

**WORKING DRAFT**

HOUSE BILL NO. \_\_\_\_\_

Anti-trust provisions.

Sponsored by: Joint Agriculture, Public Lands and Water  
Resources Interim Committee

A BILL

for

1 AN ACT relating to business practices; enhancing damages  
2 recoverable for unfair business discrimination; providing  
3 for recovery of attorneys' fees and an additional remedy;  
4 and providing for an effective date.

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6 *Be It Enacted by the Legislature of the State of Wyoming:*

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8 **Section 1.** W.S. 40-4-114(a) is amended to read:

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10 **40-4-114. Enjoining violations of W.S. 40-4-106**  
11 **through 40-4-116; recovery of damages; liability of**  
12 **directors, officers and agents; requiring testimony and**  
13 **production of books and records.**

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1           (a) Any person, firm, private corporation or trade  
2 association, injured directly or indirectly, may maintain  
3 an action to enjoin a continuance of any act or acts in  
4 violation of this act and, if injured thereby, for the  
5 recovery of three (3) times the actual damages ~~of and~~  
6 sustained, together with costs and disbursements, including  
7 reasonable attorneys' fees from the defendants named in the  
8 action. In any subsequent action, the court may take any  
9 steps necessary to avoid duplicative recovery against a  
10 defendant.

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12           **Section 2.** This act is effective July 1, 2006.

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(END)