t)62. 9 (y)4.2 ((v).)5.1 bl)6.9 (an6.9 (h ac)1.7 dl(,9 (t)62. 9 t)6.9 (y)4.2 (H)