



acquisition notification

Trade Commission

statutorily mandated waiting period before consummating their acquisition.<sup>1</sup> A fundamental purpose of the notification and waiting period is to allow the agencies an opportunity to conduct an antitrust review of proposed transactions that meet the RAc's jurisdictional thresholds before they are consummated.

Compliance with the RAc is critical to the federal antitrust agencies' ability to

investigate and

to be unlawful

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acquisitions

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<sup>1</sup> The RAc: r exceeding certain has expired. 1 U antitrust agency 1 U.S.C. § 18a

re ief was pursued or

that Cohen's acquisition of Wells Fargo trading securities violated the R Act; and asks the Court to award an appropriate civil penalty.

At the same time the Complaint was filed, the United States also filed a stipulation, proposed Final Judgment, and a CI describing the events giving rise to the alleged violation and the proposed Final Judgment. The stipulation, which was agreed to by the parties, provides that the proposed Final Judgment may be entered without further proceedings. The terms of the proposed Final Judgment, which are set forth in Exhibits 98-320 are designed to address the violation and prevent future R Act violations.

Entry of the proposed Final Judgment would retain jurisdiction to construe and to punish violations thereof. United States also seeks summary judgment on its claim for civil penalties in favor of the Defendant.

**II. COMPLIANCE WITH**

The APPA requires a six-year period for the proposed Final Judgment, 1 U.S.C. § 3605. The United States filed the proposed Final Judgment and the proposed Final Judgment was published in the Federal Register on December 2, 2022, at 89 Fed. Reg. 78330-336 (2022). The proposed Final Judgment and CI, together with directions for the submission of written comments relating to the proposed Final Judgment, were published in *The Washington Post* for seven days over a period of two weeks during the period from September 27, 2024, through October 3, 2024. The six-day period for public comments ended on December 2, 2024. The United States received



Final Judgment without further proceedings. The United States respectfully requests that the Final Judgment, attached hereto as Exhibit 2, be entered at this time.

Dated December 4, 2024

Respectfully submitted,

/s/ Kenneth A. Libby  
Kenneth A. Libby  
Special Attorney