

Order

88 F.T.C.

IN THE MATTER OF
INDIAN ARTS & CRAFTS, INC., ET AL.

Docket 8965. Interlocutory Order, Dec. 14, 1976

Denial of respondents' motion to correct official transcript of oral argument on appeal on grounds of mootness.

Appearances

For the Commission: *David R. Pender, Thomas C. Armitage, and Thornton P. Percival.*

For the respondents: *Carl Pruzan, Casey & Pruzan, Seattle, Washington, J. Richard Carr, Dempsey & Koplovitz, Washington, D.C. and David Shimek, Matthews, Dunn & Baily, Anchorage, Alaska.*

ORDER DENYING MOTION TO CORRECT OFFICIAL TRANSCRIPT OF
ORAL ARGUMENT ON APPEAL

By motion received October 26, 1976, respondents in Dkt. 8965 asked that the transcript of oral argument before the Commission on appeal be corrected in certain designated respects. Complaint counsel opposed this request by response received November 3. Since the proceedings have been dismissed there is no need to resolve this disagreement between the parties and accordingly the motion to correct the transcript will be denied on grounds of mootness. A copy of respondents' motion will, however, as is customary, remain part of the public record of the case, thereby representing respondents' recollection as to the substance of the oral argument. Therefore,

It is ordered, That respondents' motion to correct official transcript of oral argument on appeal be, and it hereby is, denied.

IN THE MATTER OF

THE AMERICAN COLLEGE OF OBSTETRICIANS AND
GYNECOLOGISTS

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

Docket C-2855. Complaint, Dec. 14, 1976 --- Decision, Dec. 14, 1976

Consent order, requiring a Chicago, Ill., professional association, among other things to cease publishing, promulgating and participating in the development of relative value scales which have the effect of establishing prices for medical and surgical services. Respondent is required to permanently cancel, repeal, abrogate and withdraw any and all relative value scales heretofore developed or disseminated and send copies of this order to association members and certain third-party payers together with a request for the return of all copies of relative value scales.

Appearances

For the Commission: *Lawrence E. Gray* and *Edward W. Abramowitz*.

For the respondent: *Paul G. Gebhard, Vedder, Price, Kaufman & Kammholz*, Chicago, Ill.; and *James M. Nicholson, Nicholson & Carter*, Washington, D.C.

COMPLAINT

Pursuant to the provisions of the Federal Trade Commission Act, as amended, 15 U.S.C. 41, *et. seq.*, and by virtue of the authority vested in it by said Act, the Federal Trade Commission, having reason to believe that The American College of Obstetricians and Gynecologists has violated the provisions of Section 5 of said Act, 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 as follows:

PARAGRAPH 1. Respondent, The American College of Obstetricians and Gynecologists ("ACOG"), is a corporation organized, existing and doing business under and by virtue of the laws of the State of Illinois, with its principal office and place of business located at 1 East Wacker Dr., Chicago, Illinois.

PAR. 2. ACOG has approximately 12,500 members, or "Fellows," who are elected from the ranks of those physicians who have completed satisfactory postgraduate training and who have limited their professional activities to obstetrics and/or gynecology for the five years immediately prior to their application for membership. The Fellows elect the officers and district chairmen who constitute the Executive Board which manages the affairs of ACOG.