LIFETIME CUTLERY CORP. ET AL.

Docket 7292. Order, May 23, 1960

Interlocutory order denying respondents' appeal from the hearing examiner's order, holding relevancy of evidence to be received and place of hearings to be peculiarly within his sound discretion.

Respondents having filed an interlocutory appeal from the hearing examiner's order of May 2, 1960, giving notice of a hearing to be held in Providence, Rhode Island, beginning on May 25, 1960; and

It appearing that the grounds in support of said appeal are that the subject matter of the proposed hearing is not within the scope of the Commission's order of October 30, 1959, remanding this case for additional evidence, and that the selection of Providence, Rhode Island, as the place of hearing is arbitrary and unreasonable; and

The Commission being of the opinion that the questions thus raised, namely, the relevancy of evidence to be received and the place of hearings, are matters peculiarly within the sound discretion of the hearing examiner, and that his determinations of such questions should not be disturbed in the absence of a showing of abuse of this discretion; and

The Commission being of the further opinion that in this instance no such abuse has been shown:

It is ordered, That the respondents' appeal be, and it hereby is, denied.

H. P. HOOD & SONS, INC.

Docket 7709. Order, May 23, 1960