

Order

IN THE MATTER OF
SHELL OIL COMPANY, INCORPORATEDORDER IN REGARD TO THE ALLEGED VIOLATION OF SEC. 2(a) OF
THE CLAYTON ACT

Docket 4392. Complaint, Nov. 29, 1940—Order, Apr. 3, 1957

Order dismissing complaint—issued Nov. 29, 1940, and held in abeyance pending settlement of the *Standard Oil* case—charging a refiner with selling its gasoline in the Detroit area to a large buyer at lower prices than it sold to his retailer dealer competitors.

Mr. Edward L. Creel, Jr. and Mr. J. Wallace Adair for the Commission.

Mr. Cyrus S. Gentry and Mr. C. L. Harding, of New York City, for respondent.

ORDER DISMISSING COMPLAINT WITHOUT PREJUDICE

It appearing that the complaint in this proceeding was issued November 29, 1940, and that the acts and practices alleged to have been unlawful all occurred more than sixteen years ago; and

It further appearing that trial of the case has been held in abeyance pending final disposition of the proceeding in the matter of *Standard Oil Company*, Docket No. 4389, which proceeding is now before the United States Supreme Court for the second time; and

The Commission being of the opinion that irrespective of the final outcome of said proceeding in the matter of *Standard Oil Company*, Docket No. 4389, it will not now be practicable to try the issues raised by the pleadings in this case; and, accordingly:

It is ordered, That the complaint herein be, and it thereby is, dismissed, it being understood, however, that no decision has been made on the merits of the case, and this action is without prejudice to the right of the Commission to conduct a further investigation into the respondent's business practices and to take such further action against the respondent at any time in the future as may be warranted by the then existing circumstances.

IN THE MATTER OF
S. C. ALLEN FURS, INC., ET AL.

CONSENT ORDER, ETC., IN REGARD TO THE ALLEGED VIOLATION OF THE
FEDERAL TRADE COMMISSION AND THE FUR PRODUCTS LABELING ACTS

Docket 6680. Complaint, Nov. 26, 1956—Decision, Apr. 4, 1957

Consent order requiring a furrier in Lynn, Mass., to cease violating the Fur Products Labeling Act through failing to conform to requirements for labeling, invoicing, and advertising its fur products.

Mr. Brockman Horne for the Commission.

INITIAL DECISION BY WILLIAM L. PACK, HEARING EXAMINER

The complaint in this matter charges the respondents with certain violations of the Fur Products Labeling Act and the Rules and Regulations promulgated thereunder, and the Federal Trade Commission Act. An agreement has now been entered into by respondents and counsel supporting the complaint which provides, among other things, that respondents admit all of the jurisdictional allegations in the complaint; that the record on which the initial decision and the decision of the Commission shall be based shall consist solely of the complaint and agreement; that the inclusion of findings of fact and conclusions of law in the decision disposing of this matter is waived, together with any further procedural steps before the hearing examiner and the Commission; that the order hereinafter set forth may be entered in disposition of the proceeding, such order to have the same force and effect as if entered after a full hearing, respondents specifically waiving any and all rights to challenge or contest the validity of such order; that the order may be altered, modified, or set aside in the manner provided for other orders of the Commission; and that the agreement is for settlement purposes only and does not constitute an admission by respondents that they have violated the law as alleged in the complaint.

The hearing examiner having considered the agreement and proposed order and being of the opinion that they provide an adequate basis for an appropriate disposition of the proceeding, the agreement is hereby accepted, the following jurisdictional findings made, and the following order issued:

1. Respondent S. C. Allen Furs, Inc., is a corporation existing and doing business under and by virtue of the laws of the State of Massachusetts, with its office and principal place of business located