IAATO ANTITRUST COMPLIANCE ADMONITION

IAATO is a trade association which, by its nature, is a combination of competitors. Although IAATO’s meetings and events primarily deal with the issues of safety, field operations, training, and environmental protection, there is always a potential for engaging in activities which are, or may appear to be, anti-competitive in violation of applicable antitrust laws and regulations. Anti-competitive activity includes such conduct as discussing or sharing non-public, confidential, and proprietary data regarding customers, current or future prices, fees or rates, or features that can impact prices (such as discounts, costs, salaries, and warranties). Further examples of anti-competitive conduct include agreements amongst competitors on uniform terms of sale, warranties, and contract provisions; restrictions on production; agreements to divide customers or classify certain customers as being entitled to preferential treatment; agreements to divide markets or territories; and agreements to not deal with certain third parties (such as vendors or customers). IAATO’s Antitrust Compliance Guide for IAATO Members and Staff, which has been provided and is available to IAATO’s committee members, explains and identifies antitrust laws and issues. IAATO expects all of its members, directors, officers, staff, committees, and working groups to diligently adhere to the prohibitions and restrictions of federal and state antitrust laws and to comply with IAATO’s Antitrust Guidelines which are included in the Antitrust Compliance Guide for IAATO Members and Staff. IAATO advises those confronted with sensitive antitrust issues to consult with their own company counsel as well as IAATO, who in turn can consult with legal counsel.