

Order

55 F.T.C.

IN THE MATTER OF
BANKERS LIFE & CASUALTY COMPANY

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

Docket 6240. Complaint, Oct. 14, 1954—Order, Jan. 5, 1959

Dismissal, for lack of jurisdiction following decision of the Supreme Court of the United States 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 (1958), of complaint charging a Chicago insurance company with falsely advertising its accident and health policies.

Before Mr. Loren H. Laughlin, hearing examiner.

Mr. Robert R. Sills and Mr. Raymond L. Hays for the Commission.

Brundage & Short, of Chicago, Ill., for respondent.

FINAL ORDER

This matter having come on to be heard upon the appeal of counsel supporting the complaint from the hearing examiner's initial decision filed prior to the ruling of the Supreme Court of the United States 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 (1958) ; and

The Commission having considered the record herein and the said opinion of the Supreme Court and having concluded that it should dismiss the complaint in this proceeding:

It is ordered, That the initial decision filed December 19, 1956, be, and it hereby is, vacated and set aside.

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

Commissioner Kern not participating.

Order

IN THE MATTER OF
LA SALLE CASUALTY COMPANYORDER, ETC., IN REGARD TO THE ALLEGED VIOLATION OF
THE FEDERAL TRADE COMMISSION ACT

Docket 6246. Complaint, Oct. 14, 1954—Order, Jan. 5, 1959

Dismissal, for lack of jurisdiction following decision of the Supreme Court of the United States 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 (1958), of complaint charging a Chicago insurance company with falsely advertising the benefits provided by its health and accident policies.

Before Mr. Loren H. Laughlin, hearing examiner.

Mr. Robert R. Sills and Mr. Frederick McManus for the Commission.

Mr. Zachary D. Ford, Jr. and Mr. George F. Barrett, of Chicago, Ill., for respondent.

FINAL ORDER

This matter having come before the Commission upon the appeal of respondent from the hearing examiner's initial decision and upon briefs in support of and in opposition thereto, oral argument not having been requested; and

The Commission having considered the record and the ruling of the Supreme Court of the United States in its *per curiam* opinion of June 30, 1958, in the combined cases of *Federal Trade Commission v. National Casualty Company* and *The American Hospital and Life Insurance Company*, 357 U.S. 560 (1958), entered subsequent to the filing of the instant appeal, and having concluded that the complaint herein should be dismissed:

It is ordered, That the initial decision herein, filed February 5, 1957, be, and it hereby is, vacated and set aside.

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