

## IN THE MATTER OF

## DETROIT AUTO DEALERS ASSOCIATION, INC., ET AL.

CONSENT ORDER IN REGARD TO ALLEGED VIOLATION OF SEC. 5 OF THE  
FEDERAL TRADE COMMISSION ACT

*Docket 9189. Complaint,\* Dec. 20, 1984—Decision, Dec. 3, 1986*

This consent order prohibits, among other things, twenty six Detroit, Mich.-area Chevrolet associations, dealerships and dealers from conspiring to not advertise in the classified sections of newspapers or to not advertise vehicle prices at all.

*Appearances*

For the Commission: *Dennis F. Johnson, Robert C. Jones, Richard B. Smith, Richard A. Wolff, Timothy Suich and Morris Bloom.*

For the respondents: *Lawrence F. Ranieszski and Robert Y. Weller, Colombo & Colombo, Birmingham, Mich. and James F. Rill, Jeffrey W. King and Christopher J. MacAvoy, Collier, Shannon, Rill & Scott, Washington, D.C.*

## COMPLAINT

Pursuant to the provisions of the Federal Trade Commission Act, as amended, and by virtue of the authority vested in it by said Act, the Federal Trade Commission, having reason to believe that the respondent parties named in the caption hereof, and hereinafter more particularly described and designated as "respondents," have violated the provisions of said Act and it appearing to the Commission that a proceeding by it in respect thereof would be in the public interest, hereby issues its complaint stating its charges in that respect as follows:

PARAGRAPH 1. Each of the parties described below is hereby named as a respondent herein in the capacity set forth in the caption to this complaint. Each respondent named in his capacity as an officer of a corporate respondent formulates, directs and controls the acts and practices of said corporate respondent.

\* The complaint was issued against associations, dealerships and dealers for Chrysler-Plymouth and Cadillac, as well. For the decisions issued against these respondents see 108 F.T.C. 243 and 249.

<b>Respondent name</b>	<b>Principal place of business</b>
Detroit Auto Dealers Association, Inc.	3290 W. Big Beaver Road, Troy, MI 48084
James Daniel Hayes	3290 W. Big Beaver Road, Troy, MI 48084
Tri-County Pontiac Dealers Association, Inc.	16000 W. Twelve Mile Road, Southfield, MI 48076
*Greater Detroit Chevrolet Dealers Association, Inc.	100 Renaissance Center, Suite 3100, Detroit, MI 48243
*Chrysler-Plymouth Dealers Association of Greater Detroit, Inc.	32711 Van Dyke, Warren, MI 48093
Greater Detroit Dodge Dealers Association, Inc.	24211 Gratiot Avenue, East Detroit, MI 48021
Metro Detroit AMC Dealers Association, Inc.	13600 Greenfield Road, Detroit, MI 48227
Metro Detroit Buick Dealers Association, Inc.	100 Renaissance Center, Suite 3100, Detroit, MI 48243
*Metro Detroit Cadillac Dealers Association, Inc.	100 Renaissance Center, Suite 3100, Detroit, MI 48243
Metropolitan Detroit Ford Dealers, Inc.	24760 W. Seven Mile Road, Detroit, MI 48219
Metropolitan Detroit Oldsmobile Dealers Association, Inc.	100 Renaissance Center, Suite 3100, Detroit, MI 48243
Metropolitan Lincoln-Mercury Dealers Association, Inc.	1950 W. Maple Road, Troy, MI 48084
Southeastern Michigan Volkswagen Dealers Association, Inc.	23615 Michigan Avenue, Dearborn, MI 48124
*Metro Detroit Chevrolet Dealers Association, Inc.***	100 Renaissance Center, Suite 3100, Detroit, MI 48243
*Chrysler-Plymouth Advertising Association of Greater Detroit, Inc.***	32711 Van Dyke, Warren, MI 48093
Metro Detroit AMC Advertising Association, Inc.	13600 Greenfield Road, Detroit, MI 48227
Metro Detroit Buick Dealers Advertising Association, Inc.**	100 Renaissance Center, Suite 3100, Detroit, MI 48243
Metro Detroit Ford Dealers Advertising Fund, Inc.	24760 W. Seven Mile Road, Detroit, MI 48219
Metropolitan Lincoln-Mercury Dealers Advertising Association, Inc.	1950 W. Maple Road, Troy, MI 48084
Tri-County Detroit Dodge Dealers Association, Inc.	24211 Gratiot Avenue, East Detroit, MI 48021
Barnett Pontiac-Datsun, Inc.	14505 Michigan Avenue, Dearborn, MI 48126
Robert F. Barnett	14505 Michigan Avenue, Dearborn, MI 48126
Jim Causley Pontiac-GMC Truck, Inc.	38111 Gratiot Avenue, Mt. Clemens, MI 48043
James F. Causley, Sr.	38111 Gratiot Avenue, Mt. Clemens, MI 48043
Jim Fresard Pontiac, Inc.	400 N. Main Street, Royal Oak, MI 48067
F. James Fresard	400 N. Main Street, Royal Oak, MI 48067
Red Holman Pontiac-Toyota-GMC Truck Co.	35300 Ford Road, Westland, MI 48185
Albert A. Holman	35300 Ford Road, Westland, MI 48185
Art Moran Pontiac-GMC, Inc.	29300 Telegraph Road, Southfield, MI 48034
Arthur C. Moran	29300 Telegraph Road, Southfield, MI 48034

\*Respondents designated with "\*" are charged under both Count I and Count II of the complaint. The other respondents are charged only under Count I.

\*\*Respondents designated with "\*\*" have had the complaint dismissed against them by Commission order dated

<b>Respondent name</b>	<b>Principal place of business</b>
Packer Pontiac Co. William M. Packer, Jr. Rinke Pontiac-GMC Co. Roland Rinke Bob Sellers Pontiac-GMC, Inc.	500 S. Opdyke Road, Pontiac, MI 48057 500 S. Opdyke Road, Pontiac, MI 48057 27100 Van Dyke Avenue, Warren, MI 48093 27100 Van Dyke Avenue, Warren, MI 48093 38000 Grand River Avenue, Farmington Hills, MI 48018
Robert B. Sellers	38000 Grand River Avenue, Farmington Hills, MI 48018
Shelton Pontiac-Buick, Inc. C.M. (Bud) Shelton Yvon J. Tessier** Porterfield Wilson Pontiac-GMC Truck, Inc. Poterfield Wilson Woody Pontiac Sales, Inc.	855 S. Rochester Road, Rochester, MI 48063 855 S. Rochester Road, Rochester, MI 48063 16100 Fort Street, Southgate, MI 48195 18650 Livernois, Detroit, MI 48221 18650 Livernois, Detroit, MI 48221 12140 Joseph Campau, Hamtramck, MI 48212
Woodrow W. Woody	12140 Joseph Campau, Hamtramck, MI 48212
*Jack Cauley Chevrolet, Inc.	7020 Orchard Lake Road, West Bloomfield, MI 48033
*John H. Cauley	7020 Orchard Lake Road, West Bloomfield, MI 48033
*Dexter Chevrolet Co. *Joseph B. Slatkin *Dick Genthe Chevrolet, Inc. *Richard E. Genthe Bernie Hout Chevrolet, Inc.**	20811 W. Eight Mile Road, Detroit, MI 48219 20811 W. Eight Mile Road, Detroit, MI 48219 15600 Eureka Road, Southgate, MI 48195 15600 Eureka Road, Southgate, MI 48195 35500 S. Gratiot Avenue, Mt. Clemens, MI 48043
Bernard C. Houthoofd**	35500 S. Gratiot Avenue, Mt. Clemens, MI 48043
James-Martin Chevrolet, Inc. James P. Large *Jefferson Chevrolet Co. James P. Tellier Raymond R. Tessmer *Lou LaRiche Chevrolet-Subaru, Inc. *Louis H. LaRiche *Walt Lazar Chevrolet, Inc. Walter N. Lazar John W. Lazar** Stephen R. Jasinski** Jack Meyers** Glen D. Cole** *Mark Chevrolet, Inc. *Harry C. Demorest *George Matick Chevrolet, Inc. George S. Matick, Jr. *Matthews-Hargreaves Chevrolet Co.	6250 Woodward Avenue, Detroit, MI 48202 6250 Woodward Avenue, Detroit, MI 48202 2130 E. Jefferson Avenue, Detroit, MI 48207 2130 E. Jefferson Avenue, Detroit, MI 48207 2130 E. Jefferson Avenue, Detroit, MI 48207 40875 Plymouth Road, Plymouth, MI 48170 40875 Plymouth Road, Plymouth, MI 48170 12000 Telegraph Road, Taylor, MI 48180 12000 Telegraph Road, Taylor, MI 48180 12000 Telegraph Road, Taylor, MI 48180 12000 Telegraph Road, Taylor, MI 48180 12000 Telegraph Road, Taylor, MI 48180 33200 Michigan Avenue, Wayne, MI 48184 33200 Michigan Avenue, Wayne, MI 48184 14001 Telegraph Road, Redford, MI 48239 14001 Telegraph Road, Redford, MI 48239 1616 S. Main Street, Royal Oak, MI 48067

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<b>Respondent name</b>	<b>Principal place of business</b>
W. Robert Allen	1616 S. Main Street, Royal Oak, MI 48067
*Merollis Chevrolet Sales & Service	21800 Gratiot Avenue, East Detroit, MI 48021
*Norman A. Merollis	21800 Gratiot Avenue, East Detroit, MI 48021
*Ed Rinke Chevrolet-GMC Co.	26125 Van Dyke, Center Line, MI 48015
Edgar Rinke, Sr.**	26125 Van Dyke, Center Line, MI 48015
*Mike Savoie Chevrolet, Inc.	1900 W. Maple Road, Troy, MI 48084
Myron P. Savoie	1900 W. Maple Road, Troy, MI 48084
*Les Stanford Chevrolet, Inc.	21711 Michigan Avenue, Dearborn, MI 48123
Leslie J. Stanford	21711 Michigan Avenue, Dearborn, MI 48123
Stewart Chevrolet, Inc.	23755 Allen Road, Woodhaven, MI 48183
Gordon L. Stewart	23755 Allen Road, Woodhaven, MI 48183
*Tennyson Chevrolet, Inc.	32570 Plymouth Road, Livonia, MI 48150
*Harry Tennyson	32570 Plymouth Road, Livonia, MI 48150
*Buff Whelan Chevrolet, Inc.	40445 Van Dyke, Sterling Heights, MI 48078
*Robert F. Whelan**	40445 Van Dyke, Sterling Heights, MI 48078
*Bill Wink Chevrolet/GMC/Isuzu	10700 Ford Road, Dearborn, MI 48126
*William J. Wink, Jr.	10700 Ford Road, Dearborn, MI 48126
Michael P. Chinavare**	23951 Plymouth Road, Detroit, MI 48239
Greenfield AMC/Jeep-Renault, Inc.	13600 Greenfield Road, Detroit, MI 48227
Naiff H. Kelel	13600 Greenfield Road, Detroit, MI 48227
Zigmund F. Mielnicki	32899 Van Dyke Road, Warren, MI 48093
Village AMC/Jeep, Inc.	666 S. Woodward Avenue, Birmingham, MI 48011
Armstrong Buick-Opel, Inc.	30500 Plymouth Road, Livonia, MI 48150
Thomas Armstrong	30500 Plymouth Road, Livonia, MI 48150
Jim Carney Buick Co.	24231 Van Dyke, Center Line, MI 48015
Harold Dietrich, Inc.**	3939 S. Wayne Road, Wayne, MI 48184
Fischer Buick-Subaru, Inc.	1790 Maplelawn, Troy, MI 48084
Carl E. Fischer**	1790 Maplelawn, Troy, MI 48084
Bill Greig Buick-Opel, Inc.	600 S. Main Street, Royal Oak, MI 48067
William R. Greig, Sr.	600 S. Main Street, Royal Oak, MI 48067
Krajenke Buick Sales, Inc.	12801 Joseph Campau, Detroit, MI 48212
Clarence Krajenke	12801 Joseph Campau, Detroit, MI 48212
Mitchell Buick Sales, Inc.**	165 N. Gratiot Avenue, Mt. Clemens, MI 48043
Tamaroff Buick-Honda, Inc.	28585 Telegraph Road, Southfield, MI 48034
Marvin Tamaroff	28585 Telegraph Road, Southfield, MI 48034
*Audette Cadillac, Inc.	7100 Orchard Lake Road, West Bloomfield, MI 48033
*Charles Audette	7100 Orchard Lake Road, West Bloomfield, MI 48033
*Frank Audette	7100 Orchard Lake Road, West Bloomfield, MI 48033
*Crissman Cadillac, Inc.	1350 N. Woodward Avenue, Birmingham, MI 48011
*Charles Dalglish Cadillac-Peugeot, Inc.	6160 Cass Avenue, Detroit, MI 48202

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<b>Respondent name</b>	<b>Principal place of business</b>
*Charles Dalgleish, Jr.	6160 Cass Avenue, Detroit, MI 48202
*Douglas Dalgleish	6160 Cass Avenue, Detroit, MI 48202
*Dreisbach & Sons Cadillac Co.	24600 Grand River Avenue, Detroit, MI 48219
*Thomas S. Dreisbach	24600 Grand River Avenue, Detroit, MI 48219
*Arnold Jerome Cadillac, Inc.	675 S. Saginaw, Pontiac, MI 48053
*Roger Rinke Cadillac Co.	8333 Eleven Mile Road, Warren, MI 48093
*Roger J. Rinke	8333 Eleven Mile Road, Warren, MI 48093
*Richard Rinke**	8333 Eleven Mile Road, Warren, MI 48093
*McInerney, Inc.***	14100 W. Eight Mile Road, Oak Park, MI 48237
*Martin J. McInerney***	14100 W. Eight Mile Road, Oak Park, MI 48237
*Birmingham Chrysler-Plymouth, Inc.	2100 W. Maple Road, Troy, MI 48084
*Robert M. Brent	32711 Van Dyke Avenue, Warren, MI 48093
Daniel Dwyer**	32711 Van Dyke Avenue, Warren, MI 48093
*Lochmoor Chrysler-Plymouth, Inc.	18165 Mack Avenue, Detroit, MI 48224
Justin DeFrancis**	18165 Mack Avenue, Detroit, MI 48224
Dick Green	29301 Grand River Avenue, Farmington, MI 48024
James A. McInerney**	12200 Telegraph Road, Taylor, MI 48180
Thomas M. McInerney, Jr.**	12200 Telegraph Road, Taylor, MI 48180
Thomas M. McInerney, Sr.**	12200 Telegraph Road, Taylor, MI 48180
*Monicatti Chrysler-Plymouth Sales, Inc.	40755 Van Dyke Avenue, Sterling Heights, MI 48078
Northland Chrysler-Plymouth, Inc.	14100 W. Eight Mile Road, Oak Park, MI 48237
John J. McInerney**	14100 W. Eight Mile Road, Oak Park, MI 48237
*Roseville Chrysler-Plymouth, Inc.	25800 Gratiot Avenue, Roseville, MI 48066
*James Riehl	25800 Gratiot Avenue, Roseville, MI 48066
*Bill Snethkamp, Inc.	16400 Woodward Avenue, Highland Park, MI 48203
*William Snethkamp	16400 Woodward Avenue, Highland Park, MI 48203
*Thompson Chrysler-Plymouth, Inc.	16225 Fort Street, Southgate, MI 48195
Joseph P. Thompson	16225 Fort Street, Southgate, MI 48195
*Westborn Chrysler-Plymouth, Inc.	23300 Michigan Avenue, Dearborn, MI 48124

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<b>Respondent name</b>	<b>Principal place of business</b>
Colonial Dodge, Inc.	24211 Gratiot Avenue, East Detroit, MI 48021
Arthur J. Roshak	24211 Gratiot Avenue, East Detroit, MI 48021
Crestwood Dodge, Inc.	32850 Ford Road, Garden City, MI 48135
Garrity Motor Sales, Inc.	11500 Joseph Campau, Hamtramck, MI 48212
James A. Garrity	11500 Joseph Campau, Hamtramck, MI 48212
Mt. Clemens Dodge, Inc.	43774 N. Gratiot Avenue, Mt. Clemens, MI 48043
Northwestern Dodge, Inc.	10500 W. Eight Mile Road, Ferndale, MI 48220
Oakland Dodge, Inc.	101 W. Fourteen Mile Road, Madison Heights, MI 48071
Donald Thomson**	101 W. Fourteen Mile Road, Madison Heights, MI 48071
Pointe Dodge, Inc.	18001 Mack Avenue, Detroit, MI 48224
Kenneth Meade	18001 Mack Avenue, Detroit, MI 48224
Sterling Heights Dodge, Inc.	40111 Van Dyke, Sterling Heights, MI 48087
Anthony J. Viviano	40111 Van Dyke, Sterling Heights, MI 48087
Town & Country Dodge, Inc.**	31015 Grand River Avenue, Farmington, MI 48024
John Cueter	31015 Grand River Avenue, Farmington, MI 48024
Van Dyke Dodge, Inc.	28400 Van Dyke, Warren MI 48093
Frank Galeana	28400 Van Dyke, Warren, MI 48093
Avis Ford, Inc.	29200 Telegraph Road, Southfield, MI 48034
Warren E. Avis	29200 Telegraph Road, Southfield, MI 48034
Jerry Bielfield Co.	8333 Michigan Avenue, Detroit, MI 48210
Jerry M. Bielfield	8333 Michigan Avenue, Detroit, MI 48210
Bob Ford, Inc.	14585 Michigan Avenue, Dearborn, MI 48126
John Ford	14585 Michigan Avenue, Dearborn, MI 48126
Jack Demmer Ford, Inc.	37300 Michigan Avenue, Wayne, MI 48184
John E. Demmer	37300 Michigan Avenue, Wayne, MI 48184
Richard Flannery	5900 Highland Road, Pontiac, MI 48054
Gorno Brothers, Inc.	22025 Allen Road, Woodhaven, MI 48183
Jerome-Duncan, Inc.	8000 Ford Country Lane, Sterling Heights, MI 48077
Richard J. Duncan	8000 Ford Country Lane, Sterling Heights, MI 48077
Al Long Ford, Inc.	13711 E. Eight Mile Road, Warren, MI 48089
McDonald Ford Sales, Inc.	550 W. Seven Mile Road, Northville, MI 48167
Pat Milliken Ford, Inc.	9600 Telegraph Road, Detroit, MI 48239
W.B. (Pat) Milliken	9600 Telegraph Road, Detroit, MI 48239

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<b>Respondent name</b>	<b>Principal place of business</b>
Russ Milne Ford, Inc.	43870 N. Gratiot Avenue, Mt. Clemens, MI 48043
Russell H. Milne	43870 N. Gratiot Avenue, Mt. Clemens, MI 48043
North Brothers Ford, Inc. James B. North	33300 Ford Road, Westland, MI 48185 33300 Ford Road, Westland, MI 48185
Roy O'Brien**	22201 E. Nine Mile Road, St. Clair Shores, MI 48080
Roy E. O'Brien**	22201 E. Nine Mile Road, St. Clair Shores, MI 48080
Ed Schmid Ford, Inc.	21600 Woodward Avenue, Ferndale, MI 48220
Edward F. Schmid	21600 Woodward Avenue, Ferndale, MI 48220
Stark Hickey West, Inc. William Hickey	24760 W. Seven Mile Road, Detroit, MI 48219 24760 W. Seven Mile Road, Detroit, MI 48219
Bob Thibodeau, Inc.	26333 Van Dyke Avenue, Center Line, MI 48015
Robert Thibodeau	26333 Van Dyke Avenue, Center Line, MI 48015
Ray Whitfield Ford Raymond J. Whitfield	10725 S. Telegraph Road, Taylor, MI 48180 10725 S. Telegraph Road, Taylor, MI 48180
Arnold Lincoln-Mercury Co. Arnold Feuerman	29000 Gratiot Avenue, Roseville, MI 48066 29000 Gratiot Avenue, Roseville, MI 48066
Avon Lincoln-Mercury, Inc.	1185 S. Rochester Road, Rochester, MI 48063
Bob Borst Lincoln-Mercury, Inc. Robert C. Borst	1950 W. Maple Road, Troy, MI 48084 1950 W. Maple Road, Troy, MI 48084
Crest Lincoln-Mercury Sales, Inc.	36200 Van Dyke Avenue, Sterling Heights, MI 48077
William Ritchie	36200 Van Dyke Avenue, Sterling Heights, MI 48077
Paul Meier**	36200 Van Dyke Avenue, Sterling Heights, MI 48077
Bob Dusseau, Inc.	31625 Grand River Avenue, Farmington, MI 48024
Robert Dusseau	31625 Grand River Avenue, Farmington, MI 48024
Stu Evans Lincoln-Mercury, Inc., of Garden City	32000 Ford Road, Garden City, MI 48135
Stu Evans Lincoln-Mercury, Inc., of Southgate	16800 Fort Street, Southgate, MI 48195
Stewart Evans Hines Park Lincoln-Mercury, Inc.	16800 Fort Street, Southgate, MI 48195 40601 Ann Arbor Road, Plymouth, MI 48170

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<b>Respondent name</b>	<b>Principal place of business</b>
George Kolb	40601 Ann Arbor Road, Plymouth, MI 48170
Krug Lincoln-Mercury, Inc.	21531 Michigan Avenue, Dearborn, MI 48124
*Sigmund Krug***	21531 Michigan Avenue, Dearborn, MI 48124
Bob Maxey Lincoln-Mercury Sales, Inc.	16901 Mack Avenue, Detroit, MI 48224
Robert Maxey	16901 Mack Avenue, Detroit, MI 48224
Park Motor Sales Co.	18100 Woodward Avenue, Detroit, MI 48205
Star Lincoln-Mercury, Inc.	24350 W. Twelve Mile Road, Southfield, MI 48034
Stanley A. Wilk	24350 W. Twelve Mile Road, Southfield, MI 48034
Charnock Oldsmobile, Inc.	24555 Michigan Avenue, Dearborn, MI 48124
Dan Charnock**	24555 Michigan Avenue, Dearborn, MI 48124
J. Herbert Charnock	24555 Michigan Avenue, Dearborn, MI 48124
Al Dittrich	1155 Oakland Avenue, Pontiac, MI 48055
Drummy Oldsmobile, Inc.	14925 E. Eight Mile Road, East Detroit, MI 48021
John L. Drummy, Sr.	14925 E. Eight Mile Road, East Detroit, MI 48021
Gage Oldsmobile, Inc.	21710 Woodward Avenue, Ferndale, MI 48220
Bill Rowan Oldsmobile, Inc.	15800 Eureka Road, Southgate, MI 48195
William H. Rowan	15800 Eureka Road, Southgate, MI 48195
Roy D. Dodson**	15800 Eureka Road, Southgate, MI 48195
Suburban Oldsmobile-Datsun, Inc.	1810 Maplelawn, Troy, MI 48099
Autobahn Motors, Inc.	1765 S. Telegraph Road, Bloomfield Hills, MI 48013
Paul Carrick	1765 S. Telegraph Road, Bloomfield Hills, MI 48013
McAlister Motors, Inc.	44460 N. Gratiot Avenue, Mt. Clemens, MI 48043
W. Desmond McAlister	44460 N. Gratiot Avenue, Mt. Clemens, MI 48043
Melton Motors, Inc.	15100 Eureka Road, Southgate, MI 48195
George Melton	15100 Eureka Road, Southgate, MI 48195
Sterling Motors, Inc.	7500 E. Fifteen Mile Road, Sterling Heights, MI 48077
Robert Zankl	7500 E. Fifteen Mile Road, Sterling Heights, MI 48077
Wood Motors, Inc.	15351 Gratiot Avenue, Detroit, MI 48205
Donald Wood	15351 Gratiot Avenue, Detroit, MI 48205
LaFontaine Toyota**	22805 Michigan Avenue, Dearborn, MI 48124
Michael T. LaFontaine**	22805 Michigan Avenue, Dearborn, MI 48124
Page Toyota, Inc.**	21262 Telegraph Road, Southfield, MI 48075
Robert Page**	21262 Telegraph Road, Southfield, MI 48075
Al Foster**	1951 S. Telegraph, Bloomfield Hills, MI 48013
Edward Lewis**	2100 Fort Street, Condo 6, Trenton, MI 48183
Gerald Malooly**	17677 Mack Avenue, Detroit, MI 48224

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<b>Respondent name</b>	<b>Principal place of business</b>
Gerald Pollock**	16600 Fort Street, Southgate, MI 48195
Gerald Skokowski**	17677 Mack Avenue, Detroit, MI 48224
Theodore H. Solden**	40130 Steel Drive, Sterling Heights, MI 48078
William VanHecke**	50111 Van Dyke, Utica, MI 48087

PAR. 2. For the purposes of this complaint, the following definitions shall apply:

(a) *Dealer* is any natural person, corporate entity, partnership, association, joint venture, trust or any other organization or entity which receives on consignment or purchases motor vehicles for sale or lease to the public.

(b) *Detroit area* is the Detroit, Michigan metropolitan area, comprising Macomb County, Wayne County and Oakland County in the State of Michigan.

(c) *And* and *or* have both conjunctive and disjunctive meanings.

PAR. 3. (a) Respondents, other than respondent associations and respondent James Daniel Hayes, are and have been dealers or dealer employees engaged in the business of selling or leasing motor vehicles from their places of business located in the Detroit area, including selling or leasing motor vehicles for transportation to other states, transporting motor vehicles to other states for sale or lease, receiving motor vehicles from other states, and selling or leasing motor vehicles financed by financial institutions located in other states and insured by insurance companies located in other states. At all relevant times hereto, in the course of their business, respondents, other than respondent associations and respondent James Daniel Hayes, and others in the Detroit area involved in the acts and practices described in this complaint have maintained a substantial course of business, including the acts and practices as hereinafter set forth, which are in or affect commerce, as "commerce" is defined in the Federal Trade Commission Act.

(b) Respondent associations are member organizations whose memberships consist entirely, or almost entirely, of Detroit area dealers. At all relevant times hereto, as a result of the activities of respondent associations' dealer members, including the acts and practices described in this complaint, respondent associations and respondent James Daniel Hayes have engaged in activities which are in or affect commerce, as "commerce" is defined in the Federal Trade Commission Act.

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\*\*\*Respondents designated with "\*\*\*" have had Count II of the complaint dismissed against them by Commission order dated August 6, 1986 (unpublished).

## COUNT I

Alleging violation of Section 5 of the Federal Trade Commission Act, the allegations of Paragraphs 1, 2 and 3 are incorporated by reference herein as if fully set forth verbatim.

PAR. 4. Respondents are now engaging and have engaged, in agreement, contract, combination or conspiracy with each other and with other persons, in the following acts and practices, among others, as shown by minutes of dealer association meetings, newspaper advertisements (see Appendix A), and other evidence:

A. Adopting and adhering to a schedule limiting hours of operation for the sale or lease of motor vehicles in the Detroit area, including limiting weekday evening hours to Mondays and Thursdays and maintaining no hours on Saturdays, except for occasional special sales; and

B. Attempting to persuade and taking action to persuade dealers in the Detroit area to adopt or adhere to a schedule limiting hours of operation for the sale or lease of motor vehicles, including limiting weekday evening hours to Mondays and Thursdays and maintaining no hours on Saturdays.

PAR. 5. Respondents are now engaging and have engaged, in agreement, contract, combination or conspiracy with each other and with other persons, in various acts or practices in furtherance of the acts and practices referred to in Paragraph 4, including among other things:

A. Threatening physical harm to owners, officers and employees, and families of owners, officers and employees, of dealers in the Detroit area that attempt to sell or lease motor vehicles on Saturdays or on weekday evenings other than Mondays and Thursdays;

B. Threatening to damage and damaging the property of dealers in the Detroit area that attempt to sell or lease motor vehicles on Saturdays or on weekday evenings other than Mondays and Thursdays; and

C. Obstructing or interfering with the lawful business of dealers in the Detroit area that attempt to sell or lease motor vehicles on Saturdays or on weekday evenings other than Mondays and Thursdays.

## COUNT II

Alleging violation of Section 5 of the Federal Trade Commission Act, the allegations of Paragraphs 1, 2 and 3 are incorporated by reference herein as if fully set forth verbatim, except that the allegations of this Count II are made only against respondents denoted with an "\*" in the caption and Paragraph 1 hereof.

PAR. 6. Respondents are now engaging and have engaged, in agree-

ment, contract, combination or conspiracy with each other and with other persons, in one or both of the following acts and practices, among others:

A. Restricting the advertising of motor vehicles in the classified section of newspapers in the Detroit area; and

B. Restricting the advertising or publishing of the prices of motor vehicles in the Detroit area.

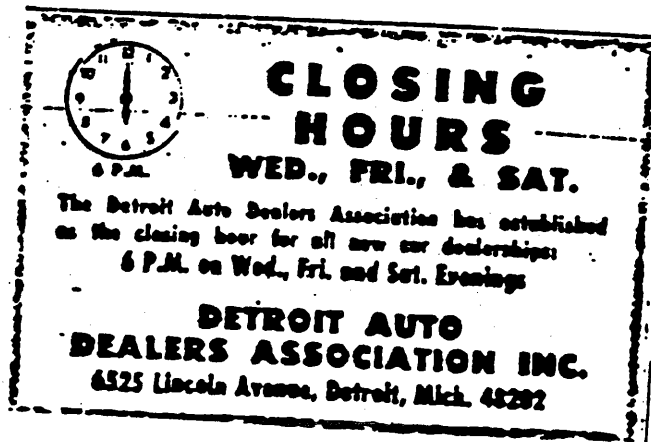
*Violations Charged*

PAR. 7. The acts and practices alleged herein have had and are now having the purpose and effect of foreclosing, reducing and restraining competition among dealers in the Detroit area in the sale or lease of motor vehicles, and, thus, are to the prejudice and injury of the public, and constitute unfair methods of competition in or affecting commerce or unfair acts and practices in or affecting commerce in violation of Section 5 of the Federal Trade Commission Act. The unfair methods of competition and unfair acts and practices of respondents, as alleged herein, are continuing and will continue in the absence of the relief herein requested.

Complaint ..... 108 F.T.C.

APPENDIX A

DETROIT NEWS  
7/7/65, p. 11D



**CLOSING HOURS**  
**WED., FRI., & SAT.**

The Detroit Auto Dealers Association has established  
as the closing hour for all new car dealerships:  
6 P.M. on Wed., Fri. and Sat. Evenings

**DETROIT AUTO  
DEALERS ASSOCIATION INC.**  
6525 Lincoln Avenue, Detroit, Mich. 48202

DETROIT NEWS  
6/12/69, p. 17C

## **PUBLIC NOTICE**

A RECENT SURVEY AMONG INDIVIDUAL  
CHRYSLER-PLYMOUTH DEALERS REVEALS  
**A MAJORITY OF THE CHRYSLER-PLYMOUTH  
DEALERS IN THE GREATER DETROIT AREA**

**PLAN TO CLOSE SATURDAYS  
DURING THE SUMMER MONTHS, TO ALLOW  
THEIR SALESMEN MORE TIME WITH  
THEIR FAMILIES.**

**BUT WILL BE OPEN  
Monday & Thursday Evenings For Your Convenience  
UNTIL 9 P.M.**

**TUESDAY, WEDNESDAY & FRIDAY UNTIL 6 p.m.**

**AN EFFORT TO REMAIN ABEAST OF THE TIMES,  
WITHOUT SACRIFICE TO CUSTOMER ACCOMMODATION AND SERVICE.**

Mero Chrysler-Plymouth, Inc.	Ed Davis, Inc.	Lepper-Geoths, Inc.	Raynal Plymouth Co.
Belle Barrett Chrysler-Plymouth, Inc.	Devariver Chrysler-Plymouth, Inc.	Lechner Chrysler-Plymouth, Inc.	Radford Sales & Service
Birmingham Chrysler-Plymouth Co.	Felstar Auto Sales, Inc.	Mason Chrysler-Plymouth, Inc.	Rossville Chrysler-Plymouth, Inc.
Koe Brown, Inc.	Dick Braden Chrysler-Plymouth, Inc.	Mancetti Chrysler-Plymouth Sales, Inc.	Schultz Motors, Inc.
Bill Cochran, Inc.	Jim Grissom Chrysler-Plymouth, Inc.	Northland Chrysler-Plymouth, Inc.	Bill Southkamp, Inc.
Colony Chrysler-Plymouth, Inc.	Grezzo Pointe Chrysler-Plymouth, Inc.	Oakland Chrysler-Plymouth, Inc.	Thompson Chrysler-Plymouth, Inc.
Comaras Motor Sales, Inc.	Johnny Motor Sales, Inc.	B. J. Rathjen Chrysler-Plymouth, Inc.	Town & Country Chrysler-Plymouth, Inc.
	Western Chrysler-Plymouth, Inc.		

**P** DETROIT NEWS  
6/13/69, p. 18C

**Effective Saturday, May 31st**

# PONTIAC DEALERS

OF

## The Greater Detroit Area

**Will Close Saturdays**

**For The Summer Months**

**Allowing Our Salesmen The Needed**

**Time With Their Families.**

**We Will Be Open**

**Monday & Thursday Till 9 P.M.**

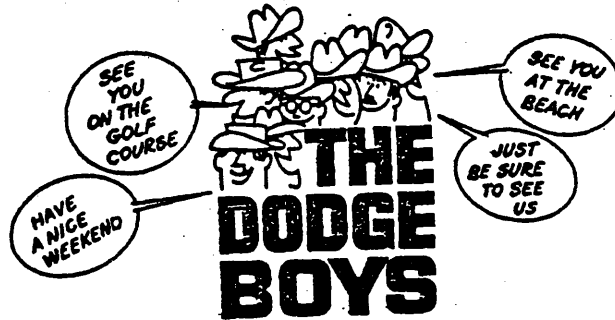
**Tuesday, Wednesday & Friday Till 6 P.M.**

ARLETTE PONTIAC, INC. Troy, Mich.	ELDRICH PONTIAC, INC. Detroit, Mich.	WOODY PONTIAC SALES Warren, Mich.	ACE WILSON'S ROYAL PONTIAC Royal Oak, Mich.
BOB CABLEY PONTIAC, INC. Detroit, Mich.	ORRICE CRAIG PONTIAC Farmington, Mich.	BIGGINS PONTIAC CO. Farmdale, Mich.	BOB SWELTON PONTIAC-BUICK Rochester, Mich.
BOB BOLKMAN PONTIAC CO. Warland, Mich.	GLENN PONTIAC, INC. Detroit, Mich.	GENIE PONTIAC CO. Warren, Mich.	SIMPSON PONTIAC SALES, INC. Southgate, Mich.
BLEWETT PONTIAC, INC. Dearborn, Mich.	PACKER PONTIAC CO. Detroit, Mich.	BAKDY WOOD PONTIAC Mt. Clemens, Mich.	CHARLE BOCKE PONTIAC, INC. Detroit, Mich.

DETROIT NEWS  
6/13/69, p. 17c

# By popular demand, Saturday has been moved to Monday, Tuesday, and Thursday evenings at most of the Dodge Boys!

Both our customers and employees say they'd rather see us open evenings than on Saturday. Being Good Guys, we're glad to accommodate them. From now on, practically all of the Detroit Area Dodge Boys will be open Monday, Tuesday, and Thursday evenings until 9:00 and will be closed all day Saturday. (Check with your Dodge Dealer to be sure.)



ANOTHER PUBLIC SERVICE FROM  
**The Detroit Area Dodge Boys.**

—See Dodge and the Big-name about our drivers in action this Sunday at the "Motor Show 69"—Michigan International Convention, Jackson, Michigan.



DETROIT NEWS  
6/17/69, p. 15c

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# ATTENTION OLDSMOBILE BUYERS

**EFFECTIVE JUNE 21st THE  
FOLLOWING OLDSMOBILE DEALERS  
WILL BE CLOSED SATURDAYS  
UNTIL SEPTEMBER 6th**

*New Weekday Sale Hours Will Be As Follows:*

**MONDAY 9 A.M. TO 9 P.M.    WEDNESDAY 9 A.M. TO 6 P.M.  
TUESDAY 9 A.M. TO 9 P.M.    THURSDAY 9 A.M. TO 9 P.M.  
FRIDAY 9 A.M. TO 6 P.M.**

**WE THANK YOU FOR YOUR PATRONAGE**

**GAGE  
OLDSMOBILE**  
21710 Woodward  
399-3200

**SUPERIOR  
OLDSMOBILE**  
15000 W. 7 Mile Rd.  
342-7000

**ROSEDALE  
MOTORS INC.**  
17411 Grand River  
VE 5-4600

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DETROIT FREE PRESS  
6/19/69, p. 13D

# **PUBLIC NOTICE**

YOUR METROPOLITAN DETROIT

# **BUICK**

DEALERS WISH TO ADVISE  
YOU OF THEIR

## **NEW SUMMER HOURS**

WE WILL BE OPEN  
MONDAY-TUESDAY AND THURSDAY  
UNTIL 9 P.M.

WEDNESDAY AND FRIDAY  
UNTIL 6 P.M.

WE WILL BE CLOSED  
ALL DAY SATURDAY AND SUNDAY

**DETROIT METROPOLITAN  
BUICK DEALERS ASSOC.**

DETROIT FREE PRESS  
6/5/70, p. 10C

## **NOTICE**

CHRYSLER-PLYMOUTH DEALERS  
OF GREATER DETROIT ANNOUNCE

They will be closed **SATURDAYS**  
during **JUNE, JULY & AUGUST**, to  
allow their employees more time  
with their families.

**BUT WILL BE OPEN**

**Monday & Thurs. Evenings 'til 9 P.M.**

**Tues., Wed & Fri. 'til 6 P.M.**

**FOR YOUR CONVENIENCE**

DETROIT FREE PRESS  
6/25/70, p. 9B

## Public Notice

SO OUR EMPLOYEES CAN SPEND MORE  
TIME WITH THEIR FAMILIES DURING THE SUMMER . . .

# PONTIAC DEALERS WILL BE CLOSED SATURDAYS

**EFFECTIVE JULY 4th**

## OUR SUMMER HOURS ARE:

MONDAYS AND THURSDAYS 'TIL 9 P.M.

TUES., WEDS. & FRIDAYS 'TIL 6 P.M.

*thru July and August*

ARLETTE PONTIAC, INC. Troy, Mich.	BLINVEST PONTIAC, INC. Dorset, Mich.	BIGSIRS PONTIAC CO. Burdette, Mich.	ACE WILSON'S ROYAL PONTIAC Royal Oak, Mich.
JIM GANLEY PONTIAC, INC. Dearborn, Mich.	BRUCE CRAIG PONTIAC Plymouth, Mich.	BIRKE PONTIAC CO. Warren, Mich.	BOB BRILTON PONTIAC-BOIER Berkshire, Mich.
BOB HOLMAN PONTIAC CO. Warland, Mich.	PACKER PONTIAC, INC. Dearborn, Mich.	BRIST WOOD PONTIAC Mt. Clemens, Mich.	SIMPSON PONTIAC SALES, INC. Farmington, Mich.
BARNETT PONTIAC, INC. Dearborn, Mich.	WOODY PONTIAC SALES Hamtramck, Mich.	PONTIAC RETAIL STORE Farmington, Mich.	

DETROIT NEWS  
6/28/70, p. 15C

# NEVER ON SATURDAY

(DURING JULY AND AUGUST)

We'd like to remind you that The Chevrolet Dealers of Greater Detroit will be closed on Saturday during the months of July and August. *But all of us will be open until 9:00 every Monday and Thursday throughout the summer. Come on up and see us sometime.*

THE METROPOLITAN DETROIT  
CHEVROLET DEALERS

DETROIT NEWS  
5/14/71, p. 12C



# ATTENTION, ALL WEEKEND CAR SHOPPERS!

THERE ARE JUST  
**2**  
SATURDAYS LEFT  
TO  
SHOP FOR A  
**DODGE DEAL**

The Good Guys (your Dodge Dealers) want their sales people, office staffs and parts-service specialists to enjoy weekends with their families all summer long. That's why most Detroit-area Dodge Dealers will be CLOSED SATURDAYS during June, July and August. But, they'll be open MONDAY thru FRIDAY eager to please you in every way!

Colonial Dodge	Mount Clemens Dodge
Crestwood Dodge	Northwestern Dodge
Eastowne Dodge	Pointe Dodge
Garrity Motor Sales	Raynal Brothers
Fernwood Dodge	South Pointe Dodge
Hunter Dodge	Sterling Heights Dodge
Husak Brothers	Town & Country Dodge
McMan Dodge	Van Dyke Dodge
Motor City Dodge	Jim Vince Dodge
	Tel-Twaive Dodge

DETROIT FREE PRESS  
5/22/71, p. 11B

 **PUBLIC NOTICE** 


SO THAT ALL OF OUR SALES PERSONNEL MAY ENJOY  
THE SUMMER WEEKENDS WITH THEIR FAMILIES, THE

**CHRYSLER-PLYMOUTH  
DEALERS**

OF THE GREATER DETROIT AREA

**WILL CLOSE SATURDAYS  
DURING THE SUMMER  
COMMENCING MAY 29, 1971**

FOR YOUR CONVENIENCE WE WILL BE OPEN  
MONDAY & THURSDAY EVENINGS TIL 9 PM  
TUESDAY, WEDNESDAY & FRIDAY EVENINGS TIL 6 PM

 THIS ADDITIONAL LEISURE TIME IS VOL-  
UNTARILY DONATED BY YOUR PUBLIC  
SPIRITED CHRYSLER-PLYMOUTH DEAL-  
ERS IN AN EFFORT TO PROMOTE BETTER  
EMPLOYEE & COMMUNITY RELATIONS

DETROIT FREE PRESS  
5/24/71, p. 10C

# NEVER ON SATURDAY

DURING JUNE, JULY AND AUGUST

All Chevrolet Dealers of Greater Detroit will be closed Saturdays during the months of June, July and August, so our salesmen can enjoy the summer. Which means we'll all be in better spirits to make good Chevy deals throughout the rest of the week . . . and Monday and Thursday evenings until 9:00. See you then. And we hope you'll enjoy your Saturdays as much as we will.

**THE METROPOLITAN DETROIT  
CHEVROLET DEALERS**

