

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT GREENEVILLE

Jan 12 8:00 AM '00  
FAC

UNITED STATES OF AMERICA )  
 )  
V. )  
 )  
ALPINE INDUSTRIES, INC., and )  
WILLIAM J. CONVERSE )

NO. 2:97-CV-509

ORDER

The jury has found that the defendants made a significant number of representations for which they did not have competent and reliable scientific evidence in violation of the administrative consent order. Still for determination are the legal and equitable remedies to be granted plaintiff in light of the jury's verdict. Entry of a judgment, therefore, would be premature at this time.

However, in light of the jury's verdict which found that the defendants made representations without competent and reliable scientific evidence as required by the consent order, entry of an interim injunction, pending further hearings regarding the extent of an appropriate permanent injunction, is indicated.

Defendants shall make no claims or representations in any form or by any means, express or implied, that any Alpine product can eliminate, remove, clear or clean from indoor air any quantity of any pollutant, contaminant, microorganism (including bacteria, viruses, molds and mildew), chemical or particulate, with the exception of "tobacco smoke."

Nor shall defendants make any claim or representation in any form or by any means, express or implied, that Alpine's products prevent or provide relief from any health or medical condition of any kind.

Defendants shall make no claims or representations in any form or by any means,

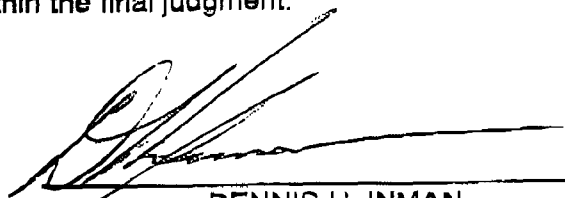
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express or implied, that the sensor installed on any of its air cleaning machines is capable of controlling the ambient level of ozone in indoor air.

The defendants will immediately mail copies of this order to Alpine Industries, Inc.'s independent dealers, and all officers, agents and employees of Alpine Industries, Inc., advising them that they are to make no representation or claim herein proscribed until further notice.

This interim injunction is effective immediately and will remain in effect until modified or by entry of a permanent injunction within the final judgment.

SO ORDERED:



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DENNIS H. INMAN  
UNITED STATES MAGISTRATE JUDGE

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