



MODULAR BUILDING INSTITUTE ANTITRUST POLICY STATEMENT

In recognition of the fact that the Modular Building Institute (MBI) is a trade association representing competitors, all members are required to follow the antitrust laws involving all activities within the scope of their responsibilities. The general requirements of antitrust laws prohibit any agreement or discussion to restrict trade between competitors. Among the specific prohibitions that are in particular sensitivity and relevance are the following:

- Agreeing to fix or regulate prices, markups, or the conditions of the terms of sale, either at the wholesale or retail level for suppliers to manufacturers, or for manufacturers to dealers.
- Agreeing to establish geographical trading areas, allocating markets or customers, or classifying certain customers as being entitled to preferential treatment.
- Participating in any plan designed to induce any manufacturer or distributor to sell or refrain from selling, or to discriminate in favor for or against any particular customer or class of customers.
- Agreeing to limit or restrict the quantity of supplier products, mobile offices, or modular structures produced.
- Participating in any plan which has the effect of discriminating against or excluding customers.
- Agreeing to establish or limit the terms of credit or financing for mobile offices and modular structures.
- Agreeing or participating in any plan to refuse to deal with potential customers of suppliers without a sound business justification.
- Agreeing to standardize services, products, or financing, provided to end users.

This is only a general outline of the areas that illustrate antitrust dangers in discussions among competitors and between sellers and their customers.

In addition to these specific guidelines, all members of MBI meetings should adhere strictly to the agenda and should not discuss subjects of double legality. During meetings, there should not be recommendations about "sensitive" antitrust subjects, those that relate to price, products, markets, and the selections of customers and suppliers. Prices should not be discussed at all. When prices and costs are to be mentioned, only a general reference to past pricing and cost data are permitted. No discussion can occur about current or prospective prices, costs, and how other individual member companies conduct their business.