MEETING OF THE FEDERAL TRADE COMMISSION

May 1, 1917, 10:00 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The Commission resumed its conference with the delegates appointed by the Governors of the various States on the food situation. (See stenographic file No. 8517-96.

At 11:15 a. m. a recess was taken until 11:30 a. m.

Joseph E. Davies William B. Colver John F. Fort

A number of persons, representing various branches of the anthracite coal industry, appeared before the Commission and gave expression to their views in reference to the anthracite coal situation. (Steno-graphic file No

At 1:00 p. m. a recess was taken until 2:30 p. m.

Joseph E. Davies William B. Colver John F. Fort

The Commission reassembled at 2:30 p. m. and resumed its conference with persons representing various branches of the anthracite coal industry.

Thereupon, at the hour of 5:15 p. m., the Commission adjourned to meet Wednesday, May 2, 1917, at 10:30 a. m.

Chairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 2, 1917, 10:00 a. m.

Joseph E. Davies William B. Colver John F. Fort

(Mr. Harris conducting bituminous coal hearings in Chicago.) (See file 8508-597-2.)

A number of representatives of various lines of the anthracite industry appeared before the Commission and discussed the anthracite

coal situation from their point of view. (See file No.

At 12:40 p. m. a recess was taken until 2:30 p. m.

Joseph E. Davies William B. Colver John F. Fort

The Commission reassembled at 2:30 p. m.

The Secretary presented a resolution adopted by the Senate of the United States April 30th, directing an investigation relative to the anthracite coal industry, and after discussion the following order was adopted:

ORDERED, That the plan of the investigation into the anthracite coal industry, now being conducted by the Commission under the Hitchcock resolution, be altered, if necessary, so as to include an investigation of conditions as directed by the resolution of April 30th; and that a report, in response to both of said resolutions, be prepared and submitted to the Senate at the earliest possible date.

Mr. Davies presented file 1-246, application of The Coca-Cola Co. for the issuance of a complaint against Kelly Manufacturing Co.

Report of the Joint Board of Review approved, and ruling, dismissing application, adopted.

The following resolution, offered by Mr. Davies, seconded by Mr. Fort, was adopted:

WHEREAS, Conditions disclosed in the Anthracite coal investigation point to the possibility of panic prices and attendant hard-ships for the year 1917; and

WHEREAS, Conditions in the cold, winter months are dependent upon immediate action in the present:

THEREFORE BE IT RESOLVED, That under the direction of the Advisory Economic Board Special Examiner Durand be directed to prepare for

the Commission material to be used as a public statement, particularly to admonish the public against producing panic conditions by hysteria in buying; and, second, that Special Examiner Durand do furnish the Commission a list of representative producers among the railroad companies and the so-called independents, representative wholesalers, jobbers and retailers, which list may be available for the forming of a committee who shall be requested to consider the present conditions that exist appertaining to the production, distribution and sale of coal, and make recommendations to the Commission as to the possible remedial action which can now be projected of either a private or public character or both, which suggestions the Commission is not bound to accept but may have to consider.

Mr. Colver made an oral report of a conference with Mr. H. W.Phelps, Vice President of the American Can Co., in regard to the can situation.

The stenographic report of the conference, file 8517-98 was referred to, and made a part of, Commissioner Colver's report.

The Secretary presented a telegram from the Chamber of Commerce, of Lynn, Massachusetts, in reference to the closing of certain shoe factories pending the adjustment of certain labor disputes. After discussion a copy of the telegram was ordered referred to the Department of Labor. (File 8840.)

The Secretary submitted a letter and resolution from a committee of conferees appointed by the Governors who appeared before the Commission on April 30th and May 1st, in connection with the food investigation.

After consideration the letter and resolution were ordered received, and placed on file. (See file 8823-1.)

On motion of Mr. Fort, it was unanimously voted that interim reports, in connection with the bituminous coal and anthracite coal investigations, be prepared and sent to Congress at the earliest possible moment.

Mr. Davies presented file 1-263, application of Buchanan-Daley Co.

for the issuance of a complaint against United States Gypsum Co., American
Cement Plaster Co., and Wasem Plaster Co.

Report and resolution of the Joint Board of Review, recommending dismissal of application, adopted.

ORDERED, that the salary of J. O. Hoover be increased from \$1320 to \$1500 per annum, the same to be effective as of May 16, 1917.

ORDERED, That the salary of W. J. Hoover be increased from \$1200 to \$1500 per annum, the same to be effective as of May 16, 1917; and also, that the said Hoover be placed on the permanent roll of employees.

Thereupon, at the hour of 6:00 p.m., the Commission adjourned to meet Thursday. May 3. 1917. at 10:30 a.m.

hating Chairman.

Attest:

3)

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 3, 1917, 10:30 a. m.

Joseph E. Davies, Acting Chairman William B. Colver John F. Fort

(Mr. Harris conducting bituminous coal hearings in Chicago.) (File 8508-597-2.)

The Commission held an informal conference with the following representatives of the anthracite coal operators:

> Mr. W. J. Richards, President, Philadelphia & Reading Coal and Iron Co.

Mr. J. D. Reynolds, Attorney for Philadelphia & Reading Coal and Iron Co., and Lehigh & Wilkesbarre Coal Co.

Mr. Samuel D. Warriner, President, Lehigh Coal & Navigation Co.

Mr. C. F. Huber, President, Lehigh & Wilkesbarre Coal Co.

Mr. E. W. Parker, Anthracite Bureau of Information.

Messrs. Walker, Durand, and Smelser were in attendance at this conference.

The following resolution was unanimously adopted:

WHEREAS, The Federal Trade Commission recognizes the urgent need of men by the Government for special services during the existing war, therefore be it

RESOLVED That in so far as not incompatible with existing law all employees of the Federal Trade Commission entering the military, naval or other special service of the Government expressly for the present war service shall be considered as on leave with pay from the Commission not exceeding thirty days in any calendar year; Be it further

RESOLVED That the resolution adopted by the Commission on March 26, 1915, be and the same is hereby suspended as to such employees with regard to their respective leaves with pay; Be it further

RESOLVED That so far as not incompatible with existing law all employees of the Federal Trade Commission entering the military, naval or other special service of the Government expressly for the present war service, in addition to leave with pay, shall, after the expiration of their respective periods of leave with pay be considered as on leave without pay from the Commission without loss of status during the continuance of such service.

ORDERED, That Thomas H. Claffey, an employee of this Commission, be granted leave, without pay, to July 31, 1917.

Thereupon, at the hour of 1:00 p. m., the Commission adjourned

to meet Friday, May 4, 1917, at 10:30 a. m.

Attest:

Chairman.

May 4, 1917. No meeting held.

May 5, 1917. No meeting held.

May 6, 1917. Sunday.

MEETING OF THE FEDERAL TRADE COMMISSION May 7, 1917, 10:30 a.m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

A letter dated May 7th, replying to a communication from Mr. P. T. Dodge, President of the International Paper Company, bearing date of May 4th, was approved, and ordered mailed. (8813-1-28.)

It was ordered that file 1-312, application of Edwin M. Freeland for the issuance of a complaint against Thomas A. Edison, Inc., be transferred to Chairman Harris.

A letter from Mr. Isidor Jacobs, of San Francisco, California, dated March 27, 1917, to Mr. Francis J. Heney, was presented and referred to the Docket Division.

The findings and order of the Federal Trade Commission disposing of the case of the Commission v. the A. B. Dick Company of New Jersey et al., were further considered, and after discussion were referred to Mr. Colver for revision, and report.

The following resolution, offered by Mr. Davies, was unanimously adopted:

RESOLVED: That in connection with the anthracite coal inquiry, a Commissioner be appointed to confer with the Committee on Transportation of the National Council of Defense, with a view to coordinating our information with their action in the facilitating of moving coal for the relief of the present situation.

The Chairman named Mr. Fort, as a committee of one, to carry out the intent of the above resolution.

The following resolution, offered by Mr. Davies, was unanimously adopted:

RESOLVED: That the retail coal dealers of Washington, D. C., be called in to confer with the Commission with reference to retail coal prices and conditions in the District of Columbia.

The following resolution, offered by Mr. Davies, was unanimously adopted:

WHEREAS, conditions with reference to the manufacture and sale of newsprint paper on the Pacific Coast are different in many aspects from that which has been the subject of inquiry thus far, and

WHEREAS, there are numerous complaints of unfair practices with reference thereto in the Western and Pacific Coast States.

RE IT RESOLVED, that for this purpose Francis J. Heney be and is hereby appointed as an examiner of the Commission.

BE IT RESOLVED, that Special Attorney and Examiner Francis J. Heney be directed to undertake an investigation of this situation, and be authorized to do those things necessary thereto, and to report to the Commission as soon as he may be able.

The following resolution was unanimously adopted:

WHEREAS, by virtue of the authority granted to and conferred upon the Federal Trade Commission by the Act of Congress approved September 26, 1914, (38 Stat., 717), and particularly by paragraphs "a" and "c" of section 6 of said Act, the Commission has power:

to gather and compile information concerning, and to investigate from time to time the organization, business, conduct, practices, and management of any corporation engaged in commerce;

and

whenever a final decree has been entered against any defendant cor-

poration in any suit brought by the United States to prevent and restrain any violation of the antitrust Acts, to make investigation, upon its own initiative, of the manner in which the decree has been or is being carried out;

and

WHEREAS, by Senate Resolution No. 457, adopted September 28, 1914, the Commission was further empowered and directed to investigate:

the relation existing among the several branches or companies into which the Standard Oil Company was resolved at the time of its dissolution; the relation between the producing, purchasing, transporting, and refining agencies of the several branches or companies into which the Standard Oil Company was resolved, and the methods and practices of such agencies towards independent producers, transporters, and refiners of oil; and the control of the price of crude oil and its refined products;

Now, therefore,

BE IT RESOLVED, That the Commission conduct an investigation of the matters referred to in said Senate Resolution No. 457, pursuant thereto; and into the organization, business, conduct, practices, and management of the Standard Oil Company and of the several branches or companies into which it was resolved at the time of its dissolution, and of the manner in which the decree of dissolution of said Standard Oil Company has been or is being carried out, pursuant to said paragraphs "a" and "c" of section 6 of said Act of September 26, 1914.

At 12:30 p. m. a recess was taken until 3 p. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The Commission reassembled at 3 o'clock p. m.

The draft of a letter, in reply to a letter dated May 4, 1917, received from John Barton Payne, attorney for Alexander Smith, and others, in reply to the Commission's inquiry as to whether or not the news-print paper manufacturers intended to carry into effect the award of the Commission as to the price of news-print paper, was approved, and letter ordered mailed. (File 8359-1-1.)

A letter, dated May 5, 1917, from Mr. E. H. Mason, President of the National Bank of Brunswick, Georgia, and addressed to Mr. Harris, alleging manipulations by Wilson & Company affecting the price of rice, was presented, and after discussion the Secretary was instructed to request an official of Wilson & Co. to appear before the Commission Thursday afternoon, May tenth, 1917.

A letter dated May 3d, from the Belgo-Canadian Paper Co., in regard to car shortage, was presented, and same referred to Mr. Heney for attention. (File 8815-1.)

Thereupon, at the hour of 6:30 p. m., the Commission adjourned to meet Tuesday, May 8th, 1917, at 10:30 a. m.

Chairman.

Attest:

May 9, 1917. No meeting held.

MEETING OF THE FEDERAL TRADE COMMISSION

May 10, 1917, 2:30 a. m.

William J. Harris, Chairman William B. Colver John F. Fort

(Mr. Davies in New York on official business.)

Mr. V. D. Skipworth, Vice President of Wilson & Co., Chicago, appeared before the Commission in response to our telegraphic request, and presented facts in reference to the report that his company, and other meat packers, were dealing in rice. (See file No.

Messrs. S. D. Warriner and E. W. Parker appeared before the Commission and discussed.

Thereupon, at the hour of 3:30 p. m., the Commission adjourned to meet Friday, May 11, 1917, at 10:30 a. m.

chairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 11, 1917, 10:30 a.m.

William J. Harris, Chairman William B. Colver John F. Fort

(Mr. Davies in New York on official business.)

Telegram from Br. Haney, stating that the Standard Oil Company of New Jersey had declined to grant access to its books and records, and that it desired a conference before finally deciding whether the books and papers desired would be submitted for inspection, was presented, and after discussion it was unanimously agreed to instruct Dr. Haney to return to Washington for a conference with the Commission.

At 11:00 o'clock a. m. the meeting of the Commission was adjourned.

William J. Harris, Chairman William B. Colver John F. Fort

The Commission met at 11:15 s. m. with a number of independent coal operators, who discussed the anthracite coal situation from their point of view. (See file No. 8508-599.)

At 1:30 p. m. a recess was taken until 2:30 p. m.

William J. Harris, Chairman William B. Colver John F. Fort

The Commission reassembled at 2:30 p. m., and resumed their confer-

ence with the independent anthracite coal operators. (File 8508-599.)

Thereupon, at the hour of 6:00 p. m., the Commission adjourned to meet Monday, May 14, 1917, at 10:30 a. m.

(Mr. Davies in New York on official business.)

Chairman.

Attest:

May 12, 1917. No meeting held.

May 13. 1917. Sunday.

MEETING OF THE FEDERAL TRADE COMMISSION

May 14, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver

A letter from Hon. F. W. Taussig, Chairman of the Tariff Commission, dated May 3, 1917, addressed to Chairman Harris, in reference to the Commission's beet sugar report, was considered, and after discussion it was unanimously agreed to transmit to the Tariff Commission all of the Commission's data relating to the beet-sugar industry, including the tariff chapter, together with a statement that it is not the intention of the Commission to continue the investigation further in reference to tariff

matters. (See file No. 8115-22.)

A form of letter, transmitting the beet sugar report to Congress, was presented, and after some minor changes, approved.

The following resolution, offered by Mr. Colver, in reference to an investigation of certain phases of the beet sugar industry, was adopted:

RESOLVED: That Dr. R. E. Jones, of Ft. Morgan, Colorado, be invited by wire to submit a complete statement of the facts in the matter of the present situation of the beet sugar industry, especially as to whether unfair practices are now in operation.

(See file No. 1-370.)

Mr. Heney was present at the meeting and presented a lettter, bearing date of May 12, 1917, from Mr. P. T. Dodge, President of the International Paper Company, in reference to carrying into effect the award of the Commission in regard to the price to be charged for newsprint paper.

After some discussion the matter of preparing a reply to such letter was referred to Mr. Heney.

At 12:45 p. m. a recess was taken until 2:00 p. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The Commission reassembled at 2:00 p. m.

Mr. W. M. Ritter, of Washington, D. C., together with Judge Boyle, of Kansas City, and a number of representatives of the Hardwood Manufacturers' Association of the United States, appeared before the Commis-

sion, and presented certain facts with reference to the hardwood lumber industry. (See file No. 8517-105.)

The findings and order in the complaint of the Federal Trade Commission v. A. B. Dick Co. of New Jersey, et al., was reported back by Commissioner Colver, and considered by the Commission and members of the legal staff.

Thereupon, at the hour of 6 p. m., the Commission adjourned to

meet Tuesday, May 15, 1917, at 10:30 a. m.

Chairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION
May 15, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The matter of granting a hearing to officials of the Standard Oil Company of New Jersey, before insisting upon an inspection of the books and papers of that company, at its offices, in connection with the general oil investigation, was called up, and upon motion it was

agreed that on account of the conditions growing out of the war, and the fact that certain officials of the Standard Oil Co. of New Jersey are engaged in matters connected with the national defense, that a hearing be granted to said company before proceeding with such inspection of its books and papers, and that the date for such hearing be arranged by the Secretary for May 24th, 1917.

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Upon motion of Mr. Davies, the regular order of business was suspended, and General Ayleshire appeared before the Commission as a representative of the Council of National Defense, and asked that someone from the Commission be detailed to serve as a member of a committee to act in connection with the Committee on Munitions, of the National Council of Defense, in disposing of numerous requests for information, and other matters, now accumulating in the offices of the Council of National Defense. After discussion the Secretary was directed to assign Mr. Carlos C. Houghton, a representative of the Commission, to act upon such committee.

The matter of the organization of the Commission was called up, and after discussion was referred to Messrs. Harris and Colver as a committee.

Thereupon, at the hour of 1:00 p. m., the Commission adjourned to meet Wednesday, May 16, 1917, at 10:30 a. m.

Chairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 16, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

Mr. Colver called up the matter of reassigning cases heretofore referred to Mr. Parry, and after discussion the Secretary was ordered to refer such cases to the present Commissioners, in rotation, and to assign new cases, which in the ordinary course would go to a fifth Commissioner, in the regular way.

Mr. Davies presented a report regarding analleged method used by the Crescent Baking Powder Company, of Seattle, Washington, to maintain prices.

Referred to the Docket Division for attention as an application for complaint.

Commissioner Fort reported that The Pictorial Review Company had brought suit in the United States court, in New York City, against The Curtis Publishing Company, for an injunction against alleged violations of the Clayton Act, involving the questions now before the Commission between such parties, and that the matter would be argued before the court at an early date. It was agreed that Mr. C. H. McDonald be authorized to go to New York, attend the hearing of arguments, and to keep in touch with the issue and results of that case.

Mr. Colver reported in the matter of file 1-222, application of the Pan-American Trading Company, New York, for the issuance of a complaint against Pan-American Trading Company, New Orleans, La.

Report of Joint Board of Review approved, and resolution, directing dismissal of application, adopted.

Mr. Colver reported in the matter of file 1-281, application of New York Public Service Commission for the issuance of a complaint against Standard Oil Company of New Jersey, Standard Oil Company of New York, and Gulf Refining Company.

Report approved, and resolution, directing dismissal of application, and transmission of papers to the Economic Board, to be made a part of the papers and records of the general oil investigation; and further, that it be now the policy of the Commission to give information and assistance immediately to public officials wherever possible, adopted.

At 1:00 p. m. a recess was taken until 3:00 p. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The Commission reassembled at 3:00 p. m.

On motion by Mr. Colver, the following order was adopted:

ORDERED, that file 1-244 and file 1-203 be consolidated and that with them be also consolidated any other case in which the controlling question is an alleged discrimination as to prices paid to sellers of goods and that consolidation cases be prepared for early presentation to the Commission in such form that a definite ruling as to policy governing such cases may be made.

Special Attorney Fracis J. Heney presented for discussion a letter addressed to the International Paper Company, and also a letter from Hon.

Gilbert H. Montague, (8235-103) attorney for George H. Mead and George Chahoon, dated May 8th, 1917, in connection with the news-print paper question.

The letter to the International Paper Company was discussed, and left with Mr. Heney for redraft and submission. (8813-1-28.)

Mr. Colver reported in reference to file 1-129, application of W. W. Turner & Company against Mishawaka Woolen Manufacturing Company, and after discussion it was ordered that a complaint be issued against the Mishawaka Woolen Manufacturing Company only.

Mr. Colver reported in reference to file 1-306, application of Monsanto Chemical Works for the issuance of a complaint against General Fire Extinguisher Co., et al.

Report of Joint Board of Review, recommending dismissal of application, approved.

Mr. Colver reported in reference to file 1-265, application of the Pennsylvania Tank Line for the issuance of a complaint against Standard Car Equipment Co., et al.

Report of Joint Board of Review approved, and resolution, directing the issuance of a formal complaint, adopted.

Mr. Colver reported in reference to file 1-68, application of California Canneries Co. for the issuance of a complaint against The American Can Company and the California Fruit Canners' Association.

Report of Joint Board of Review, recommending that application against the California Fruit Canners' Association be dismissed, and that a formal complaint be issued against The American Can Company, approved.

ORDERED: That Mr. Joseph H. Claffey be appointed Clerk to a Commissioner.

Thereupon, at the hour of 5:00 p. m., the Commission adjourned to meet Thursday, May 17, 1917, at 10:30 a. m.

hairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 17, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Port

The preliminary report of the Commission on the production and distribution of bituminous coal was considered, approved, and ordered transmitted to the Speaker of the House of Representatives.

Upon motion of Mr. Fort, the food investigation was assigned to Mr. Davies.

Messrs. Madeira, Hill, Wentz, and Dodson, independent anthracite coal operators, appeared before the Commission and discussed matters in reference to the anthracite coal situation.

Thereupon, at the hour of 1:30 p. m., the Commission adjourned to meet Friday, May 18, 1917, at 10:30 a. m.

Chairman.

Attest:

4. d Buchen

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 18, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver

The report of the Commission, in re the news-print paper investigation, was called up, and after discussion the following resolution, offered by Mr. Davies, was adopted:

RESOLVED, That the Commission do complete its report on News Print forthwith and send it to the Senate of the United States;

That such report include a statement of the facts which have developed since last preliminary report;

That such report include the recommendation that the news-print manufacturing mills (including producers of mechanical sulphide pulp), both in Canada and the United States, be operated as they are now, but upon "Government account" -- under the English plan, -- and that such operation be under the direction and supervision of a joint commission of Canada and the United States, during pendency of this war.

ORDERED, that Mr. Douglas D. Felix, of Hartford, Kentucky, be appointed an examiner, at an annual salary of \$1800, the same to take effect on his entering upon the discharge of his duties.

ORDERED, That Mr. Frank F. Linehart, of Belvidere, Illinois, be appointed an examiner, at a salary of \$1.00 per annum, the same to take effect on his entering upon the discharge of his duties.

The questionnaire prepared by the Advisory Economic Board, for use in collecting information desired in connection with the price of sugar, was submitted, and approved.

Drafts of letters to Hon. Gilbert H. Montague, and the International Paper Company, in reply to letters dated May 8, 1917, and May 12, 1917, respectively, were submitted, approved, and ordered mailed. (8235-103; 8813-1-28, respectively.)

The report of the Advisory Economic Board, submitting a plan for the supervision of anthracite coal prices, was adopted. (See file 8755-5.)

Mr. Harris presented file 1-328, application of I. Lowenburg Co. for the issuance of a complaint against Warren, Jones & Gratz, et al.

Report of Joint Board of Review adopted, and formal complaint ordered.

Mr. Davies reported in re file 1-250, application of Michigan Avenue Drug Store for the issuance of a complaint against The Coca-Cola Company.

Report, recommending the consolidation of this file with file

1-136, approved

Mr. Davies submitted the file and report of the Joint Board of Review in re application of J. R. Hartline for the issuance of a complaint against The Coca-Cola Company.

Report of Joint Board of Review, recommending that a complaint be not issued at this time, was considered. However, on motion of Mr. Davies, the report of the Joint Board of Review was not adopted, and a formal complaint ordered issued.

Mr. Davies reported in re file 1-75, application of United States
Acoustical Correction Co. for the issuance of a complaint against H. W.
Johns-Manville Co.

Report approved, and resolution dismissing application, adopted.

Thereupon, at the hour of , the Commission adjourned to

meet Monday, May 21, 1917, at 10:30 a.m.

Chairman.

Attest:

May 19, 1917. No meeting held.

May 20, 1917. Sunday.

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 21, 1917, 10:30 a.m.

William J. Harris, Chairman Joseph E. Davies William B. Colver

The following resolution, offered by Mr. Colver, was presented, and after a general discussion of the food situation, same was adopted:

MOVED, that the economic board secure at once from all canners of vegetable and fish food products detailed schedules of all contracts now entered into for the sale of this year's pack, giving prices and parties to such contracts; also, similar information as to contracts for the pack of 1916, and 1915.

Similarly, all contracts for the purchase of products for packing;

Similarly, all contracts for the purchase of cans:

Lists of canners, wholesalers and brokers may be secured from Thomas Guide, a book put out by Thomas Publishing Co., of New York.

Matter referred to Mr. Davies, to be considered in connection with the general food investigation.

The following resolution, offered by Mr. Davies, was adopted:

RESOLVED: That the economists in charge of the anthracite and bituminous coal investigations be directed to conduct an inquiry immediately into conditions and costs in the distribution and sale of coal in the District of Columbia, and that the date of hearing before the Commission for the coal dealers of Washington, heretofore ordered, be set at the earliest possible date consistent with adequate preparation by the investigators.

Matter referred to Mr. Colver, to be considered in connection with the anthracite coal investigation.

Thereupon, at the hour of 11:00 a. m., the Commission adjourned to meet Thursday, May 22, 1917, at 10:30 a. m.

hairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 22, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The interim report of the Commission on bituminous coal was discussed, and the transmission of same to the House of Representatives on May 19, 1917, approved.

Mr. Colver reported in the matter of file 1-291, application of Furniture Merchants' Club for the issuance of a complaint against Associated Furniture Manufacturers.

Report of Joint Board of Review approved, and resolution, dismissing application, adopted.

Mr. Colver reported in the matter of file 1-43, application of Seeman Brothers for the issuance of a complaint against American Grocers'

Society, Incorporated.

Report of Joint Board of Review approved, and resolution, dismissing application, adopted.

Mr. Harris presented report in the matter of file 1-332,application of Hawthorne Manufacturing Co., Inc., for issuance of a complaint against John W. Brown Manufacturing Co.

Report approved, and resolution, dismissing application, adopted.

Mr. Harris reported in the matter of file 1-221, application of Merchants Trade Journal for issuance of a complaint against The Congoleum Company.

Report of Joint Board of Review approved, and resolution, dismissing application, adopted.

The following resolution, offered by Mr. Davies, was unanimously adopted: (See file

RESOLVED: That the Chairman of the Advisory Economic Board of the Joint Board of Review be directed to make an examination into, and report upon, the qualifications of the volunteer auditors, accountants and lawyers, respectively, named in the list hereto attached, received from the Council of National Defense, with a view to a possible securing of the services of some of these men, at a nominal consideration, if the Commission should determine upon such a course.

Thereupon, at the hour of 1:00 p. m., the Commission adjourned to meet Wednesday. May 23, 1917. at 10:30 a. m.

Attest.

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MEETING OF THE FEDERAL TRADE COMMISSION

May 23, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The Secretary presented a telegram, dated May 22, 1917, from the Chamber of Commerce, Worcester, Massachusetts, stating that the Ward Baking Company, of New York, was giving one loaf of bread free with each one sold.

On motion, it was ordered that the telegram be filed as an application for a complaint.

Mr. Davies reported in re file 1-240, application of The Woodville

Lime & Cement Co. for the issuance of complaint against Toledo Pulp Plaster

Company.

Report of the Joint Board of Review disregarded, and resolution, dismissing application, adopted.

Letter from Attorney General Gregory, bearing date of April 25th, regarding the possible employment of Mr. Neil Carothers, was referred to the Advisory Economic Board for consideration, and the Secretary directed to request such Board to report in reference to all available economists qualified for the work of the Commission. (See file No.

ORDERED, That Mr. Charles G. Duganne be appointed Disbursing Clerk for the Commission, the same to take effect on the entering upon the discharge of his duties.

Mr. Colver reported that Mr. Bond J. Geddis, to whom the Commission had recently offered employment, had declined to accept.

The following resolution, offered by Mr. Colver, was adopted:

RESOLVED: That a preliminary investigation be made at once into the cement industry, the same to be limited to the ascertainment as to whether or not there is a combination or conspiracy, or other unfair practices, in the industry, provided the Department of Justice is not now making the investigation.

The following resolution, offered by Mr. Colver, was adopted:

RESOLVED: That all cases involving patent laws be assembled and a memorandum be prepared developing suggestions for handling them.

The following resolution, offered by Mr. Davies, was adopted:

RESOLVED: That the Secretary be requested to make, at the earliest possible date, a plan for the allotment of funds for the next fiscal year, and to report to the Commission an allotment of funds, by months, to be spent by the Commission, and to report as to number and salaries of additional men needed, also, to make such further recommendations as he may deem desirable.

The following resolution, offered by Mr. Davies, was adopted:

WHEREAS, There are a number of important cases before the Commission in which it is alleged that the policy of quantity discount is being employed as a rebate and a tying contract and thereby avoid the intent of the law, and which cannot be disposed of until the policy of the Commission thereon is settled, and

WHEREAS, the matter has been briefed by the economic and legal staffs;

BE IT RESOLVED: That Monday, May 28, 1917, at 2:30 p. m., be set as a date certain for a presentation of the matter to the Commission by such members of the staff as have been working on the subject.

The following resolution, offered by Mr. Colver, was adopted:

RESOLVED: That jurisdictional cases be made a special order of business for Thursday, May 24, at 11:30 a.m.

The following order, offered by Mr. Colver, was adopted:

ORDERED: That the matter of arranging an organization for the food inquiry be made a special order of business for May 25th, at 11:30 a. m.

The following order, offered by Mr. Colver, was adopted:

ORDERED: That cases affected by Supreme Court decision re Motion Picture Patents be made a special order of business for May 28, at 11:30 a.m.

The following motion, offered by Mr. Colver, was adopted:

MOVED, That the Chief Examiner be requested to report on the Diamond Tack & Nail Co. reorganization, as directed by resolution of February 1, 1917.

On motion of Mr. Colver, the following order was adopted:

ORDERED: That trade association requests for rulings be made a special order of business for May 29, at 11:30 a.m.

The matter of the necessity for an assistant to the Secretary was called up, and after discussion it was unanimously agreed that the Secretary be authorized to select an assistant.

Thereupon, at the hour of 1:00 p. m., the Commission recessed until 3 p. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The Commission reassembled at 3:00 p. m.

May 23, 1917. May 24, 1917.

Mr. A. C. Bedford, President of the Standard Oil Co. of New Jersey appeared before the Commission and presented matters in connection with the postponement of the examination of the books and records of such company. After discussion it was decided to continue such investigation on May 31, 1917.

Thereupon, at the hour of 5 p. m., the Commission adjourned to meet Thursday, May 24, 1917, at 10:30 a. m.

Chairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 24, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

On motion of Mr. Davies, Mr. Colver was appointed a committee of one to see the Secretary of War regarding certain matters connected with the oil industry.

The following resolution, offered by Mr. Davies, was adopted:

WHEREAS, Mr. Hoover, in his plans for food control, has suggested the possibility of creating various committees of business men to administer certain lines of business vital to food control, and has expressed the desire that the Federal Trade Commission should perform certain functions:

BE IT RESOLVED: That Mr. Hoover be advised that the Commission is desirous of cooperating in every way with his administration of the situation, and will be pleased to comply with the above request, or with any other suggestion within the limitations of its force and work.

The substance of a letter to be sent to certain anthracite coal producers, restating the attitude of the Commission with regard to operators selling wholesalers and jobbers, was considered, and same referred to Commissioner Colver for attention and action.

Mr. Arthur J. Eddy, an attorney of Chicago, appeared before the Commission and discussed certain phases of open-price associations.

Messrs. C. H. McDonald and William T. Chantland appeared before the Commission and discussed cases involving questions of jurisdiction, as set forth in the report submitted on April 10, 1917. After consideration it was agreed that the questions involved should be further reduced to writing and made a special order of business on the afternoon of June 4, and each day thereafter until disposed of.

Thereupon, at the hour of 1:00 p. m., the Commission adjourned

to meet Friday, May 25, 1917, at 10:30 a. m.

Charman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 25, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The minutes of the meeting held May 24th, at 10:30 a.m., were read and approved.

The following resolution, offered by Mr. Colver, was adopted:

RESOLVED: That a conference be had with the Council of National Defense, and the Advisory Council of the Council of National Defense, to the end that requests for data to be secured by the Federal Trade Commission for the Council of National Defense may be complied with in such manner as to secure the maximum of public service.

The above matter referred to Mr. Colver.

Letter, bearing date of May 23, 1917, from the President of the United States, addressed to the Chairman, to which was attached letter from Senator Weeks, with enclosures, calling attention to alleged excessive shipments of cotton to Europe, and asking for information in regard thereto, was presented, and the Secretary was directed to refer the matter to the Advisory Economic Board, with instructions to collect data and forward same to the President at the earliest possible date.

The Chairman presented a letter from Secretary Redfield, dated

May 24, 1917, addressed to him, requesting the appointment of some

representative of the Commission to attend a conference on Cost Accounting, to be held in the office of the Bureau of Foreign and Domestic Commerce,

Tuesday, May 29th, at ten o'clock a.m. (See file No. 8517-108.)

On motion, the Secretary was directed to attend such conference, and to notify Secretary Redfield to this effect.

Mr. Davies presented file 1-243, application of Kellogg Toasted Corn Flakes Company for the issuance of a complaint against The Mohican Company.

File referred to Chief Examiner, to be considered with other cases involving price discrimination.

Mr. Davies presented file 1-339, application of J. W. Hunt Company for the issuance of a complaint against Mansfield-Sheaffer Paint & Glass Company.

Report of Joint Board of Review approved, and ruling, dismissing application, adopted.

Mr. Davies presented file 1-151, application of J. A. Stewart for the issuance of a complaint against Kelly Axe Manufacturing Co.

Report of Joint Board of Review approved, and resolution, dismissing application, adopted.

The Secretary presented report of the Advisory Economic Board, and the Law Board of Review, concerning the form of an examination carrying into effect the action of the Commission to establish civil service status for future employees of the Commission. (See file No.

After some discussion, it was decided to make this matter a special order of business at the meeting of May 29, 1917.

The following resolution, offered by Mr. Fort, was adopted:

WHEREAS, The Sundry Civil Appropriation Bill is likely to carry an appropriation of \$250,000 for certain investigations as to food questions as suggested to Congress by the President; and

WHEREAS, Said investigation, if made, should be expeditiously made; and

WHEREAS, If said bill shall pass the funds for such inquiry will be available on July 1, 1917; and

WHEREAS, Time may be conserved if, when the funds are available, the direction, scope and method of the work shall have been fully mapped out and a personnel selected; therefore, be it

RESOLVED: That the Commission do now select and designate a director general for such study, to have complete charge of the same acting under the Commission; and

RESOLVED: That said Director be required to have prepared at a time as far in advance of July 1 as possible a complete plan of direction, scope and method of such inquiry, with suggestions for executives to be in charge of subdivisions of the work, with estimates of the size and qualifications advisable for the general staff and staffs of subdivisions; and

RESOLVED: That the Commission accept or modify such plan and set it in operation and that the Commission as a whole act with the Director General, and that the various subdivisions be assigned to individual Commissioners for intimate and detailed cooperation; and

RESOLVED: That the selection of such Director General be made a special order of business for Tuesday, June 5, 1917, at 11:30 a. m.

Mr. Davies, to whom the food investigation had been assigned on May 17, 1917, presented a report of his efforts to date, and asked to be discharged from further responsibility.

Report received and ordered filed. (File 8863.)

The findings of fact and conclusions of law in the matter of the Federal Trade Commission v. A. E. Dick Co. of New Jersey et al, were presented, and after discussion approved and ordered entered of record.

Messrs. Walsh and Busick, of the Commission, were also present.

Thereupon, at the hour of 1 p. m., the Commission adjourned to meet Monday, May 28, 1917, at 10:30 a. m.

Chairman.

Attest: Secretary.

May 26, 1917. No meeting held.

May 27, 1917. Sunday.

MEETING OF THE FEDERAL TRADE COMMISSION

May 28, 1917, 10:30 a. m.

William J. Harris, Chairman William B. Colver John F. Fort

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(Mr. Davies absent on account of illness.)

The minutes of the meeting held May 25th were read and approved.

The present status of the bituminous and anthracite coal investigations was called up and discussed.

The following resolution, offered by Mr. Colver, was adopted:

RESOLVED: That the Advisory Economic Board, and Dr. Merchant, be directed to have the report on the book-paper industry ready for transmittal to Congress not later than June 11, 1917; and that the Secretary assign enough men to the work to make the report possible on that date.

Letter from Mr. Francis J. Heney, with reference to the paper investigation on the Pacific Coast, was presented, and after discussion the following resolution was adopted:

RESOLVED: That the scope of the investigation which Francis J. Heney, Special Counsel, has been authorized to make on the Pacific Coast be broadened so as to include, in addition to newsprint paper, the other grades of print paper, which are the subject of the Book Paper Investigation.

Mr. Colver reported the result of his conference with the Secretary of War, in regard to certain phases of the oil situation.

He also reported a conference with representatives of the Council

of National Defense, in reference to collecting data for the use of such Council, as suggested in the resolution adopted by the Commission on May 25, 1917.

The following resolution, offered by Mr. Colver, in the case of the Commission v. A. B. Dick Company of New Jersey, and others, was adopted:

WHEREAS, on the 25th day of May, 1917, the Commission issued an order directing the A. B. Dick Company of Illinois to cease and desist from selling its stencil duplicating machines and stencil paper upon the condition, agreement or understanding that the purchaser or user should not use therewith machines or supplies of competitors of the said A. B. Dick Company, and

WHEREAS, a period of ninety days was given the A. B. Dick Company in which to make such changes in its methods of doing business as to conform to the order, and

WHEREAS, it is desirable that the Commission know what changes the said company makes in its plan of marketing its machines and supplies as a result of this order; now, therefore, be it

RESOLVED, that under the authority conferred on the Commission by paragraph (b) of Section 6 of "An Act to create a Federal Trade Commission, to define its powers and duties, and for other purposes," approved September 26, 1914, the said A. B. Dick Company of Illinois be and the same is hereby required within thirty days after such changes in the conduct of its business have been made to make a special report to the Federal Trade Commission fully setting forth the nature of such changes, and setting forth in complete detail the plan or plans adopted for the future sale of such machines and supplies, together with any contracts, agreements, or understandings, by warranty or otherwise, proposed to be attached to the future sale or contract for sale by respondent of its machines and supplies, either for resale or use of such machines or supplies.

The following resolution, offered by Mr. Colver, was adopted:

RESOLVED: That Francis J. Heney, who is now prosecuting work for the Commission on the Pacific Coast, be directed to investigate at once the canned salmon industry, and especially The Alaska Packers' Association, and the California Packing Corporation, and such other concerns as his investigations shall lead him to deem proper; and that the Commission be kept in close touch with the progress of the inquiry.

Mr. Heney is authorized to make use of the services of Special Examiner Byron P. Parry, who is now working with him on news-print.

ORDERED, That Simon Schwartz, of the Commission, be appointed Clerk to a Commissioner, the same to take effect June 1, 1917.

Mr. Fort presented report in matter of file 1-354, application of National Oil Products Co. of New Jersey, for the issuance of a complaint against National Oil Products Co. of Delaware.

Report of Mr. Fort, recommending that case be disposed of in accordance with conference ruling No. 57, adopted.

Mr. Fort reported in re file 1-299, application of The Harris Calorific Co., for the issuance of a complaint against Acetylene Journal.

Report of Mr. Fort approved, and resolution, presented by Mr. Fort, dismissing application, adopted.

The following resolution, offered by Mr. Fort, was adopted:

RESOLVED: That we at once request all the bituminous coal-mine operators for information as to whether they are making contracts for the coming year; if not, why not; and at what price they are ready to sell their coal f.o.b. the mine? And such other questions as in the judgment of the Commissioner, and the economist in charge of the inquiry, may be thought necessary and proper.

Several matters, which were a special order of business for May 28th, were carried over until next week. (See calendar.)

Thereupon, at the hour of 1:00 p. m., the Commission adjourned to

meet Tuesday, May 29, 1917, at 10:30 a.m.

Chairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

May 29, 1917, 10:30 a. m.

William J. Harris, Chairman William B. Colver John F. Fort

(Mr. Davies absent on account of illness.)

The minutes of the meeting of May 28, 1917, were read and approved.

Telegram from George Chahoon, Jr., dated May 28, 1917, requesting information as to costs in re news-print, presented, and after consideration the request was denied.

The Secretary reported in reference to conference held at the office of the Bureau of Foreign & Domestic Commerce today (May 29, 1917), on the subject of cost accounting.

Mr. Harris presented report in the matter of file 1-297, application of Realty Owners Service Bureau, for the issuance of a complaint against Spokane Chronicle et al.

Report of Joint Board of Review approved, and ruling, dismissing application, adopted.

Mr. Harris presented file 1-236, application of Lakefield Farmers'
Lumber Co. for the issuance of a complaint against C. L. Colman Lumber
Co. and Interior Lumber Co.

Report of Joint Board of Review approved, and resolution, directing issuance of formal complaint, adopted.

Mr. Harris presented file 1-216, application of E. C. Rich, for the issuance of a complaint against Charles Hewitt & Sons Company.

Report of Joint Board of Review approved, and resolution, as amended, dismissing application, adopted.

Mr. Harris presented file 1-279, application of Henry Hecht, for the issuance of a complaint against Leopold Oesterreicher, et al.

The case was laid over for further consideration.

Thereupon, at the hour of 1:30 p. m., the Commission adjourned to meet Thursday, May 31, 1917, at 10:30 a. m.

Chairman.

Attest:

Secretary.

May 30, 1917. No meeting held.

MEETING OF THE FEDERAL TRADE COMMISSION

May 31, 1917, 2:00 p. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver

The case of the Commission v. Fleischmann Company, coming on at this time in due course, by oral stipulation hearing was continued to June 12, 1917, at 10 a.m. (See Order.)

Letter from Mr. Gilbert H. Montague, dated May 28, 1917, in regard to the news-print arbitration agreement of the Commission, was presented, and referred to Dr. Merchant and the Secretary for reply.

The following resolution, directing the issuance of a complaint on behalf of the Commission against Botsford Lumber Company, et al, was adopted:

WHEREAS, The Federal Trade Commission has reason to believe that the Botsford Lumber Company (file 1-211), of Winona, Minnesota, et al., have violated, and are violating, the provisions of Section 5 of the Trade Commission Act, therefore be it

RESOLVED: That the Commission issue and serve upon said respondents its complaint, stating its charges in that respect in substantially the form hereunto annexed, and be it

FURTHER RESOLVED: That notice be given to the said respondents, as required by law, that the charges of said complaint will be heard by the Commission at its office in the Commerce Building, in the City of Washington, D. C., on the 31st day of July, A. D., 1917, at 10:30 o'clock in the forenoon of said day, or as soon thereafter as the same may be reached.

Thereupon, at the hour of 3:30 p. m., the Commission adjourned to meet Friday, June 1, 1917, at 10:30 a. m.

Chairman

Attest:

June 1, 1917. No meeting held.

June 2, 1917. No meeting held.

June 3, 1917. Sunday.

Secretary.

June 4, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The mimutes of the meetings of May 29th and May 31st were read, corrected, and approved.

On motion of Mr. Davies, the formal complaints presented against C. L. Coleman Lumber Company, file 1-236; Interior Lumber Company, file 1-235; and Anderson Gratz, and Benjamin Gratz, et al., were ordered to issue as prepared.

A letter to the Chairman from Herbert C. Hoover, of the Council of National Defense, dated June 2, 1917, suggesting the importance of an investigation of the meat-packing industry was read, and on motion of Mr. Fort it was ordered that the Chairman acknowledge the letter, stating that the Commission will cooperate in the matter.

Mr. Davies was appointed a committee of one to confer with Mr. Howver with respect to the matter in question, with a view to formulating plans and beginning the work at as early a date as possible.

The committee on the docket, calendar, procedure, and organization orally reported progress.

The recommendation of the Joint Board of Review, in the application of the Federal Trade Commission against The National Distilling Co. (file 1-376), was approved, and a complaint ordered issued.

On motion of Mr. Davies, the report of the Joint Board of Review, in the matter of the application of Ralph Harris & Company for the issuance of a complaint against Eastman Kodak Co., (file 1-326) was adopted, except that it was ordered that the files in this case be submitted to the Department of Justice for examination, but to be returned to the Commission.

The following resolution, offered by Mr. Davies, was unanimously adopted:

RESOLVED: That the attorney-examiners, assigned heretofore by resolution to the economic investigations, be directed to make oral reports to the Commission on the status of matters in connection therewith in their charge, respectively, on the eleventh day of June, 1917.

Mr. Davies submitted a tentative letter of submittal for the final report on news-print paper, which was considered, and after slight modifications the consideration of such letter was continued until tomorrow, for the purpose of allowing time for Mr. Davies, and other Commissioners, to confer with the departments of government that might be effected thereby.

A letter was read from Mr. Chester C. Bolton, Secretary of
the General Munitions Board of the Council of National Defense,
dated requesting the designation of a member of the
Federal Trade Commission as a member of the Priority Committee of the
General Mymitions Board, and also, the designation of an alternate for
such representative.

Mr. Davies was designated as the member of the Commission for that Board, and Mr. C. C. Houghton was designated as alternate.

At 1:00 p. m. a recess was taken until 2:30 p. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

On reassembling, the Commission discussed conditions pertaining to fuel, coal, steel and other factors affecting industrial life, and after discussion the following resolution, offered by Mr. Davies, was adopted:

WHEREAS, the extraordinary conditions imposed by the War have brought unusual hardship to both the public and to many engaged particularly in manufacturing and industrial life; and

WHEREAS, the demand for the staple, basic supplies in industry have greatly exceeded the supply with resultant panic prices; and

WHEREAS, the fundamental elements in our national and industrial life have to do with prices and conditions appertaining to labor, food, fuel, bituminous and anthracite coal, steel, copper, and certain other basic metals; and

WHEREAS, food and labor have been given attention by the Department of Labor and the Food Controller, and the Department of Agriculture; and

WHEREAS, there remains certain other commodities, such as anthracite coal, bituminous coal, lumber, steel, iron, copper, and the like, as to which there is no agency of government which has, or is charged with specific knowledge and information as to conditions with reference thereto, affecting the public interest; and

WHEREAS, the matter of price of these commodities is fundamental not only to the prosperity, but to the existence of many lines of industry, and to the protection of the consumer,

THEREFORE, BE IT RESOLVED, that the Federal Trade Commission do designate a committee of five of its economic experts: Messrs. Walker, Robertson, Wing, Durand and Houghton, to make a report to it at the earliest opportunity as to 1. Those expedients which have been tried in England and other warring nations looking to the control of prices for the protection of public and the success or difficulties which have attended them. 2. The conditions at the present time in contrast to the pre-bellum conditions as to prices of anthracite coal, bituminous coal, lumber, steel, iron, copper, and other basic metals. 3. That they make a brief abstract of the various remedies proposed, with the economic arguments pro and con with reference to each proposal. 4. That this material be collated and prepared with the end in view of the preparation of a report by the Federal Trade Commission with a recommendation as to what government control, if any, should be imposed in the public interest with reference to these basic commodities

Thereupon, at the hour of 5 p. m., the Commission adjourned to meet Tuesday, June 5, 1917, at 10:30 a. m.

Chairman.

Attest:

MEETING OF THE FEDERAL TRADE COMMISSION
June 5, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The minutes of June 4th were read, corrected, and approved.

Letter, submitting the report of the news-print paper investigation, was further considered, and the form approved in which it is to be taken up with officials of other Government departments.

The special order in the matter of the selection of a Director General of the food investigation was set forward to 11:30 a. m.,

June 6th.

ORDERED: That the Advisory Economic Board, and Mr. Compton, be prepared to submit a report on the flag industry to the Commission on June 8. 1917.

Thereupon, at the hour of 1 o'clock p. m., the Commission ad-Alaway Mairman. journed to meet Wednesday, June 6, 1917, at 10:30 a. m.

O

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

June 6, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The minutes of the meeting of June 5th were read and approved.

A letter from the Acting Secretary of the Navy, dated requesting assistance from the Commission to ascertain the cost of coal to be used by the Navy Department, was read, and the matter was referred to Messrs. Fort and Colver for conference with the proper officials of the Navy Department.

The report of the Advisory Economic Board, and the Law Board of Review, with respect to civil service examinations for future employees, was adopted, and those boards directed to confer with representatives of the Civil Service Commission and prepare for the holding of the necessary examinations.

Thereupon, at the hour of 12:30 p. m., the Commission adjourned

to meet Thursday, June 7, 1917, at 3:00 p. m.

Chairman.

Attest:

Secretary.

June 7, 1917. No meeting held.

June 8, 1917. No meeting held.

June 9, 1917. No meeting held.

June 10, 1917. Sunday.

June 11, 1917. No meeting held.

MEETING OF THE FEDERAL TRADE COMMISSION

June 12, 1917, 10:00 a. m.

Joseph E. Davies William B. Colver John F. Fort

The case of the Federal Trade Commission v. Muenzen Specialty
Company (Docket No. 7) was called to the attention of the Commission
by Assistant Counsel Walsh, and date of hearing was fixed for June 19,
1917. (See Order.)

A motion of the Commission, in the case of the Federal Trade Commission v. Fleischmann Company, to strike out certain portions of the respondent's answer, was presented by Assistant Counsel Walsh, the respondent being represented by Mr. Henry A. Wise.

Motion was sustained. (See Order.)

ORDERED, That the above case be set for hearing on July 9, 1917.

Mr. Davies presented a written report of a conference with Mr. Herbert C. Hoover, which was received and ordered filed. (See file No. 8804.)

Mr. Davies submitted a written report of a conference with Secretary

Lansing in regard to certain phases of the Commission's forthcoming news
print paper report, which was received and ordered filed. (See file No.8818.)

A letter from the President, dated June 9, 1917, transmitting letter from Senator Calder, calling attention to the coal situation and suggesting remedies, was presented and referred to Mr. Davies.

A tentative draft of the report, in response to Senate resolution directing an investigation into the price of flags, was presented and referred to Mr. Davies.

The following resolution, offered by Mr. Colver, was adopted:

MOVED, That a report be made to Congress not later than June 18th upon Bituminous and Anthracite coal, and coke, and that the hearing of transportation be fully set forth:

That the report recommend the pooling of all coal and coke in the government's hands for sale and distribution;

That the report recommend the pooling of transportation in the hands of a government agency and the operation of all railroads, ships and other means of transportation in the United States as a unit, on government account.

Referred to Mr. Colver to draft report and submit to Commission.

Mr. Davies presented a tentative plan covering the initial steps necessary to the investigation of meat products, in connection with the general food investigation, which was received and approved.

(See file No. 8804.)

The letter of submittal, in re the Commission's report on news-print paper, was presented and approved, and on motion of Mr. Colver was directed sent to the Senate and released for publication at Noon (Washington time), June 13, 1917.

Thereupon, at the hour of 12:45 p. m., the Commission adjourned to meet Wednesday, June 13, 1917, at 10:30 a. m.

Acting Chairman.

Attest: \

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

June 13, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort Mr. Harris was appointed a committee of one to attend a meeting of a sub-committee, of the Council of National Defense, on chemicals.

A draft of the Commission's interim report on book Paper was considered, approved, and ordered transmitted to the President of the Senate.

At 12:45 p. m. a recess was taken until 4 p. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

Mr. Davies, to whom had been referred the Commission's flag report, called attention to the fact that statements in the report would indicate that certain flag manufacturers were guilty of unfair methods of competition, and upon motion the Secretary was directed to docket said matter as an application for an informal complaint.

Mr. Davies stated that the Commission would not be able to rent quarters out of the appropriation specially provided for the food investigation, and upon motion it was unanimously voted to advise the President of the situation, and ask that he provide a reasonable amount for rent out of the special appropriation placed at his disposal for war purposes, in the event quarters cannot be made available in our new building, or otherwise.

The plan for conducting the food investigation was called up, and on motion it was agreed to make such matter a special order of business for 10 o'clock tomorrow morning (June 14th.)

Thereupon, at the hour of 5 p. m., the Commission adjourned to meet Thursday. June 14, 1917, at 10 o'clock a. m.

Chairman.

Attest: Suchun

MEETING OF THE FEDERAL TRADE COMMISSION

June 14, 1917, 10:30 a.m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The minutes of June 4th, 5th, 6th, 12th, and 13th, were read and approved.

Mr. Harris reported orally, as a committee of one, a conference had with the committee on chemicals, of the Advisory Council of National Defense.

A telegram from Governor Goodrich, of Indiana, dated June 13, 1917, asking for information in regard to the right of a State to regulate coal prices, was presented, and on motion referred to Mr. Walsh for attention.

Report of Mr. Houghton, in regard to the advisability of the purchase of certain data regarding resale price maintenance, published by The Business Bourse, was presented, and on motion referred to the Advisory Economic Board for consideration and recommendations.

The following motion by Mr. Colver was unanimously carried:

That the Chairman arrange for a conference of the Commission with the President, for the purpose of discussing the matters appertaining to the advisability of the Commission acting on committees of the Advisory Council of National Defense.

Several matters, heretofore fixed for a time certain for consideration by the Commission, having passed without action, Mr. Colver moved that all such matters be heard on certain dates, as indicated on the calendar. (See Calendar.)

The following resolution, offered by Mr. Fort, was unanimously adopted:

RESOLVED: That by the general direction of the special investigation to be made under the special appropriation made by the sundry civil bill, approved May 25, 1917, F.W.Walker shall be, and he is hereby designated as the Chief Economist in charge, under the Commission as a whole, or the individual Commissioner assigned to each subdivision of the work;

That the Commission proceed, after conference with Dr. Walker, to make the several divisions, and assign a Commissioner to each, and that then the Chief Economist report to the Commission the force advisable for each division of the work, and bring that to the Commission for its approval; and that each investigation proceed after July 1, 1917, as expeditiously as possible to the performance of the work;

That so much of the resolution of May 25, 1917, as provides for a Director General, be rescinded.

Thereupon, at the hour of 1 p. m., the Commission adjourned to meet

Friday, June 15, 1917, at 10:30 a. m.

Attest:

Secretary Sacker

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MEETING OF THE FEDERAL TRADE COMMISSION

June 15, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The minutes of meeting of June 14th were read, but not approved, it being understood that the matter of making certain corrections would be considered at the next meeting.

Mr. Davies filed a written report of a conference with Dr.Carl

L. Alsberg, of the Department of Agriculture, and Mr. F. G. Cottrell,

of the Department of the Interior, in regard to a proposed plan by which

the Federal Trade Commission would take over the administration of patents

or the licensing of patents which had been secured by Government employees.

(See file No. 8517-110.)

The members of the Advisory Economic Board, and Messrs. Wing and Durand, were called into the room, and the Commission's report on anthracite and bituminous coal, and the relation of rail and water transportation to the present fuel problem, was considered.

At 1:00 p. m. a recess was taken until 2:00 p. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

(Messrs. Wing and Durand also present.)

The Commission reassembled at 2:00 p. m.

The reports in the matter of the bituminous and anthracite coal investigations were again considered, together with the relation of rail and water transportation to the present fuel problem, and reports approved.

Thereupon, at the hour of the Commission adjourned to meet

Monday, June 18, 1917, at 10:30 a. m.

Chairman.

Attest:

Secretary.

June 16, 1917. No meeting held.

June 17, 1917. Sunday.

MEETING OF THE FEDERAL TRADE COMMISSION

June 18, 1917, 11:45 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The final report on anthracite and bituminous coal was considered, and it was decided to issue this final report, and not to issue the interim report formerly considered.

On motion of Mr. Davies, the following applications for complaint were

disposed of, as indicated:

File 1-252, application of S. Rosenbaum for the issuance of a complaint against the American Optical Company and Bausch & Lomb Optical Co.

Report of Joint Board of Review approved, and resolution, directing that application be suspended, adopted.

File 1-300, application of the Auto-Mat Tabular Co. for the issuance of a complaint against the Chicago Lino-Tabler Co.

After consideration, this case passed over to be considered with other cases involving patent rights.

File 1-344, application of A. M. Peel for the issuance of a complaint against Ward Baking Co., and File 1-378, application of Worchester, Mass., Chamber of Commerce for the issuance of a complaint against Ward Baking Co.

Recommendation of Joint Board of Review approved, except that it was ordered that in the filing of the complaint the transactions in Chicago be included.

File 1-324, application of Chicago Wholesale Saddlery & Manufacturing Company for the issuance of a complaint against the Wholesale Saddlery Association of the United States.

ORDERED: That a formal complaint be issued, and that such complaint contain all counts of unfair competition, including those omitted by the Joint Board of Review in its report, with the understanding that the Assistant Counsel take up the case with the counsel for the respondent and arrange for a consent decree, if possible.

It was ordered that certain practices on the part of the Emmons Coal Mining Company, Philadelphia, Pa., referred to in a letter dated June 15, 1917, from the Secretary of the Navy, be treated as an application for a complaint.

ORDERED, That Mr. Davies, and Mr. Robertson (or in case it may seem more desirable, to substitute Dr. Walker for ir. Robertson) go to Chicago for conference with the packers, and for other matters relative to the meat branch of the food investigation, Tuesday. June 19th.

Thereupon, at the hour of 1:05 p. m., the Commission adjourned to

meet Tuesday, June 19, 1917, at 10:30 a. m.

hairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

June 19, 1917, 3 p. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

Messrs. Davies and Colver reported a conference with members of the Joint Committee on Printing, in regard to the recommendations of the Commission concerning the operation of the news-print paper mills on Government account. A draft of a resolution, which they prepared at such conference, was presented, and requested that same be filed. (See file No.

Mr. Fort filed a written report of his conferences with the President, the Attorney General, and his assistant, Mr. Todd, in the matter of alloting funds from the moneys appropriated to the President for war purposes, for the use of the Commission in ascertaining the cost of certain commodities required by the Government. (See file No. 8517-109.)

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Mr. C. H. McDonald appeared before the Commission and discussed the advisability of issuing a complaint in the case of the Commission v. the American Can Company (File 1-68).

A memorandum, prepared by Mr. Walsh, relating to the taking of testimony in the case of the Commission v. the Fleischmann Company (Docket No. 6) was presented, approved, and referred to the Secretary for attention.

Thereupon, at the hour of 5:30 p. m., the Commission adjourned to meet Wednesday, June 20, 1917, at 10:30 a.m.

Chairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION

June 20, 1917, 10:00 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The Commission assembled at 10 o'clock a. m., and adjourned to attend a conference with the Secretary of the Navy at 10:30 a. m., and a conference with the Secretary of Agriculture at 11:00 a. m., the purpose of such conference being to discuss with the Secretary of the Navy the matter of finding costs of certain materials to be purchased by his department; and to discuss with the Secretary of Agriculture the means of cooperating between this Commission and his department in regard to the food investigation.

Chairman.

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION June 21, 1917, 10:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver John F. Fort

The minutes of the meeting of June 19th were read and approved.

The following resolution, offered by Mr. Davies, directing consideration of the "Trading with the Enemy Act," was adopted:

WHEREAS there is now pending in the Congress of the United States the so-called "Trading with the Enemy Act," wherein it is provided, among other things, by Section 10, that licenses to citizens of the United States be granted by the Federal Trade Commission upon patents or processes owned by an enemy, or an ally of the enemy, under certain terms and conditions; and

WHEREAS it is advisable that the Federal Trade Commission should provide an agency for the administration of the act available immediately upon its passage, which seems imminent;

THEREFORE BE IT RESOLVED: That Mr. C. H. McDonald be directed to make a study of and report in reference thereto.

Mr. Colver offered the following resolution:

MOVED, That an inspection be made at once of the cost sheets and any other necessary books and records of steel-producing corporations, with the purpose of determining the present cost of steel and iron production, such determinations being for the use of the Secretary of the Navy, and for any other purpose in the service of the public interest;

And further, that necessary expert accountants be employed to make the examination.

After discussion, Mr. Davies moved the following amendment:

That before this is done, the presidents of the various steel companies be requested to be present at a day named to confer with this Commission, and that immediately after such conference the accountants shall go to their head offices and verify or ascertain the costs of their products.

After further discussion the amendment was adopted, Messrs. Harris, Davies and Fort voting in the affirmative, and Mr. Colver in the negative.

The motion, as amended, was then voted upon, Messrs. Harris, Davies and Fort voting in the affirmative, and Mr. Colver in the negative.

In order to carry the above resolution into effect, the Secretary was directed to request the presidents of the leading steel companies of the country to appear at the Commission's office at 2 o'clock p.m., June 26, 1917.

The following motion, offered by Mr. Colver, was adopted:

MOVED, That a force of accountants be employed and dispatched to the Pocahontas coal field, to ascertain the cost of production of "navy test coal," pursuant to the request of the Secretary of the Navy.

By unanimous consent, the matter of carrying such motion into effect was referred to Mr. Colver and the Secretary.

A letter from the President, dated June 18, 1917, to which was attached a letter from Governor Goodrich, of

Indiana, in regard to the coal situation in that State, was presented, and after discussion the following motion, offered by Mr. Colver, was duly carried (see file No. 8321-242).

MOVED, That the President's letter, enclosing that of Governor Goodrich, of Indiana, be replied to, saying that we agree with Governor Goodrich's statement as to the gravity of the situation, and the need for immediate action, but that we urge our remedy and enclose a copy of our coal and railroad report.

The following resolution, offered by Mr. Davies, in reference to the attitude of the President of the United States concerning the desirability of obtaining prices beneficial to the public, was adopted:

WHEREAS, By reason of a conference with the President of the United States, it was apparent that it was considered advisable that the Commission should procure, if possible, for the benefit of the public and general industry the benefit of any prices obtained by pooling agreements for Government purchases, by similar arrangement with reference thereto as to the public:

RESOLVED, That the Commission immediately ascertain what agreements have been obtained, or are being considered, as to basic supplies in industry.

In connection with the foregoing resolution, Mr. Colver offered the following motion, which was duly carried:

MOVED, That in preparation for activity set out in the preceding motion, the Commission now proceed to gather information by the most immediate and direct means possible as to costs of production in various commodities used by the Government, or generally by the public;

And that expert accountants and other assistants be authorized to be employed as needed from time to time.

The following motion, offered by Mr. Davies, was duly carried:

MOVED, That with the consent of the Department of Justice telegrams be sent to each U. S. District Attorney, asking that the Commission be informed at once of any evidence of speculation or manipulation or hoarding of food, fuel, steel, or other products.

Mr. Colver reported that in connection with the negotiations with Lord Northcliffe he had expended the sum of sixty-eight dollars (\$68.00), and that he was unable to obtain reimbursement for such expenditure from the Government; but that he had been reimbursed by the American Newspaper Association, and for the purpose of record he presented a cancelled check, evidencing the expenditures so made by him, and asked that same be filed. (File 8813-1-60.)

A memorandum, prepared by William H. S. Stevens, in reference to publishing a bulletin to be known as "Bulletin of the Federal Trade Commission," was presented, and after discussion laid on the table.

ORDERED, That Mr. Joseph Taggart, of Kansas, be employed as a Special Attorney to serve in connection with the food investigation, at a salary of \$5,000 per annum, and to be paid from the appropriation especially provided for that purpose; and that his term of service shall begin July 1, 1917, or as soon thereafter as needed.

ORDERED, That Mr. Gaylord Hawkins, of Indiana, be employed as attorney, at a salary of \$1,800 per annum, the same to take effect upon his entering upon the discharge of his duties.

ORDERED, That Mr. Alfred P. Thom, of Virginia, be employed as an attorney, at a salary of \$3,000 per annum, the same to take effect upon his entering upon the discharge of his duties.

ORDERED, That the salaries of C. C. Houghton, examiner at \$1,800, and W. W. Bays, special agent at \$1,860, be increased to \$2,100 and \$2,160, respectively.

Thereupon, at the hour of 1:45 p.m., the Commission adjourned to meet Friday, June 22, 1917, at /10:30 a.m.

Chairman.

Attest:

Secretary.

June 22, 1917. No meeting held.

MEETING OF THE FEDERAL TRADE COMMISSION

June 23, 1917, 9:30 a. m.

William J. Harris, Chairman Joseph E. Davies William B. Colver

The matter of the proposed conference with the presidents of the several steel companies to be held on the afternoon of June 26th was called up, and on motion of Mr. Davies it was agreed to defer the sending of telegrams, requesting the attendance of presidents at such meeting, until Monday, June 25th.

The matter of providing quarters for our additional force, and also obtaining necessary employees, was discussed at length, and it was agreed that Mr. Colver should see the Chairman of the Interstate Commerce Commission about space in that Commission's new building, and if unsuccessful, that an effort be made to obtain an allotment out of the funds appropriated to the President for war purposes for rent; and further, that the Secretary see Messrs.

Davidson & Davidson about the use of the second floor of the new building at the earliest possible date.

The following motion, offered by Mr. Colver, was adopted:

MOVED, That the Commission invite to conference representative expert accountants, to the end that an adequate temporary staff of accountants may be organized for the conduct of the food inquiry, the inquiries as to the cost of production of various commodities now ordered, and any other similar inquiries which may be undertaken.

ORDERED: That Mr. Donald D. Sells, of Illinois, be appointed an examiner, at a salary of \$1,500 per annum, the same to take effect upon his entering upon the discharge of his duties.

The Fresident of the United States called upon the Commission, and directed the Commission to ascertain the costs of various materials required by the Government for the prosecution of the war.

Thereupon, at the hour of 12:00 m., the Commission adjourned to meet Monday, June 25, 1917, at 10:30 a.m.

Chairman

Attest:

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION June 25, 1917, 11:15 a.m.

Joseph E. Davies William B. Colver John F. Fort

The following resolution, offered by Mr. Davies, in reference to collecting certain data regarding coal production for Senator Pomerene, was duly carried:

MOVED, That Messrs. Wing and Durand, under the direction of the Advisory Economic Board, prepare and send such available data as can be readily compiled to Senator Pomerene (who has requested it), on the following subjects:

- Cost of mining coal, 1916-1917. Volume of production, 1916-1917. Volume of consumption, 1916-1917.

The Secretary reported a conference with Mr. Todd, Assistant to the Attorney General, in regard to sending telegrams to several U. S. District Attorneys asking for evidence of the hoarding of certain products in their respective districts; and further, that Mr. Todd thought that the sending of such telegrams would be inadvisable, but that all information in the possession of the Attorney General would be available to the Commission.

Mr. Colver, heretofore appointed a committee of one, reported progress in the matter of securing the services of accountants for the Commission.

Mr. Colver reported that he had conferred with Commissioner McChord, of the Interstate Commerce Commission, and that it would be impossible for that Commission to give us any space in its new building.

The following resolution, in reference to the service rendered this Commission by Mr. George Johannes, Disbursing Clerk of the Department of Commerce, was unanimously adopted:

WHEREAS, Mr. George Johannes, Disbursing Clerk of the Department of Commerce, has performed the duties of Special Disbursing Agent of the Federal Trade Commission since its organization, March 16, 1915, to the present month, with ability, courtesy, and despatch, without any additional compensation or emolument of any kind.

BE IT RESOLVED, By the Federal Trade Commission, that we hereby express and place on record our deep appreciation of his efficient service so generously performed during this term of years, and that a copy of this resolution be sent to him in testimony of our official and personal esteem.

The following resolution, offered by Mr. Fort, was adopted:

RESOLVED, That a force of expert accountants be at once employed to get the costs of steel and lumber, as requested by the President.

A draft of the complaint of the Commission against certain book-print paper manufacturers was presented, and after discussion the Secretary was directed to refer the matter to the Docket Division, for the purpose of having the matter treated as an application for a complaint.

Thereupon, at the hour of 1:00 p.m., the Commission adjourned to meet Wednesday, June 27, 1917, at 10:30 a.m.

acting Chairman.

Attest:

Secretary.

June 26, 1917. No meeting held.

MEETING OF THE FEDERAL TRADE COMMISSION

June 27, 1917, 11:00 a.m.

Joseph E. Davies William B. Colver John F. Fort

The members of the Advisory Economic Board were called into the room, and plans for conducting investigations directed by the President were discussed.

Mr. F. A. Eustis, of the Shipping Board, appeared before the Commission and presented facts in reference to the costs of lumber and construction of ships.

Mr. Davies reported that Mr. Fort and he had called on the President, and that the President had allotted \$100,000

out of the National Security and Defense Fund for the use of the Commission in the ascertainment of the costs of production of steel, lumber, coal, oil, and other materials required by the Government in the prosecution of the war. (See file 8112-2.)

The Commission adjourned at 12:30 p.m., in order that Mr. Fort might attend a meeting of the coal operators at the office of Mr. Peabody, Council of National Defense; and in order that the other members of the Commission might appear before the Senate Committee on Interstate Commerce in reference to the proposed law giving the Commission power to control the production, distribution, and sale of coal and coke; also, to appear before the Senate Committee on Printing, concerning the proposed law giving the Commission power to control the production, distribution, and sale of pulp and paper.

Kating Chairman

Attest:

June 28, 1917. No meeting held.

Secretary.

MEETING OF THE FEDERAL TRADE COMMISSION June 29, 1917, 10:00 a. m.

Joseph E. Davies William B. Colver John F. Fort

Report of the Advisory Economic Board, recommending the employment of a number of cost accountants, at salaries indicated in such report, was presented and approved.

(File 8181-1-1.)

The matter of leasing space in the Southern Building, for the use of the Commission, was called up, and same referred to the Secretary with authority to act.

A letter from the President to Mr. Harris, dated enclosing letter from Mr. Hurley in reference to cost accounting, was presented, and the Secretary directed to acknowledge the same. (File

Mr. Fort filed a written report in reference to the meeting of the bituminous coal operators of the United States on June 28th, called by Mr. Francis F. Peabody, Chairman of the Committee on Coal Production, of the Advisory Council of National Defense, which report was received and ordered filed. (See file 8321-140.) 8233-96.

On motion of Mr. Davies, Mr. T. M. Robertson was assigned to the food investigation, with the understanding that he was to have charge of the meat phase thereof; and that Mr. W. Y. Durand was to act as his assistant as soon as he can be released from the coal investigation.

By unanimous consent, the cold storage phase of the food investigation (or so much thereof as is conducted by the Commission) was assigned to Mr. Fort.

Thereupon, at the hour of 1:00 p.m., the Commission adjourned to meet Monday, July 2, 1917, at 10:30 a.m.

acting nairman.

Attest:

June 30, 1917. No meeting held.

July 1, 1917. Sunday.

Secretary.

July 2, 1917. No meeting held.