SYNOPSIS OF FEDERAL TRADE COMMISSION DECISIONS
CONCERNING THE SALE OF USED AND/OR REBUILT MERCHANDISE

The Federal Trade Commission has determined that
the following acts or practices in the advertising and
sale of used and/or rebuilt merchandise are unfair or
deceptive and are unlawful under Section 5(a)(1) of the

-- It is an unfair or deceptive act or practice to
advertise merchandise that is used or composed of recondi-
tioned materials without specifically disclosing that fact
in the advertisement. 1/

-- It is an unfair or deceptive act or practice to
offer a product for sale which is used or is composed in
whole or in part of reconditioned materials without stamp-
ing or otherwise affixing a disclosure of that fact onto
the product, or onto the wrapping or box in which such
product is sold, or in some other manner clearly and
conspicuously disclosing that fact so that it will be
seen by the retail customer at the point of sale. 2/

1/ Joseph Winkler & Company, et al., Dkt. No. 5645, 46 FTC
107, 113-114 (1949); Jacob Swimmer, d/b/a National Lacquer
Manufacturing Co., et al., Dkt. No. 4088, 35 FTC 178, 185,
187-188 (1942); Penn-Lub Oil Products Co., Dkt. No. 4524,
34 FTC 1049, 1056-1058 (1942).

2/ Metropolitan Golf Ball Inc., et al., Dkt. No. 8528, 66
FTC 378, 384-386 (1964); Maurice J. Lenett, et al.,
d/b/a Lenco Spring Co., Dkt. No. 5964, 49 FTC 914, 191-920,
922 (1953); Benjamin Molin, et al., t/a Bond Trading Co.,
Dkt. No. 5535, 46 FTC 626, 629-630 (1950).