

Order

55 F.T.C.

IN THE MATTER OF
GUARANTEE TRUST LIFE INSURANCE COMPANY

ORDER, ETC., IN REGARD TO THE ALLEGED VIOLATION OF
THE FEDERAL TRADE COMMISSION ACT

Docket 6244. Complaint, Oct. 14, 1954—Order, Oct. 7, 1958

Order dismissing, for lack of jurisdiction, following the ruling of the Supreme Court of the United States in *Federal Trade Commission v. National Casualty Company* and *Federal Trade Commission v. The American Hospital and Life Insurance Company*, 357 U.S. 560, complaint charging a Chicago insurance company with false advertising of its health and accident policies.

Before Mr. Loren T. Laughlin, hearing examiner.

Mr. Frederick McManus for the Commission.

Mr. Zachary D. Ford, Jr. and Walkins & Meyers, of Chicago, Ill., for respondent.

FINAL ORDER

This matter having come on to be heard by the Commission upon respondent's appeal from the hearing examiner's initial decision filed prior to the *per curiam* opinion of the United States Supreme Court in the combined cases of *Federal Trade Commission v. National Casualty Company* and *Federal Trade Commission v. The American Hospital and Life Insurance Company*, 357 U.S. 560 (decided June 30, 1958); and

The Commission having considered respondent's appeal and the record, and having concluded that this proceeding should be dismissed on jurisdictional grounds upon the authority of said ruling of the Supreme Court:

It is ordered, That the initial decision herein, filed April 26, 1957, be, and it hereby is, vacated and set aside.

It is further ordered, That the complaint herein be, and it hereby is, dismissed.

Order

55 F.T.C.

IN THE MATTER OF
PROFESSIONAL INSURANCE CORPORATION

ORDER, ETC., IN REGARD TO THE ALLEGED VIOLATION OF
THE FEDERAL TRADE COMMISSION ACT

Docket 6279. Complaint, Dec. 28, 1954—Order, Oct. 7, 1958

Order dismissing, for lack of jurisdiction, following the ruling of the Supreme Court of the United States in *Federal Trade Commission v. National Casualty Company* and *Federal Trade Commission v. The American Hospital and Life Insurance Company*, 357 U.S. 560, complaint charging an insurance company in Jacksonville, Fla., with false advertising of its health and accident policies.

Before Mr. J. Earl Cox, hearing examiner.

Mr. Francis C. Mayer, Mr. Eugene Kaplan and Mr. Franklin A. Snyder, for the Commission.

Strasburger, Price, Kelton, Miller & Martin, by Mr. Royal H. Brin, Jr., and Mr. H. W. Strasburger, of Dallas, Tex., for respondent.

FINAL ORDER

This matter having been considered by the Commission upon its review of the hearing examiner's initial decision dismissing the complaint on the grounds of (1) lack of jurisdiction in the Commission, and (2) discontinuance of the practices alleged to be unlawful; and

The Commission having concluded that the proceeding should be dismissed solely on jurisdictional grounds on the authority of the Supreme Court's *per curiam* opinion in the combined cases of *Federal Trade Commission v. National Casualty Company* and *Federal Trade Commission v. The American Hospital and Life Insurance Company*, 357 U.S. 560 (decided June 30, 1958), and that oral argument of the matter, as requested by the respondent, is not necessary:

It is ordered, That respondent's request for oral argument be, and it hereby is, denied.

It is further ordered, That the initial decision filed herein on May 19, 1958, be, and it hereby is, vacated and set aside.

It is further ordered, That the complaint in this proceeding be, and it hereby is dismissed.