

Interlocutory Order

92 F.T.C.

IN THE MATTER OF

JAY NORRIS CORPORATION, ET AL.

Docket 9054. Interlocutory Order, Sept. 11, 1978

Order denying respondents' petition for ruling on thirty (30) day advance notice to FTC of any proposed change in corporate respondent.

ORDER ON PETITION FOR RULING

Respondents have filed a Petition for Ruling requesting that the Commission address the argument made in their appeal brief challenging the requirement contained in Part III of the administrative law judge's ("ALJ") order of a thirty-day advance notice to the Commission of any proposed change in the corporate respondents. The ALJ concluded that there was nothing "improper or burdensome" about this requirement. (ID p. 73) While the Commission did not specifically address respondents' argument on this point, it expressly adopted the ALJ's initial decision as the Findings of Fact and Conclusions of Law of the Commission, except to the extent modified or otherwise indicated in the Commission's opinion. (Order at 2) Accordingly,

IT IS ORDERED, That respondents' Petition for Ruling is denied.

IN THE MATTER OF
PUBLIC SERVICE CO. OF COLORADO

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

Docket C-2927. Complaint, Sept. 12, 1978 — Decision, Sept. 12, 1978

This consent order, among other things, requires a Denver, Colo. utility company to cease, in connection with the advertising and sale of non-utility products and services, failing to properly provide consumers with credit disclosures required by Federal Reserve System regulations.

Appearances

For the Commission: *John H. Evans and Kenneth R. Bennington.*
For the respondent: *James R. McCotter, Denver, Colo.*

COMPLAINT

Pursuant to the provisions of the Federal Trade Commission Act, and of the Truth in Lending Act and the implementing regulations promulgated thereunder, and by virtue of the authority vested in it by said Acts, the Federal Trade Commission having reason to believe that Public Service Co. of Colorado, a corporation, hereinafter sometimes referred to as respondent, has violated the provisions of said Acts and the implementing regulations promulgated under the Truth in Lending 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 Public Service Co. of Colorado is a corporation organized, existing and doing business under and by virtue of the laws of the State of Colorado with its principal office and place of business located at 550 Fifteenth St., Denver, Colorado.

PAR. 2. Respondent is now and for many years has been, engaged in the generation, purchase, transmission, distribution, and sale of electricity, and in the purchase, transmission, distribution, and sale of natural gas. Respondent also advertises for sale and sells to consumers a variety of products and services not provided through pipe, wire, or other connected facilities. Such products and services include insulation for, and the installation of insulation in, residential premises.

PAR. 3. In the ordinary course and conduct of its business as aforesaid, respondent regularly extends or arranges for the extension of consumer credit, and is a creditor, as "consumer credit" and