

Order

87 F.T.C.

IN THE MATTER OF  
FREIGHT LIQUIDATORS, ET AL.

*Docket 8937. Order, April 2, 1976*

Denial of individual respondents', Harold J. Green and Joseph W. Green, petition to reopen and set aside final order.

*Appearances*

For the Commission: *Joan Z. Bernstein.*

For the respondents: *Hundley & Cacheris*, Washington, D.C.

ORDER DENYING PETITION TO REOPEN AND SET ASIDE PRIOR  
ORDER

Petitioners through counsel have requested that the Commission reopen and set aside its final order of February 25, 1975 [85 F.T.C. 274]. The Bureau of Consumer Protection has opposed petitioners' requests. Having considered the petitions and oppositions thereto, the Commission has concluded that the order in this matter should not be reopened.

The order of February 25, 1975 is a final order of the Commission, duly entered after appropriate administrative proceedings. Petitioners signed affidavits appointing counsel in those proceedings and the Commission finds no basis upon which to conclude that they were denied effective assistance of counsel therein.

Other contentions raised by petitioners relate to the merits of the Commission's prior determination to enter an order against them. No showing of changed conditions since entry of that order has been made that would warrant reopening and setting it aside, nor can the Commission conclude that such a course of action would serve the public interest.

Accordingly, *It is ordered*, That the petitions of Harold J. Green and John W. Green to "Reopen and Set Aside" be, and they hereby are, denied.

Commissioner Nye dissenting.

IN THE MATTER OF  
PACIFIC HOMES MORTGAGE AND INVESTMENT CO.,  
T/A PACIFIC PLAN OF CALIFORNIA, ET AL.

CONSENT ORDER, ETC., IN REGARD TO ALLEGED VIOLATION OF THE  
FEDERAL TRADE COMMISSION AND TRUTH IN LENDING ACTS

*Docket C-2815. Complaint, April 12, 1976—Decision, April 12, 1976*

Consent order requiring a Menlo Park, Calif., mortgage company and its Palo Alto, Calif., advertising agency, among other things to cease violating the Truth in Lending Act by failing to disclose to consumers, in connection with the extension of consumer credit, such information as required by Regulation Z of the said Act.

*Appearances*

For the Commission: *Harold G. Sodergren.*

For the respondents: *Thoits, Lehman & Hanna, Palo Alto, Calif.*

COMPLAINT

Pursuant to the provisions of the Truth in Lending Act and the implementing regulation promulgated thereunder, and the Federal Trade Commission Act, as amended, and by virtue of the authority vested in it by said Acts, the Federal Trade Commission, having reason to believe that Pacific Homes Mortgage and Investment Co., a corporation doing business as Pacific Plan of California (hereinafter sometimes referred to as "Pacific"), and Michelson Advertising, Inc., a corporation (hereinafter sometimes referred to as "Michelson"), have violated the provisions of said Acts and implementing regulation, and it appearing to the Commission that a proceeding by it in respect thereof would be in the public interest, hereby issues its complaint stating its charges in that respect as follows:

PARAGRAPH 1. Respondent Pacific is a corporation organized, existing, and doing business under and by virtue of the laws of the State of California, with its principal office and place of business located at 2200 Sand Hill Rd., Menlo Park, California.

Respondent Michelson is a corporation organized, existing and doing business under and by virtue of the laws of the State of California, with its principal office and place of business located at 3345 El Camino Real, Palo Alto, California.

PAR. 2. Respondent Pacific is now and for some time last past has been engaged in the business of arranging loans secured by real property for a fee under the California Mortgage Loan Broker Act.

PAR. 3. Respondent Michelson, an advertising agency, is now and for