

IN THE MATTER OF
PORTER & DIETSCH, INC., ET AL.

Docket 9047. Order, Oct. 7, 1975

Granting of respondents' motion for issuance of corrective news release disclosing complaint was issued subject to caveat.

Appearances

For the Commission: *Dean A. Fournier, Alan H. Melnicoe and William H. Patton.*

For the respondents: *Albert A. Corretta, Browne, Beveridge, DeGrandi and Kline, Wash., D.C. for Porter & Dietsch, Inc. and pro se for Pay N' Save Corporation.*

ORDER GRANTING RESPONDENTS' MOTION FOR ISSUANCE OF
CORRECTIVE NEWS RELEASE

The administrative law judge has certified an unopposed motion filed by respondents Porter & Dietsch, Inc.; William H. Fraser; Kelly Ketting Furth, Inc.; and Joseph Furth for the issuance of a corrective news release.

The news release published shortly after the complaint was issued failed to include the usual caveat that the Commission issues a complaint when it "has reason to believe" that the law has been violated and a proceeding is in the public interest, and that the issuance of a complaint simply marks the beginning of a formal proceeding in which the allegations will be ruled upon after a public hearing.

Respondents move that a corrective news release disclosing that the complaint was issued subject to the above-indicated caveat be promptly published. Accordingly,

It is ordered, That the aforesaid motion be, and it hereby is, granted, and that the Office of Public Information be directed to issue promptly

a press release disclosing that the earlier release erroneously failed to include the following caveat:

The FTC issues a complaint when it has "reason to believe" that the law has been violated and that a proceeding is in the public interest. Such action simply marks the beginning of a formal proceeding in which the allegations will be ruled upon after a public hearing.
