
IN THE MATTER OF
JACK ROBINSON TRADING AS MONARCH CARNIVAL
SUPPLY COMPANY

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

Docket 7419. Complaint, Feb. 24, 1959—Decision, July 7, 1959

Consent order requiring a Washington, D.C., distributor of a variety of products to cease selling devices for resale of the merchandise to members of the public by chance or lottery.

Mr. Alvin D. Edelson for the Commission.
Respondent, *pro se*.

INITIAL DECISION BY EVERETT F. HAYCRAFT, HEARING EXAMINER

On February 24, 1959, the Federal Trade Commission issued its complaint against the above-named respondent charging him with

violating the provisions of the Federal Trade Commission Act in connection with the sale of a variety of products ranging from toy animals, balloons and assorted novelty items to aluminum ware. On April 28, 1959, the respondent and counsel supporting the complaint entered into an agreement containing a consent order to cease and desist in accordance with Section 3.25(a) of the Rules of Practice and Procedure of the Commission.

Under the foregoing agreement, the respondent admits the jurisdictional facts alleged in the complaint. He agrees, among other things, that the cease and desist order there set forth may be entered without further notice and shall have the same force and effect as if entered after a full hearing. The agreement includes a waiver by the respondent of all rights to challenge or contest the validity of the order issuing in accordance therewith; and recites that the said agreement shall not become a part of the official record unless and until it becomes a part of the decision of the Commission, and that it is for settlement purposes only and does not constitute an admission by the respondent that he has violated the law as alleged in the complaint. The hearing examiner finds that the content of the said agreement meets all the requirements of Section 3.25(b) of the Rules of Practice.

This proceeding having now come on for final consideration by the hearing examiner on the complaint and the aforesaid agreement for consent order, and it appearing that said agreement provides for an appropriate disposition of this proceeding, the aforesaid agreement is hereby accepted and is ordered filed upon becoming part of the Commission's decision in accordance with Section 3.21 of the Rules of Practice; and in consonance with the terms of the said agreement, the hearing examiner makes the following jurisdictional findings and order:

1. Respondent Jack Robinson is an individual trading as Monarch Carnival Supply Company with his principal place of business located at 2020 Rhode Island Avenue, N.E., Washington, D.C.
2. The Federal Trade Commission has jurisdiction of the subject matter of this proceeding and of the respondent hereinabove named. The complaint states a cause of action against said respondent under the Federal Trade Commission Act, and this proceeding is in the interest of the public.

ORDER

It is ordered. That respondent Jack Robinson, an individual trading as Monarch Carnival Supply Company, or under any other name, and respondent's agents, representatives and employees, directly or through any corporate or other device, in connection with

19

Decision

the offering for sale, sale and distribution of merchandise in commerce as "commerce" is defined in the Federal Trade Commission Act do forthwith cease and desist from:

1. Supplying, selling, or placing in the hands of others, by any means, any device or devices which are designed or intended to be used in the sale or distribution of merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme.

2. Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme.

DECISION OF THE COMMISSION AND ORDER TO FILE REPORT OF COMPLIANCE

Pursuant to Section 3.21 of the Commission's Rules of Practice, the initial decision of the hearing examiner shall, on the 7th day of July, 1959, become the decision of the Commission; and, accordingly:

It is ordered, That the respondent herein shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with the order to cease and desist.