It is ordered, That the appeal of counsel supporting the complaint be granted.

It is further ordered, That the aforesaid motion for amendment of the complaint be, and it hereby is, remanded to the hearing examiner for appropriate action in conformity with the Commission's opinion.

ALLCHEM MANUFACTURING CO., INC., ET AL.

Docket 7502. Order, Oct. 22, 1959

Order denying request to reopen proceeding for reception of evidence, by individual respondent who had defaulted in filing answer to complaint and failed to appear at hearing.

It appearing that respondent Charles Goldberg, named as an individual respondent in this proceeding, filed a request on September 28, 1959, seeking in effect to have the matter reopened for the reception of evidence submitted with said request; and

It appearing further that Charles Goldberg defaulted in filing answer to the complaint herein and that he failed to appear at the time and place fixed for hearing; and

It appearing further that the hearing examiner's initial decision herein was duly served upon said Charles Goldberg on August 26, 1959, and that he did not file notice of intention to appeal or otherwise perfect an appeal from said initial decision within the time required by the Commission's Rules of Practice; and

The Commission having concluded that said respondent has made no showing justifying his default in the respects noted and further that the evidence he proposes to submit, viewed in its most favorable light, would not materially affect the final result in the case:

It is ordered, That the request of respondent Charles Goldberg that this proceeding be reopened be, and it hereby is, denied.

OUTDOOR SUPPLY CO., INC.

Docket 7482. Order and Opinion, Oct. 27, 1959

Order vacating initial decision and remanding case for lack of evidence in the record to support complaint charging a manufacturer of outdoor supply equipment in Long Island City, N.Y., with misrepresenting the size of sleeping bags by giving as "cut size" or "full cut size" on attached labels, sizes larger than the actual dimensions of the sleeping bags.