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In Re: Hydrogen

Precedential or Non-Precedential: Precedential

Docket No. 07-1689

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UNITED STATES COURT OF APPEALS
FOR THE THIRD CIRCUIT

No. 07-1689

IN RE: HYDROGEN PEROXIDE ANTITRUST LITIGATION

Arkema Inc., Arkema France S.A.,
FMC Corp., Kemira Chemicals
Canada, Inc., Kemira OYJ,
Appellants

On Appeal from the United States District Court
for the Eastern District of Pennsylvania
D.C. Civil Action No. 05-cv-0666
and MDL No. 1682
(Honorable Stewart Dalzell)

Argued April 17, 2008

Before: SCIRICA, *Chief Judge*, AMBRO and FISHER, *Circuit Judges*.

ORDER AMENDING OPINION

IT IS HEREBY ORDERED that the precedential opinion in the above-captioned case, filed December 30, 2008, be amended as follows:

Page 2: Insert the names

JOSEPH A. TATE, ESQUIRE

CHRISTINE C. LEVIN, ESQUIRE

after MICHAEL I. FRANKEL, ESQUIRE and before Dechert LLP

Page 54, lines 6 through 8, which read:

requirements is essential. *Newton*, 259 F.3d at 167 (quoting *Falcon*, 457 U.S. at 160) *Falcon*, 457 U.S. at 160; *Newton*, 259 F.3d at 167. Applying a presumption of impact based solely on

shall read:

requirements is essential. *Newton*, 259 F.3d at 167 (quoting *Falcon*, 457 U.S. at 160). Applying a presumption of impact based solely on

BY THE COURT,

/s/ Anthony J. Scirica
Chief Judge

DATED: January 16, 2009
CMD/cc: All Counsel of Record