

Exhibit 16 to Plaintiff's
Memorandum of Points and Authorities
in Support of Its Motion for Temporary
Restraining Order and Preliminary
Injunction
(PX01341)
Part 5 of 5

<i>United States v. Enova Corp.</i> , (D.D.C., filed Mar. 9, 1998), 63 Fed. Reg. 33,396 (June 18, 1998), 2000-2 Trade Cas. (CCH) ¶ 72,965, materials available at http://www.usdoj.gov/atr/cases/indx47.htm	Market Definition
<i>United States v. Florida Rock Industries, Inc., Harper Bros., Inc., Commercial Testing, Inc., and Daniel R. Harper</i> , (M.D. Fla., filed May 26, 1999), 64 Fed. Reg. 32,258 (June 16, 1999), 2000-1 Trade Cas. (CCH) ¶ 72,858, materials available at http://www.usdoj.gov/atr/cases/indx141.htm	Entry
<i>Formica Corp. and International Paper Co.</i> , materials available at http://www.usdoj.gov/atr/public/press_releases/1999/2174.htm , http://www.usdoj.gov/atr/public/press_releases/1999/2177.htm	Competitive Effects (Coordinated Interaction)
<i>United States v. Franklin Electric Co., United Dominion Industries, Ltd., and United Dominion Industries, Inc.</i> , 130 F. Supp. 2d 1025 (W.D. Wis. 2000), materials available at http://www.usdoj.gov/atr/cases/indx221.htm	Competitive Effects (Unilateral Effects), Entry
<i>United States v. General Dynamics Corp. and Newport News Shipbuilding Inc.</i> , (D.D.C., filed Oct. 23, 2001), materials available at http://www.usdoj.gov/atr/cases/indx337.htm	Entry
<i>United States v. Georgia-Pacific Corp. and Fort James Corp.</i> , (D.D.C., filed Nov. 21, 2000), 66 Fed. Reg. 9,096 (Feb. 6, 2001), 2002-2 Trade Cas. (CCH) ¶ 73,811, materials available at http://www.usdoj.gov/atr/cases/indx276.htm	Competitive Effects (Unilateral Effects)
<i>Gai's Seattle French Bakery Co. and United States Bakery</i> (1996)	Efficiencies
<i>IMC Global Inc. and Western Ag-Minerals Co.</i> (1997)	Efficiencies
<i>United States v. Imetal, DBK Minerals, Inc., English China Clays, plc, and English China Clays, Inc.</i> , (D.D.C., filed Apr. 26, 1999), 64 Fed. Reg. 31,624 (June 11, 1999), 2000-1 Trade Cas. (CCH) ¶ 72,922, materials available at http://www.usdoj.gov/atr/cases/indx140.htm	Entry
<i>United States v. Ingersoll-Dresser Pump Co. and Flowserve Corp.</i> , (D.D.C., filed Jan. 24, 2001), 65 Fed. Reg. 55,271 (Sept. 13, 2000), 2001-1 Trade Cas. (CCH) ¶ 73,154, materials available at http://www.usdoj.gov/atr/cases/indx252.htm	Market Definition, Competitive Effects (Unilateral Effects), Entry
<i>United States v. Interstate Bakeries Corp. and Continental Baking Co.</i> , (N.D. Ill., filed July 20, 1995), 60 Fed. Reg. 40,195 (Aug. 7, 1995), 1996-1 Trade Cas. (CCH) ¶ 71,271, materials available at http://www.usdoj.gov/atr/cases/inters0.htm	Market Definition, Competitive Effects (Unilateral Effects), Entry
<i>United States v. Kimberly-Clark Corp. and Scott Paper Co.</i> , (N.D. Tex., filed Dec. 12, 1995), 60 Fed. Reg. 66,557 (Dec. 22, 1995), 1996-1 Trade Cas. (CCH) ¶ 71,405, materials available at http://www.usdoj.gov/atr/cases/kimber0.htm	Competitive Effects (Unilateral Effects), Entry
<i>United States v. L'Oreal S.A., L'Oreal USA, Inc., and Carson, Inc.</i> , (D.D.C., filed July 31, 2000), 65 Fed. Reg. 51,025 (Aug. 22, 2000), 2001-1 Trade Cas. (CCH) ¶ 73,256, materials available at http://www.usdoj.gov/atr/cases/indx251.htm	Entry
<i>Maybelline, Inc. and Cosmair, Inc.</i> (1996)	Competitive Effects (Unilateral Effects)

<i>United States v. Mercy Health Services and Finley Tir-States Health Group, Inc.</i> , 902 F. Supp. 968 (N.D. Iowa 1995), vacated, 107 F.3d 632 (8th Cir. 1997), materials available at http://www.usdoj.gov/atr/cases/mercyh0.htm	Entry
<i>United States v. NAT, L.C. and D.R. Partners d/b/a Donrey Media Group, reported sub nom., Community Publishers, Inc. v. Donrey Corp.</i> , 892 F. Supp. 1149 (D. Ark. 1995), affirmed, <i>Community Publishers, Inc. v. DR Partners</i> , 139 F.3d 1180 (8th Cir. 1998), materials available at http://www.usdoj.gov/atr/cases/natlca0.htm	Market Definition
<i>National Oilwell Inc. and Varco, Inc.</i> (2005)	Entry
<i>Nucor Corp. and Birmingham Steel Corp.</i> (2002)	Efficiencies
<i>United States v. Oracle Corp.</i> , 331 F. Supp. 2d 1098 (N.D. Cal. 2004), materials available at http://www.usdoj.gov/atr/cases/oracle.htm	Efficiencies
<i>PayPal, Inc. and eBay, Inc.</i> (2002)	Efficiencies
<i>United States v. Premdor Inc., International Paper Co., and Masonite Corp.</i> , (D.D.C. filed Aug. 3, 2001), 66 Fed. Reg. 45,326 (Aug. 28, 2001), 2002-2 Trade Cas. (CCH) ¶ 73,737, materials available at http://www.usdoj.gov/atr/cases/indx327.htm	Competitive Effects (Coordinated Interaction)
<i>Playbill Inc. and Stagebill Media</i> (2002)	Entry
<i>United States v. SBC Communications, Inc. and AT&T Corp.</i> , (D.D.C., filed Oct. 27, 2005), materials available at http://www.usdoj.gov/atr/cases/sbc2.htm , http://www.usdoj.gov/atr/public/press_releases/2005/212407.pdf	Efficiencies
<i>United States v. Suiza Foods Corp. and Broughton Foods Co.</i> , (E.D. Ky., filed Mar. 18, 1999), 64 Fed. Reg. 26,782 (May 17, 1999), 1999-2 Trade Cas. (CCH) ¶ 72,645, materials available at http://www.usdoj.gov/atr/cases/indx122.htm	Market Definition, Competitive Effects (Coordinated Interaction, Unilateral Effects)
<i>Toppan Printing Co., Ltd. and DuPont Photomasks, Inc.</i> (2005)	Efficiencies
<i>United States v. 3D Systems Corp. and DTM Corp.</i> , (D.D.C., filed June 6, 2001), 66 Fed. Reg. 49,200 (Sept. 26, 2001), 2002-2 Trade Cas. (CCH) ¶ 73,738, materials available at http://www.usdoj.gov/atr/cases/indx303a.htm	Entry
<i>United States v. UPM-Kymmene Oyj, Raflatac, Inc., Bemis Co., and Morgan Adhesives Co.</i> , 2003-2 Trade Cas. (CCH) ¶ 74,101 (N.D. Ill. 2003), materials available at http://www.usdoj.gov/atr/cases/upm-kymmene.htm	Market Definition, Competitive Effects (Coordinated Interaction)
<i>United States v. Vail Resorts, Inc., Ralston Resorts, Inc., and Ralston Foods, Inc.</i> , (D. Colo., filed Jan. 3, 1997), 62 Fed. Reg. 5,037 (Feb. 3, 1997), 1997-2 Trade Cas. (CCH) ¶ 72,030, materials available at http://www.usdoj.gov/atr/cases/vailre0.htm	Competitive Effects (Unilateral Effects)
<i>United States v. Verizon Communications, Inc. and MCI, Inc.</i> , (D.D.C., filed Oct. 27, 2005), materials available at http://www.usdoj.gov/atr/cases/verizon.htm , http://www.usdoj.gov/atr/public/press_releases/2005/212407.pdf	Efficiencies
<i>United States v. Waste Management, Inc. and Allied Waste Industries, Inc.</i> , (D.D.C., filed Oct. 14, 2003), 68 Fed. Reg. 47,930 (Aug. 12, 2003), 2004-2 Trade Cas. (CCH) ¶ 74,478, materials available at http://www.usdoj.gov/atr/cases/wastem3.htm	Market Definition, Entry

Federal Trade Commission Cases

Case	Chapter(s)
<i>Advanced Drainage Systems, Inc. and Hancor Holding Corp.</i> (2005)	Entry
<i>Air Products and Chemicals, Inc.; L'Air Liquide S.A.; and The BOC Group plc.</i> (2000)	Competitive Effects (Coordinated Interaction)
<i>American Home Products Corp. and Solvay S.A.</i> (1997), 62 Fed. Reg. 36,513 (July 8, 1997), materials available at http://www.ftc.gov/opa/1997/02/ahpsolv.htm	Entry
<i>Arch Coal, Inc.; New Vulcan Coal Holdings, LLC; and Triton Coal Co., LLC.</i> (2004), 329 F. Supp. 2d 109 (D.D.C. 2004), 2004-2 Trade Cas. (CCH) ¶ 74,513, materials available at http://www.ftc.gov/opa/2004/04/archcoalcomp.htm	Efficiencies, Competitive Effects (Coordinated Interaction)
<i>Aspen Technology, Inc. and Hyprotech, Ltd.</i> (2004), 69 Fed. Reg. 45,063 (July 28, 2004), materials available at http://www.ftc.gov/opa/2004/07/aspen.htm	Competitive Effects (Unilateral Effects)
<i>The Boeing Co. and McDonnell Douglas Corp.</i> , materials available at http://www.ftc.gov/opa/1997/07/boeing.htm	Market Definition
<i>Carilion Health System and Centra Health, Inc.</i> (2005)	Competitive Effects (Unilateral Effects)
<i>Cemex, S.A. de C.V. and RMC Group PLC</i> , 70 Fed. Reg. 11,669 (Mar. 9, 2005), materials available at http://www.ftc.gov/opa/2005/02/cemex.htm	Market Definition
<i>Cephalon, Inc. and CIMA Labs, Inc.</i> (2004), 69 Fed. Reg. 52,270 (Aug. 25, 2004), materials available at http://www.ftc.gov/opa/2004/08/cimacephalon.htm	Entry
<i>Chicago Bridge & Iron Co. N.V.; Chicago Bridge & Iron Co.; and Pitt-Des Moines, Inc.</i> (2005), materials available at http://www.ftc.gov/opa/2005/01/cbi.htm	Competitive Effects (Unilateral Effects), Entry
<i>DaVita Inc. and Gambro Healthcare, Inc.</i> (2005), 70 Fed. Reg. 59,069 (Oct. 11, 2005), materials available at http://www.ftc.gov/opa/2005/10/davita.htm	Market Definition, Entry
<i>Degussa Corp.; Degussa Aktiengesellschaft; and E.I. du Pont de Nemours & Co.</i> (1998), 63 Fed. Reg. 16,552 (Apr. 3, 1998), materials available at http://www.ftc.gov/opa/1998/03/degussa.htm	Competitive Effects (Coordinated Interaction)
<i>Diageo plc and Vivendi Universal S.A.</i> (2001), 66 Fed. Reg. 66,896 (Dec. 27, 2001), materials available at http://www.ftc.gov/opa/2001/12/diageo.htm	Competitive Effects (Coordinated Interaction)
<i>Exxon Corp. and Mobil Corp.</i> (1999), 64 Fed. Reg. 68,101 (Dec. 6, 1999), materials available at http://www.ftc.gov/opa/1999/11/exxonmobil.htm	Entry
<i>Federal-Mogul Corp. and T&N PLC</i> (1998), 63 Fed. Reg. 13,410 (Mar. 19, 1998), materials available at http://www.ftc.gov/opa/1998/03/fedmogul.htm	Entry
<i>Federated Department Stores, Inc. and The May Department Stores Co.</i> (2005), materials available at http://www.ftc.gov/opa/2005/08/federatedmay.htm	Market Definition

<i>Fortune Brands, Inc. and Allied Domecq</i> (2005)	Competitive Effects Unilateral Effects)
<i>General Electric Co. and Agfa-Gevaert N.V.</i> (2003), 68 Fed. Reg. 74,582 (Dec. 24, 2003), materials available at http://www.ftc.gov/opa/2003/12/geagfa.htm	Competitive Effects Unilateral Effects)
<i>General Mills, Inc.; Diageo plc; and The Pillsbury Co.</i> (2001), materials available at http://www.ftc.gov/opa/2001/10/pillsbury.htm	Market Definition, Competitive Effects (Unilateral Effects)
<i>Genzyme Corp. and Ilex Oncology, Inc.</i> (2004), 69 Fed. Reg. 78,029 (Dec. 29, 2004), materials available at http://www.ftc.gov/opa/2004/12/genzyme.htm	Efficiencies
<i>Genzyme Corp. and Novazyme Pharmaceuticals, Inc.</i> (2004), materials available at http://www.ftc.gov/opa/2004/01/genzyme.htm	Efficiencies
<i>Glaxo Wellcome plc and SmithKline Beecham plc</i> (2000), 65 Fed. Reg. 82,374 (Dec. 28, 2000), materials available at http://www.ftc.gov/opa/2000/12/skb.htm	Competitive Effects Unilateral Effects)
<i>Healthtrust, Inc. - The Hospital Co. and Holy Cross Health Services of Utah</i> (1994), 59 Fed. Reg. 38,176 (July 27, 1994), materials available at http://www.ftc.gov/opa/predaw/F95/healthtrust-2.htm	Entry
<i>Lafarge S.A.; Blue Circle Industries PLC; Blue Circle North America, Inc.; and Blue Circle, Inc.</i> (2001), 66 Fed. Reg. 34,682 (June 29, 2001), materials available at http://www.ftc.gov/opa/2001/06/lafarge.htm	Competitive Effects (Coordinated Interaction)
<i>Metso Oyj and Svedala Industri AB</i> (2001), 66 Fed. Reg. 48,145 (Sept. 18, 2001), materials available at http://www.ftc.gov/opa/2001/09/metso.htm	Competitive Effects (Unilateral Effects), Entry
<i>Nestle Holdings, Inc.; Dreyer's Grand Ice Cream Holdings, Inc.; and Dreyer's Grand Ice Cream, Inc.</i> (2003), 68 Fed. Reg. 39,564 (July 2, 2003), materials available at http://www.ftc.gov/opa/2003/06/nestle.htm	Market Definition, Competitive Effects (Unilateral Effects), Entry
<i>Omnicare, Inc. and NeighborCare, Inc.</i> (2005), materials available at http://www.ftc.gov/opa/2005/06/omnicare.htm	Entry
<i>Precision Castparts Corp. and Wyman-Gordon Co.</i> (1999), 64 Fed. Reg. 62,676 (Nov. 17, 1999), materials available at http://www.ftc.gov/opa/1999/11/pcc2.htm	Entry
<i>Quest Diagnostics, Inc. and Unilab Corp.</i> (2003), 69 Fed. Reg. 9,082 (Feb. 27, 2003), materials available at http://www.ftc.gov/opa/2003/02/quest.htm	Market Definition, Competitive Effects (Unilateral Effects)
<i>R.J. Reynolds Tobacco Holdings, Inc. and British American Tobacco plc</i> (2004), materials available at http://www.ftc.gov/opa/2004/06/batrjr.htm	Competitive Effects (Coordinated Interaction)
<i>Rhodia; Donau Chemie AG; and Albright & Wilson PLC</i> (2000), 65 Fed. Reg. 15,156 (Mar. 21, 2000), materials available at http://www.ftc.gov/opa/2000/03/wsl.htm	Competitive Effects (Coordinated Interaction)
<i>Rite Aid Corp. and Revco D.S., Inc.</i> (1996), materials available at http://www.ftc.gov/opa/1996/04/riterevc.htm	Market Definition, Competitive Effects (Unilateral Effects)

<p><i>Staples, Inc. and Office Depot, Inc.</i> (1997), <i>FTC v. Staples, Inc.</i>, 970 F. Supp. 1066 (D.D.C. 1997), materials available at http://www.ftc.gov/opa/1997/06/stapdec.htm</p>	<p>Market Definition, Entry</p>
<p><i>Swedish Match North America, Inc. and National Tobacco Co., L.P.</i> (2000), <i>FTC v. Swedish Match North America, Inc.</i>, 131 F. Supp. 2d. 151 (D.D.C. 2000), materials available at http://www.ftc.gov/opa/2000/12/swedish2.htm</p>	<p>Market Definition, Entry</p>
<p><i>Tenet Health Care Systems and Slidell Memorial Hospital</i> (2003), materials available at http://www.ftc.gov/opa/2003/04/lahospmerger.htm</p>	<p>Market Definition, Competitive Effects (Unilateral Effects)</p>
<p><i>The Sherwin-Williams Co. and Duron, Inc.</i> (2004), 69 Fed. Reg. 57,934 (Sept. 28, 2004), materials available at http://www.ftc.gov/bc/earlyterm/2004/08/et040827.PDF</p>	<p>Entry</p>
<p><i>Thrifty Drug Stores (TCH Corp.) and PayLess Drug Stores</i> (1994), 59 Fed. Reg. 15,736 (Apr. 4, 1994), materials available at http://www.ftc.gov/opa/ predawn/F95/thriftypayles2.htm</p>	<p>Market Definition</p>
<p><i>Wm. Wrigley, Jr. Co. and Altria Group, Inc. (Kraft Foods, Inc.)</i>, 70 Fed. Reg. 28,944 (May 19, 2005), materials available at http://www.ftc.gov/os/ closings/staffclosing.htm</p>	<p>Entry</p>



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