

sion & Report, in writing, setting forth in detail the manner and form in which they have complied with the order to cease and desist.

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IN THE MATTER OF  
THOMPSON MEDICAL CO., INC., ET AL.

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

*Docket 8399. Complaint, May 16, 1961—Decision, Sept. 13, 1961*

Order dismissing without prejudice as to individual officer of respondent corp.,  
complaint charging false advertising of a drug preparation designated  
"Tranquil Aid."

As to the other respondents, the matter was settled by consent on Aug. 22, 1961,  
p. 287 herein.

*Mr. Edward F. Downs* for the Commission;  
No appearance for respondent William Jackson.

INITIAL DECISION BY ABNER E. LIPSCOMB, HEARING EXAMINER

The complaint herein was issued on May 16, 1961, charging Respondents with violation of the Federal Trade Commission Act by the dissemination of false advertisements with respect to their drug preparation designated "Tranquil-Aid".<sup>1</sup>

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<sup>1</sup> See p. 287 herein.

On July 12, 1961, prior to the offering of any evidence herein, counsel supporting the complaint submitted a motion requesting dismissal of the complaint without prejudice as to Respondent William Jackson, individually and as an officer of the corporate Respondent, for the reasons that the complaint was never served on Respondent Jackson, but was returned marked "Moved Left No Address"; and, according to counsel for the other Respondents, William Jackson is no longer connected with the corporate Respondent as an officer or otherwise.

After due consideration, the Hearing Examiner accepts the reasons offered in support of the motion, and concurs in the opinion of counsel supporting the complaint that the dismissal without prejudice of the complaint herein, without prejudice, as to Respondent William Jackson will be in the public interest. Therefore,

*It is ordered*, That the complaint herein, insofar as it relates to Respondent William Jackson, be, and the same hereby is, dismissed without prejudice to the right of the Commission to initiate further proceedings against said Respondent, should future events so warrant.

#### DECISION OF THE COMMISSION

This matter having come on to be heard by the Commission upon its review of the initial decision filed by the hearing examiner on July 14, 1961, and the Commission having determined that said initial decision is adequate and appropriate in all respects to dispose of this proceeding:

*It is ordered*, That the aforesaid initial decision be, and it hereby is, adopted as the decision of the Commission.

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IN THE MATTER OF

COMMERCE CONTRACTING COMPANY ET AL.