

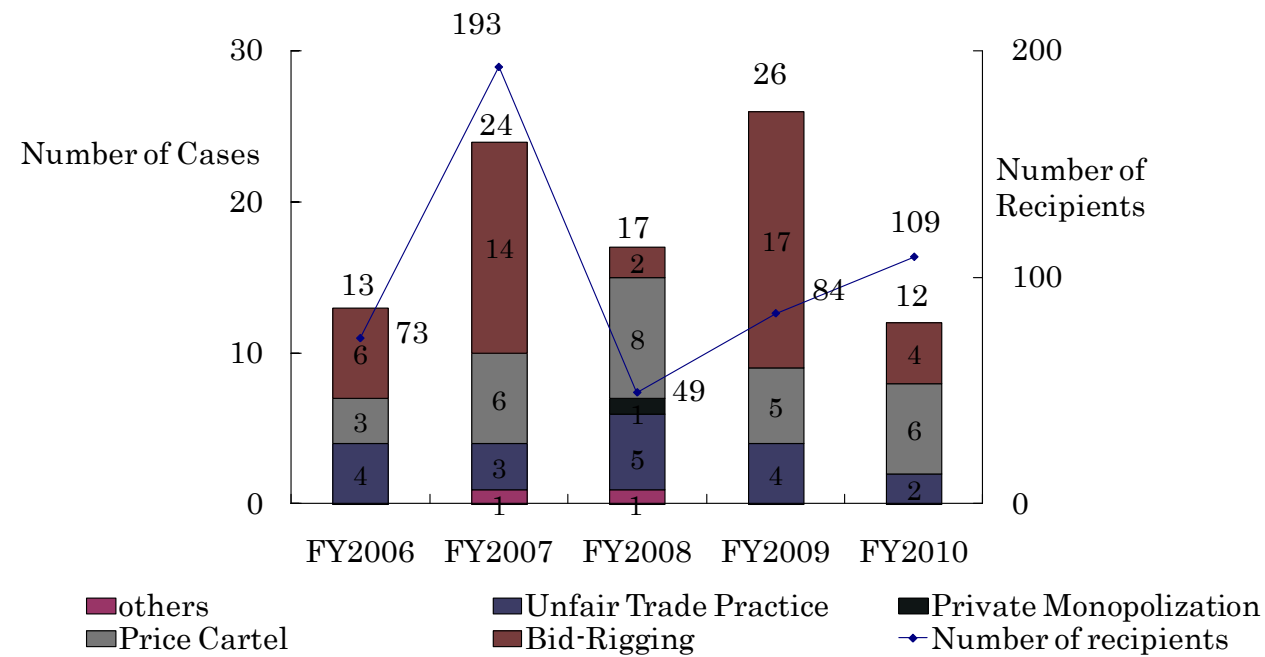
Enforcement status of the Antimonopoly Act in FY 2010 (Summary)

(Tentative Translation)

The Japan Fair Trade Commission (JFTC) vigorously addresses various types of violations of the Antimonopoly Act (AMA) responding to social needs precisely, in particular ; (1) price-fixing cartels and bid-rigging which have a great impact on people's living; (2) unfair trade practices such as abuse of superior bargaining position, unjust low price sales and discriminatory pricing which cause unfair disadvantages to small and medium-size enterprises (SMEs); and (3) hindrance of new entries in the fields of information technology, public utilities and intellectual property rights which are key elements for promoting economic development.

Legal Measures

JFTC took legal measures against a total of 109 entrepreneurs in 12 cases

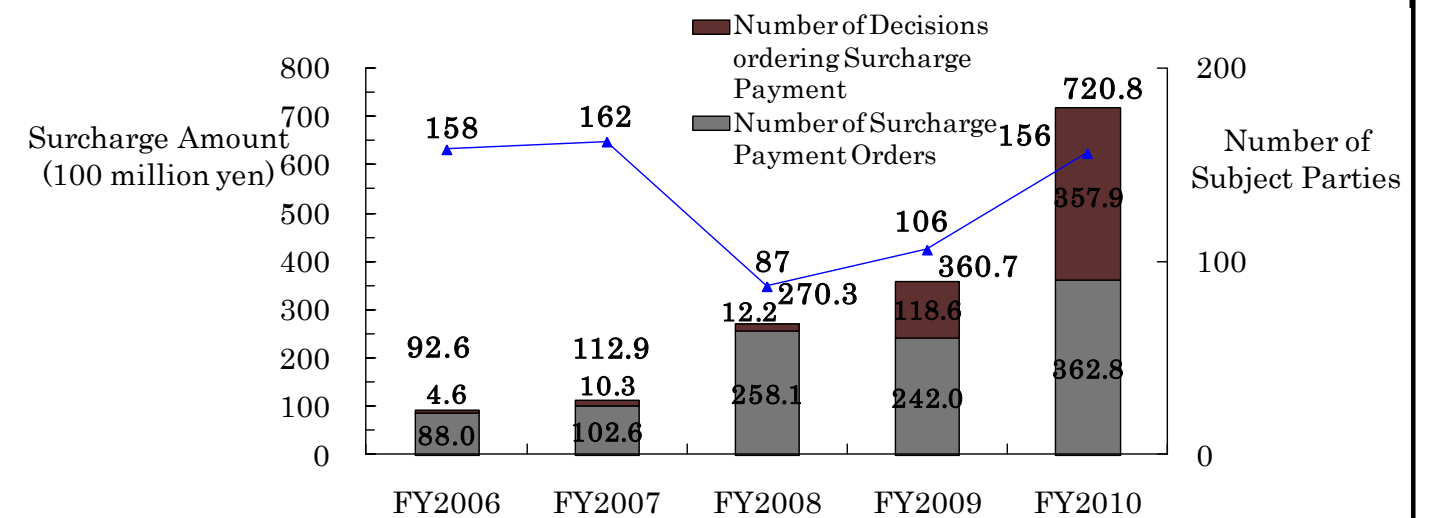


- The average investigation period of all cases in which legal measures were taken: Around 12 months.

Surcharge

Payment orders totaling ¥72.08706billion, in relation to a total of 156 entrepreneurs (the highest ever)

(Of which, the amount pursuant to surcharge payment order in FY 2010: ¥36.28787billion)



- Application of increased surcharge rate in relation to entrepreneurs with repeated violations: 5 cases (9 entrepreneurs)
- Leniency applications: 131 cases (Cumulative total since January 2006: 480 cases)

Bid-riggings and price-fixing cartels

○ Bid-riggings

- Bid-rigging for sewer pipe constructions ordered by Kawasaki-City (Cease and desist order and surcharge payment order were issued in April 2010.)
- Bid-rigging for a package of civil engineering work projects ordered by Aomori-City (Cease and desist order and surcharge payment order were issued in April 2010/ Demand for improvement measures were made under the Act on Elimination and Prevention of Involvement in Bid Rigging, etc.)
- Bid-rigging, conducted by shutter manufacturers, for shutters, etc. in Kinki-region (Cease and desist order and surcharge payment order were issued in June 2010.)
- Bid-rigging for offshore construction project ordered by Kagoshima Prefecture (Cease and desist order and surcharge payment order were issued in November 2010.)

○ Price-fixing cartels

- Price-fixing cartel by optical fiber cable products manufacturers (Cease and desist order and surcharge payment order were issued in May 2010.)
- Price-fixing cartel by shutter manufacturers (Cease and desist order and surcharge payment order were issued in June 2010.)
- Price-fixing cartel by manufacturers and dealers of electric cables for construction and electric construction wholesalers (Cease and desist order and surcharge payment order were issued in November 2010.)

Unfair trade practices causing unfair disadvantages to SMEs

○ Abuse of superior bargaining position

- Abuse of superior bargaining position by DIY store against its suppliers (Cease and desist order was issued in July 2010.)
- Efficient and effective reviews by special task-force handling the cases related to abuse of superior bargaining position (55 Cautions)

○ Unjust low price sales

- 2,700 cautions were issued for: Liquors, Petroleum products, Electric home appliances, etc.

Overview of hearings

- The JFTC newly commenced 30 hearing procedures.
- The JFTC rendered 25 hearing decisions after completing hearing procedures.
- The number of hearing cases pending before the hearing examiners was 76, and 50 cases among them were those of complaints against surcharge payment orders.

○ IT and intellectual property rights fields

- Case in which grant of license of the intellectual property right concerning the side ditches for closed conduits was restricted (Warning was issued in January 2011.)

○ Unfair trade practices in distribution field

- Case regarding trading on restrictive terms by entrepreneurs, engaged in sales of vision corrective contact-lens (Cease and desist orders were issued in December 2010.)
- Case regarding trading on restrictive terms by ethical pharmaceutical wholesale dealers (Warning was issued in June 2010.)
- Case in which a floriculture grower association restricts its members from carrying out their business activities (Warning was issued in July 2010.)