

THE EXAMINER: Any objections?

MR. SMITH: Just let us see that.

(The document handed to counsel for respondent.)

MR. SMITH: Counsel for the respondent will require the purpose of this offer and under what portion of the complaint the offer is made. What are we charged with that justifies the offering of this consent decree made in 1913.

MR. WHITELEY: This decree, if the Examiner please, is a decree entered into by the United States District Court for the Western District of Pennsylvania under the date as stated in the case brought by the United States of America against the respondent.

THE EXAMINER: I just want to know how it can affect it.

MR. WHITELEY: Under the Sherman Anti-Trust Act and with this decree, which, as counsel states, is a consent decree, respondent is perpetually enjoined from the commission of certain acts.

It is the contention of the counsel for the Commission that the commission of these acts which are enjoined in this decree would not only be a violation of the decree as to which, of course, the Federal Trade Commission cannot provide any remedy except to report such violations as it is required