



**Housing Contractors of California  
BOARD POLICY STATEMENT 0101**

**ANTITRUST COMPLIANCE**

It is the policy of the Board of Directors that Housing Contractors of California (HCC) shall at all times be in strict compliance with all Federal and State Antitrust laws, rules and regulations. These policies and procedures apply to all Board, Committee, Trade Council and other meetings of the Association, and all meetings attended by representatives of the Association.

1. Discussions of prices or price levels, as well as features that can have an impact on (raise, lower or stabilize) prices such as discounts, costs, salaries, terms and conditions of sale, warranties, or profit margins, are prohibited. Note that a price-fixing violation can in some instances be inferred from price-related discussions – even in the absence of an agreement.
2. Boycotts in any form are unlawful. Discussion relating to boycotts is prohibited, including discussions about blacklisting or unfavorable reports about particular companies, including their financial situation.
3. DO NOT agree with competitors to divide up customers, markets or territories. DO NOT agree with competitors not to deal with certain suppliers or others or try to prevent a supplier from selling to your competitor(s).
4. DO NOT agree with competitors as to uniform terms of sale, warranties or contract provisions.
5. DO ensure that if questions arise about the legal aspects of HCC's activities or your individual responsibilities under the antitrust laws, you seek advice and counsel from your own counsel or from the staff and counsel of HCC. It is a violation of antitrust laws to agree not to compete. Discussions of division of territories or customers or limitations on the nature of business carried on or products sold are not permitted.
6. It is the Association's policy that at all meetings attended by representatives of the Association where discussion can border on an area of antitrust sensitivity, the Association's representative request that the discussion be stopped and ask that the request be made a part of the minutes of the meeting being attended. If others continue such discussion, the Association's representative should excuse himself from the meeting and request that the minutes show that he left the meeting at that point and why he left. Any such instances should be reported immediately to the President and staff of the Association.
7. It is the Association's policy that a copy of these Antitrust Compliance Policies and Procedures shall be given to each officer, director, committee member, official representative of member companies and Association employees annually and that the same be read, or understood, at all meetings of the membership of the Association.

Subject: Antitrust  
Adopted: April 3, 2003  
Amended: November 12, 2003