

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

Plaintiff,

v.

VISA INC.

Defendant.

Civil Action No. 1:24-cv-07214 (JGK)

**STIPULATION AND ~~PROPOSED~~
ORDER REGARDING COMPLAINT
AND ANSWER**

WHEREAS, Plaintiff United States filed a complaint (ECF No. 1) alleging violations of Sections 1 and 2 of the Sherman Act, 15 U.S.C. §§ 1, 2;

WHEREAS, Defendant Visa Inc. filed an Answer (ECF No. 98) asserting various affirmative defenses, including the statute of limitations (Ninth Defense) and doctrine of laches (Tenth Defense);

WHEREAS, the parties have discussed the applicability of the statute of limitations and doctrine of laches to the particular claims advanced by the United States in its Complaint in this case;

WHEREAS, Plaintiff United States is not seeking monetary damages, is not proceeding under 15 U.S.C. § 15, 15a, or 15c, and is proceeding solely in its sovereign capacity to enforce public rights and protect the public interest;

WHEREAS, in reliance on the foregoing representations by Plaintiff United States, Defendant Visa Inc. is willing to withdraw its Ninth and Tenth Defenses based on the statute of limitations and the doctrine of laches, and by joint consent will file an Amended Answer for the sole purpose of removing those defenses forthwith;

NOW, THEREFORE, the undersigned parties hereby stipulate, and the Court orders, as follows: Defendant Visa is hereby granted leave to file an Amended Answer withdrawing its Ninth and Tenth Defenses based respectively on the statute of limitations and the doctrine of laches.

Dated August 21, 2025

Agreed By:

/s/ Craig Conrath

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Bennett J. Matelson
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/s/ Robert Katerberg

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Counsel for Defendant Visa Inc.

SO ORDERED this 22 day of August, 2025.

/s/ John G. Koeltl

HON. JOHN G. KOELTL
UNITED STATES DISTRICT JUDGE