shall have all powers necessary to that end, including the following: * * * (6) To hold conferences for settlement, simplification of the issues, or any other proper purpose"; and that the hearing examiner therefore has full authority to take the actions requested by respondent's motion:

It is ordered, That respondent's motion addressed to the Commission be, and it hereby is, dismissed as premature.

LLOYD A. FRY ROOFING COMPANY ET AL.

Docket 7908. Orders, April 24, 1963 and May 28, 1963

Interlocutory orders denying appeal under Rule 4.15(e).

Upon consideration of the appeal filed by the respondents on April 8, 1963, from the hearing examiner's ruling quashing a subpoena duces tecum which had previously been issued and served at the instance of the respondents upon an official of the Barrett Division of Allied Chemical Corporation; and

It appearing that the subpoena would be burdensome to Allied Chemical Corporation in that it requires production of over one million documents; and

It further appearing that respondents have failed to indicate the relevance of the information sought,

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

Order Denying Appeal Under Rule 4.15(e)

Respondents on May 20, 1963, filed an appeal from the hearing examiner's denial of their applications for subpoenas duces tecum directed to six competitor firms. The applications were filed with the hearing examiner on May 8, 9, and 10, 1963, and were denied on the grounds that they were filed too late, were too broad, and their relevance, if any, was outweighed by the heavy burden which production of the documents would impose on third parties. It appears that the subpoenas called for a large number of documents, the production of which would be a lengthy, burdensome, and expensive task. The subpoenas are returnable on or before May 27, 1963, giving the parties approximately nine working days to comply therewith. Complaint counsel rested their case-in-chief on July 18, 1962, and respondents have waited ten months to request these subpoenas. In these circumstances, the hearing examiner's refusal to issue the subpoenas will not be disturbed. Accordingly,

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

FAWCETT PUBLICATIONS, INC., ET AL.

Docket 8187. Order, April 30, 1963

Order denying respondents' motion for modification of order to cease and desist of May 16, 1961, 58 F.T.C. 761.

This matter having come on to be heard by the Commission upon respondents' petition filed March 26, 1963, joined in by American Book Publishers Council, Inc., requesting clarification or modification of the order to cease and desist contained in the initial decision, as adopted by the Commission on May 16, 1961 [58 F.T.C. 761], and requesting oral argument, and upon answer in opposition to said request filed by counsel supporting the complaint; and

It appearing that the order, among other things, requires respondents to cease using or substituting a new title for the original title of a reprinted book without a disclosure of the original title and the fact that the book has been published previously under such title, such disclosure to appear both on the book and in advertising in the manner prescribed by the order; and

It further appearing that the purpose of respondents' petition is to have said provisions of the order construed or limited so as to apply only to books previously published in the United States; and

The Commission being of the opinion that the order as issued is clear in its application to all of respondents' reprinted books having a substitute title; and

The Commission being of the further opinion that respondents' petition fails to establish a reasonable probability that material changes in conditions of fact or of law have occurred since the order was entered or to demonstrate a probability that the public interest requires the modification requested; and

It appearing that the briefs are entirely adequate to fully advise the Commission as to the matters in issue and that no useful purpose would be served by oral argument thereon:

It is ordered, That respondents' petition filed on March 26, 1963, and their request for oral argument be, and they hereby are, denied.

SCOTT PAPER COMPANY

Docket 6559. Order, May 9, 1963

Order denying request for the release of certain documents from *in camera* status.

This matter is before the Commission upon the transmittal by the hearing examiner of evidence received pursuant to the Commission's order of April 18, 1962, and upon the order directing the filing of briefs and oral argument. In this status of the proceeding, respond-