



## Connecticut State Dental Association Antitrust Compliance Policies and Procedures

It shall be the policy of the Connecticut State Dental Association (CSDA; Association) to be in strict compliance with all federal and Connecticut antitrust laws, rules and regulations.

Therefore:

- I. **SCOPE:** These policies and procedures apply to all membership, Board, committee and other meetings of the Association, and all meetings attended by representatives of the Association.
- II. **PRICE FIXING:** The Association or any committee, section, chapter or activity of the Association shall not be used for the purpose of bringing about or attempting to bring about any understanding or agreement, written or oral, formal or informal, expressed or implied, among two or more members or other competitors with regard to prices or terms and conditions of contracts for services or products provided by such members or other competitors to patients of such members or other competitors. Therefore, discussions and exchanges of information about such topics, including e-mail communications, will not be permitted at Association meetings or otherwise under the aegis of Association activities.
- III. **MARKET ALLOCATION/OUTPUT RESTRICTIONS:** Discussions and exchanges of information, including e-mail communications, at Association meetings or otherwise under the aegis of Association activities among two or more members or other competitors that are for the purpose of bringing about or attempting to bring about any understanding or agreement, written or oral, formal or informal, expressed or implied, to divide or allocate territories or customers or to limit the nature of business carried on or products sold are not permitted.
- IV. **BOYCOTTING/EXCLUSIONARY BEHAVIOR:** There will be no discussions at Association meetings or otherwise under the aegis of Association activities by members or other competitors that are for the purpose of bringing about or attempting to bring about any understanding or agreement by its members or other competitors that seeks to discourage or withhold patronage or services from, or encourage exclusive dealing with any supplier or purchaser or group of suppliers or purchasers of products or services, any actual or potential competitor or group of actual or potential competitors, or any private or governmental entity. **NOTWITHSTANDING THE FOREGOING**, the Association, through its Board, may select one or more vendors as sponsors of Association activities. Such decisions should be undertaken in consultation with outside antitrust counsel,
- V. **CONDUCT OF MEETINGS:** It is the Association's policy that at all meetings attended by representatives of the Association where discussions border on an area of antitrust sensitivity as described in paragraphs II., III. and IV. above, the Association's representative shall request that the discussion be stopped and shall further ask that said request be made a part of the minutes of the meeting being attended. If others in attendance at said meeting continue such discussion, the Association's representative shall excuse himself/herself from the meeting and request that the minutes show that he/she left the meeting at that point, and why he/she left. Any such instances shall be reported immediately to the President and staff of the Association.

- VI. PETITIONING ACTIVITIES: Lobbying and other government petitioning or advocacy activities, including testimony before state or federal legislative bodies and/or administrative agencies, and/or court filings, whether as a party or as an amicus curiae, are generally protected from antitrust liability, even if such activities are deemed "anticompetitive." Such activities must in all instances be reviewed and approved by the Board and by outside antitrust counsel before such activities are commenced by any member of the Association when acting on behalf of the Association.
- VII. NOTICE TO SPEAKERS OF ANTITRUST POLICY: Speakers at committees, educational meetings, or other business meetings of the Association shall be informed that they must comply with the Association's antitrust policy in the preparation and the presentation of their remarks.
- VIII. COPIES OF ANTITRUST POLICY TO ASSOCIATION MEMBERS: It is the Association's policy that a copy of these Antitrust Compliance Policies and Procedures be given to each officer, director, committee member, and Association employee annually and that the same be referenced at the beginning of all meetings of the membership of the Association.
- IX. AGENDA/MINUTES: Meetings will follow a written agenda. Minutes will be prepared after the meeting to provide a concise summary of important matters discussed and actions taken or conclusions reached.