UNION BAG-CAMP PAPER CORPORATION

Docket 7946. Order, Jan. 7, 1963

Order denying application for special reports and for leave to file interlocutory appeal.

Upon consideration of respondent's application filed December 14, 1962, for Special Reports pursuant to Section 6 of the Federal Trade Commission Act, and for leave to appeal from the refusal of the hearing examiner to certify said application to the Commission, and

It appearing, for the reasons set forth in the hearing examiner's order dated December 6, 1962, that the examiner's refusal to certify to the Commission respondent's application for Special Reports was made in the exercise of his sound discretion, and that the granting of said application is not necessary to respondent's defense in this proceeding and would not be in the public interest.

It is ordered, That respondent's application for Special Reports and for leave to file an interlocutory appeal be, and it hereby is, denied.

Commissioner MacIntyre not concurring and Commissioner Higginbotham not participating.

ALHAMBRA MOTOR PARTS ET AL.

Docket 6889. Order, Jan. 17, 1963

Order reopening proceedings, 57 F.T.C. 1007, and remanding case to Hearing Examiner to comply with the Opinion of the Court of Appeals, Ninth Circuit, 309 F. 2d 213, 7 S.&D. 550.

The United States Court of Appeals for the Ninth Circuit having on October 9, 1962, issued its opinion and on November 15, 1962, entered its final decree affirming and enforcing in part and setting aside in part the Commission's order to cease and desist in this matter; and

The Court having remanded the cause to the Commission for further proceedings not inconsistent with the Court's opinion insofar as the Commission's order relates to the warehouse redistribution discount:

It is ordered, That this proceeding be, and it hereby is, reopened.

It is further ordered, That the matter be, and it hereby is, remanded to Chief Hearing Examiner Earl J. Kolb for such further proceedings as are necessary to comply fully with the opinion and decree of the Court, and that the Chief Hearing Examiner, upon completion of the hearings, issue a revised initial decision based upon the present record and such additional evidence as may be received.

OXWALL TOOL COMPANY, LTD., ET AL.

Docket 7491. Order, Jan. 18, 1963

Order reopening proceedings to consider modifying cease and desist order dated December 26, 1961, 59 F.T.C. 1408.

Respondents having moved the Commission to reopen this proceeding and modify the final order to cease and desist entered herein on December 26, 1961 [59 F.T.C. 1408]; and

The Commission having considered said motion and the opposition thereto filed by complaint counsel, and having determined that the public interest would best be served by reopening this matter for the purpose of considering the merits of respondents' motion:

It is ordered, That this proceeding be, and it hereby is, reopened for reconsideration by the Commission of the terms of the order to cease and desist and if additional briefing or argument is deemed necessary, the parties will be notified by appropriate order.