

## **CAPRI Antitrust Policy**

It is the strict policy of CAPRI in all its meetings and activities to adhere to the purpose and goals of the consortium and to permit no deviations therefrom. This policy is essential to avoid conduct contrary to antitrust laws.

- A. The purpose of CAPRI is serve as a forum that engages all stakeholders to advance asphalt pavement technologies through the development of national research needs and implementation strategies for asphalt pavements that will meet current and future transportation needs. CAPRI is not intended to, and may not play any role in competitive decisions of its members, or in any way restrict competition among participants in any industry.
- B. CAPRI members shall not discuss, consider or debate material prices, equipment prices, pricing practices, production costs, production targets, market division, exclusion of competitors, or any other subject prohibited by the antitrust laws.
  - 1. Neither CAPRI nor any committee or activity of CAPRI shall be used for the purpose of bringing about or attempting to bring about any understanding or agreement, written or oral, formal or informal, express or implied, among competitors with regard to prices, terms or conditions of sale, distribution, volume of production, territories or customers.
  - 2. No CAPRI activity or communication shall include discussion for any purpose or in any fashion of pricing methods, production quotas, or other limitations on the timing, costs, volume, production, terms of sale, or allocation of territories or customers.
  - 3. No CAPRI activity or communication shall include any discussion which might be construed as an attempt to prevent any person or business entity from gaining access to any market or customer for goods or services, or to prevent any business entity from obtaining a supply of goods, or otherwise purchasing goods or services freely in the market. No CAPRI activity or communication shall include any attempt to prevent any vendor from participating in any trade show, conference or exhibition on reasonably equitable terms with other participants.
  - 4. No CAPRI activity or communication shall include any discussion which might be construed as an agreement or an understanding to refrain from purchasing any raw materials, equipment, services or other supplies from any supplier.
  - 5. In conducting meetings, the presiding officer shall prepare and follow a formal agenda. Minutes of the meeting shall be distributed to all members participating therein. A copy of the minutes shall be transmitted to the CAPRI Executive Director.
  - 6. In informal discussions at the site of a CAPRI meeting, but beyond the control of the presiding officer, all members are expected to observe the same standards of personal conduct as are required of CAPRI in its compliance with this antitrust policy.
- C. If there are any violations of this policy, the offending member will be ruled out of order immediately, and a record minute will be made to that effect. In addition, the CAPRI Executive Committee may take such other corrective or remedial action as it deems appropriate, including without limitation removal from office or expulsion from membership.