

The National Association of Broadcasters

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JAMES W. BALDWIN, Managing Director

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NAB CONVENTION JULY 5, 6, 7, 8

The fourteenth annual convention of the National Association of Broadcasters will be held in Chicago, Ill., July 5, 6, 7 and 8. The hotel will be announced later.

DIRECTORS MEETING APRIL 27

The Board of Directors of the National Association of Broadcasters will meet in Chicago, Illinois, April 27. The meeting was called by the Managing Director (a) to receive and give consideration to a plan of action in the field of copyright; (b) to give consideration to questions of policy with respect to NAB participation in the general hearing called by the FCC for June 15 (see NAB REPORTS dated April 9, 1936, page 1273), and (c) to dispose of any routine matters.

INDEX OF ACTIVE MUSICAL SELECTIONS

E. C. Mills, General Manager of the ASCAP, has extended to the NAB, under authority given him by the ASCAP Board of Directors, an invitation to copy ASCAP indexes of and to all musical compositions. Conferences have been held, and correspondence has been exchanged concerning minimum data which would meet the requirements of broadcasters and the working out of a plan to compile complete information with respect to the musical selections used one or more times on the network key stations during the years 1934 and 1935. This will make available to broadcasters an index of 25,000 active musical selections, more or less, and furnish absolutely essential groundwork if a per-piece system is adopted.

Plans now under discussion include a continuing service which will maintain the indexes up to date and provide for a gradual enlargement of them. The ASCAP invitation imposes two conditions: (1) the NAB will be required to make copies of such index available to any broadcaster whether or not he is a member; and, (2) it is to be definitely understood that under no circumstances does the ASCAP warrant or guarantee to others that the information contained in the index is correct.

As soon as it is determined what minimum data are required to be shown on the cards, estimates of the cost for a single index will be obtained and furnished to all broadcasters in order that we may secure reliable information in respect to the demand for such a record. The need for such a record was never greater than it is today and every possible effort will be made to expedite the compilation of a master index from which copies can be made and supplied to all broadcasters.

HEARINGS ON DUFFY BILL ENDED

On April 15 the hearings on the Duffy Bill (S. 3047), and other copyright legislation, which began February 25, came to a close, although all persons who had appeared before the Committee were given until Saturday, April 18, to file briefs or further statements. These hearings have easily been the most extensive ever held before a committee of Congress on copyright legislation, and the printed transcript will reach enormous proportions.

At the end of the closing session, a controversy developed between members of the Committee with respect to the date on

which the Committee would take up consideration of the Bill and its report thereon. Congressman Church of Illinois, seconded by Congressman O'Malley of Wisconsin, moved that the Committee meet in executive session on the following day, April 16, or, in any event, not later than April 17. Congressman Kramer of California, seconded by Congressman Daly of Pennsylvania, made a substitute motion that the clerk call a meeting for Monday, April 20. The substitute motion prevailed. A circumstance that may result in a delay in reporting out a bill is the fact that probably (although not necessarily) a sub-committee will be appointed to study the legislation and draw up the Committee's report. Since the appointment of such a sub-committee would be by the chairman, Dr. Sirovich (whose hostility to the Duffy Bill has been continuously manifested since the outset), there is reason to fear that a majority of the sub-committee will oppose early action.

Some confusion has been created in the minds both of members of the Committee and to some extent among other members of the House by the so-called Vandenberg amendment having to do with design copyright. This amendment was added to the bill on the floor of the Senate and has to do with matters which are of no interest whatsoever to the broadcasting industry or to other users of music. Whatever be the merits of the amendment, there is a great deal to be said for the contention that it should be the subject of a separate bill. In any event, nothing will be lost if the amendment is stricken from the Duffy Bill.

The last day of the hearings was devoted to testimony by Dr. Wallace McClure of the Department of State, representatives of the Copyright Office, Nathan Burkan, ASCAP's general counsel, and two or three witnesses on minor matters. Burkan made a very lengthy statement with respect both to the provisions of the Duffy Bill and the proposed entry of the United States into the International Copyright Union. In the course of his testimony, he repeatedly made unfounded insinuations and charges against practically everyone who has supported the Duffy Bill. At the conclusion of his testimony, Dr. McClure was re-called to the stand and, under questioning by Congressman Church, reiterated his conviction that the \$250 minimum penalty should be eliminated from the law and his belief that the United States should adhere to the International Convention.

SECURITIES ACT REGISTRATIONS

The following companies have filed registration statements with the Securities & Exchange Commission under the Securities Act: General Time Instruments Corp., New York City (2-2019, Form A-2). Dairyland, Inc., San Antonio, Texas (2-2022, Form A-1). St. Joseph Water Company, St. Joseph, Mo. (2-2023, Form A-2). Tacony-Palmyra Bridge Co., Camden, N. J. (2-2024, Form A-2). LaFayette Atlantic Hotel Co., Philadelphia, Pa. (2-2025, Form E-1). LaFayette Atlantic Hotel Co., Philadelphia, Pa. (2-2026, Form F-1). Rockwood Associates, Inc., New York City (2-2027, Form A-2). Railway Equipment & Realty Co., Ltd., Oakland, Cal. (2-2028, Form A-2). Hartford Times, Inc., Hartford, Conn. (2-2029, Form A-2). Middle States Securities Corp., Cleveland, Ohio (2-2030, Form A-2). American Kid Company, Salem, Mass. (2-2031, Form A-1). Washington Industrial Loan Co., Washington, D. C. (2-2032, Form A-1). New York Merchandise Co., New York City (2-2033, Form A-2). Michigan Steel Tube Products Company, Hamtramck, Mich. (2-2034, Form A-2). Associated Telephone Company, Ltd., Long Beach, Cal. (2-2035, Form A-2). The McKay Machine Company, Youngstown, Ohio (2-2036, Form A-2).

Continental Service Company, Madison, Wis. (2-2037, Form A-1).
 Union Bag & Paper Corporation, New York City (2-2038, Form A-2).
 Wilson Vegetable Oils, Limited, Montreal, Canada (2-2039, Form A-1).
 Albuquerque Natural Gas Company, Chicago, Ill. (2-2040, Form D-1A).
 Ferro Enamel Corporation, Cleveland, Ohio (2-2041, Form A-2).
 Lima Locomotive Works, Incorporated, Lima, Ohio (2-2042, Form A-2).
 The Standard Tube Company, Detroit, Mich. (2-2043, Form A-2).
 Robot-Hand Corporation, Detroit, Mich. (2-2044, Form A-1).
 The H. A. Montgomery Company, Detroit, Mich. (2-2046, Form A-2).
 Consolidated Investment Trust, Boston, Mass. (2-2047, Form A-1).
 United Shirt Distributors, Inc., Detroit, Mich. (2-2048, Form A-2).
 The Hill Packing Company, Topeka, Kan. (2-2049, Form A-2).
 Tri-County Telephone Company, South Haven, Mich. (2-2050, Form A-2).
 The Master Electric Company, Dayton, Ohio (2-2051, Form A-2).
 Kalamazoo Stove Company, Kalamazoo, Mich. (2-2052, Form A-2).
 Kalamazoo Vegetable Parchment Company, Parchment, Kalamazoo County, Mich. (2-2053, Form A-2).
 The R. C. Mahon Company, Detroit, Mich. (2-2054, Form A-2).
 The Van Dorn Iron Works Company, Cleveland, Ohio (2-2055, Form A-1).
 Santa Barbara Telephone Company, Santa Barbara, Cal. (2-2056, Form A-2).
 Securities Investment Corporation, Omaha, Neb. (2-2057, Form A-2).
 All-Penn Oil and Gas Company, Pittsburg, Pa. (2-2058, Form A-1).
 Investors Trust Company, Providence, R. I. (2-2059, Form A-2).
 Iowa Electric Light & Power Company, Cedar Rapids, Iowa (2-2060, Form A-2).
 Seeber Brewing Company, Elizabeth, N. J. (2-2061, Form A-1).
 Commercial Credit Company, Baltimore, Md. (2-2062, Form E-1).
 The Pierce Governor Company, Anderson, Ind. (2-2063, Form A-2).
 Dixie-Vortex Company, Chicago, Ill. (2-2064, Form A-2).
 The Bridgeport Machine Company, Wichita, Kan. (2-2065, Form A-2).
 Navarro Oil Company, Houston, Texas (2-2067, Form A-2).
 National Petroleum Company, Titusville, Pa. (2-2068, Form A-1).
 Metal Textile Corporation, West Orange, N. J. (2-2069, Form A-2).
 Chicago Rivet Machine Co., Chicago, Ill. (2-2070, Form A-2).
 Foster Wheeler Corporation, New York City (2-2071, Form A-2).
 Veverly Apartments Liquidation Trust, Chicago, Ill. (2-2072, Form E-1).
 Sun Oil Company, Philadelphia, Pa. (2-2074, Form A-2).
 Columbia System, Inc., Washington, D. C. (2-2075, Form A-1).

PRATT RETURNS TO PRIVATE PRACTICE

Having completed for the NAB the work specially assigned to him, Elmer W. Pratt has returned to his private practice.

MORE WARNER SUITS

Warner Brothers have made official announcement that they have begun more suits based on the alleged infringement of song copyrights owned by them as follows:

Harms, Inc. vs. A. & U. Restaurants, Inc., operating the Hollywood in New York, for the alleged infringing use of "The Continental" and "Let's Swing It." \$500.00 damages demanded.
 Remick Music Corp. vs. 870 Seventh Avenue Corp., operating the Park Central Hotel in New York, on the songs "Moonlight Bay" and "Don't Give Up The Ship." \$500.00 damages demanded.
 Remick Music Corp. vs. Plaza Operating Co., Inc., operating the Hotel Plaza, on the song "My Buddy." \$250.00 damages demanded.
 Harms, Inc. vs. Plaza Operating Co. (the Hotel Plaza, New York) on the songs "April in Paris," "With A Song in My Heart,"

"Yours Sincerely" and "Dancing in the Dark." \$1,000.00 damages demanded.

T. B. Harms Co. vs. Miami Valley Broadcasting Co., operating WHIO, Dayton, Ohio, on "You've Got What It Takes" and "Two Hearts Carved on a Lonesome Pine." \$10,000.00 damages demanded.

Harms, Inc. vs. Miami Valley Broadcasting Co., on the song "Trav'lin' All Alone." \$5,000.00 damages demanded.

Remick Music Corp. vs. station WIS, Columbia, S. C., on "Sweet Georgia Brown." \$250.00 damages demanded.

Remick Music Corp. vs. Hotel Plaza, New York City, on "My Buddy." \$250.00 damages demanded.

Harms, Inc. vs. Frank DeGoff, operating the Club Deauville, San Francisco, on "Let's Take A Walk Around the Block" and "April in Paris." \$500.00 damages demanded.

M. Witmark & Sons vs. States Restaurant, San Francisco, Calif., on "The Kiss Waltz." \$250.00 damages demanded.

Harms, Inc. vs. St. Francis Hotel, San Francisco, on "April in Paris." \$250.00 damages demanded.

Harms, Inc. vs. station WGAL, Lancaster, Pa., on two uses of "Sleepy Valley." \$500.00 damages demanded.

Remick Music Corp. vs. station WOWO, Ft. Wayne, Ind., on "Breezin' Along With the Breeze." \$5,000.00 damages demanded.

Harms, Inc. vs. station WIRE, Indianapolis, Inc., on "Spin A Little Web of Dreams." \$5,000.00 damages demanded.

M. Witmark & Sons vs. station WSAR, Fall River, Mass., on the songs "When Irish Eyes Are Smiling," "That Wonderful Mother of Mine," "I Live For Love," "Then I Shan't Love You Any More," "Love Will Live On," "The Rose In Her Hair," "Lullaby of Broadway" and "About A Quarter To Nine." \$2,250.00 damages demanded.

Remick Music Corp. vs. the Nut Club, New Orleans, La., on "Avalon" and "Chinatown, My Chinatown." \$500.00 damages demanded.

M. Witmark & Sons vs. the Nut Club, New Orleans, on "Lulu's Back In Town" and "The Rose in Her Hair." \$500.00 damages demanded.

M. Witmark & Sons vs. station WSGN, Birmingham, Ala., on "Flag That Train To Alabama." \$250.00 damages demanded.

Harms, Inc. vs. station KSOO, Sioux Falls, S. D., on "Brother Can You Spare A Dime," "You're A Builder Upper" and "Let's Put Out The Lights and Go To Sleep." \$750.00 damages demanded.

Harms, Inc. vs. Palace Hotel, San Francisco, on "Three Little Words." \$250.00 damages demanded.

Remick Music Corp. vs. Palace Hotel, San Francisco, on "Sweet Georgia Brown." \$250.00 damages demanded.

Harms, Inc. vs. Kit Kat Club, San Francisco, on "Three Little Words." \$250.00 damages demanded.

Harms, Inc. vs. station WSAZ, Huntington, W. Va., on the songs "The Continental," "A Needle In A Haystack," "Take This Ring," "I Was Taken By Storm," "London On A Rainy Night" and "I'm Just An Ordinary Human." \$2,250.00 damages demanded.

Remick Music Corp. vs. station WTOG, Savannah, Ga., on "Sweet Georgia Brown," "Just A Little Bit of Love" and "The Lady in Red." \$1,500.00 damages demanded.

M. Witmark & Sons vs. station WESG, Elmira, N. Y., on "California, Here I Come." \$5,000.00 damages demanded.

Harms, Inc. vs. WSOC, Inc., Charlotte, N. C., on "Speak Easy." \$250.00 damages demanded.

M. Witmark & Sons vs. the National Broadcasting Co., Inc., operating station WENR, Chicago, on "My Wild Irish Rose." \$5,000.00 damages demanded.

Harms, Inc. vs. station WGST, Atlanta, Ga., on "Where Am I?" \$5,000.00 damages demanded.

Remick Music Corp. vs. Roosevelt Hotel, New Orleans, on "Sweet Georgia Brown," "Avalon" and "My Buddy." \$750.00 damages demanded.

Harms, Inc. vs. Roosevelt Hotel, New Orleans, on "Night and Day." \$250.00 damages demanded.

M. Witmark & Sons vs. Roosevelt Hotel, New Orleans, on "Lulu's Back In Town." \$250.00 damages demanded.

M. Witmark & Sons vs. Hotel Weylin, New York City, on "The Rose In Her Hair." \$250.00 damages demanded.

Remick Music Corp. vs. Morrison Hotel, Chicago, on "Breezin' Along With the Breeze." \$250.00 damages demanded.

Remick Music Corp. vs. Hotel Statler, St. Louis, on "Ev'ry Day." \$250.00 damages demanded.

Remick Music Corp. vs. Lennox Hotel, St. Louis, on "Mr. and Mrs. Is The Name." \$250.00 damages demanded.

Harms, Inc. vs. The New Music Box, Pittsburgh, Pa., on "Anything Goes" and "The Blue Room." \$500.00 damages demanded.

BROADCAST LIST CORRECTIONS

The Federal Communications Commission has made public the following list of broadcast station alterations and corrections for the month of March. The corrections are italicised.

<i>Call Letter</i>	<i>Main Studio Location</i>	<i>Name of Licensee</i>	<i>Power</i>	<i>Frequency (kc)</i>	<i>Time Designation</i>	<i>Quota Night</i>	<i>Units Day</i>
KCMO	Texarkana, Ark.	<i>K C M C, Incorporated</i>	100w	1420	U	0.1	0.1
KCMO	Kansas City, Mo.	Wilson Duncan, tr. as Wilson	100w	1370	S. H.	0.05	0.05
Formerly KWKC		Duncan Broadcasting Co. S. A. Charlotte Duncan, Adm., & Co-contracting parties, Lester E. Cox & Thos. L. Evans					
KDYL	Salt Lake City, Utah	Intermountain Broadcasting Corp.	1kw	1290	U	0.5	0.5
		<i>Strike out C. P. T-nr. Salt Lake City—5kw-LS</i>					
KFPY	Spokane, Wash.	Symons Broadcasting Co.	1kw	890	U	0.5	0.85
		<i>C. P. 5kw-LS</i>					
KFRU	Columbia, Mo.	K F R U, Incorporated	500w 1kw-LS	630	Simultaneous D-WGBF, S- WGBF night	0.16	0.5
KFSG	Los Angeles, Calif.	Echo Park Evangelistic Assn. (Maurice E. Kennedy, Agent)	500w 2½kw-LS	1120	S-KRKD	0.2	0.03
KGBX	Springfield, Mo.	<i>Springfield Broadcasting Co.</i>	100w	1310	S. H.	0.3	0.3
	S. A. T-nr.	Springfield	500w	1230	U - Exp.		
KID	Idaho Falls, Idaho	KID Broadcasting Co.	250w 500w-LS <i>C. P. 500w</i> 1kw-LS	1320	U	0.3	0.5
KOOS	Marshfield, Ore.	<i>Pacific Radio Corp.</i>	250w	1200 **1390	D	...	0.2
KSCJ	Sioux City, Iowa	Perkins Brothers Co. (The Sioux City Journal)	1 kw 2½kw-LS	1330	Simultaneous D-WTAQ, S. H. night C. P. U.	0.5	0.75
KVCV	Redding, Calif.	<i>Golden Empire Broadcasting Co.</i>	100w	1200	U (C. P. only)
<i>Effective 4-21-36</i>							
KWBG	Hutchison, Kans.	<i>The Nation's Center Broadcasting Co., Inc.</i>	100w	1420	U
KYA	San Francisco, Calif.	<i>Hearst Radio, Inc.</i>	1kw	1230	U	0.5	0.5
WDBJ	Roanoke, Va.	Times World Corp.	1kw <i>C. P. 5kw-LS</i>	930	U	0.5	0.85
WDZ	Tuscola, Ill.	WDZ Broadcasting Co.	250w	1020	D	...	0.2
WEST	Easton, Pa.	Associated Broadcasters, Inc.	100w 250w-LS	1200	S-WKBO	0.04	0.06
WFAM	South Bend, Indiana	The South Bend Tribune	100w	1200	U-D, S-WWAE, night	0.01	0.1
WFBC	Greenville, S. C.	Greenville News-Piedmont Co.	1kw 5kw-LS	1300	U	0.5	0.85
*WGRC	New Albany, Indiana	<i>North Side Broadcasting Corp.</i>	250w	1370	D (C. P. only)	...	0.2
<i>Effective 5-12-36</i>							
WHA	Madison, Wisc.	University of Wisconsin	2½kw <i>C. P. 5kw</i>	940	D	...	0.85
*WFBM	Indianapolis, Ind.	Indianapolis Power and Light Co.	1kw <i>C. P. 5kw-LS</i>	1230	U	0.5	0.85
WHBU	Anderson, Ind.	Anderson Broadcasting Corp.	100w <i>C. P. 250w-LS</i>	1210	U	0.1	0.2
WHIO	Dayton, Ohio	Miami Valley Broadcasting Corp.	1kw <i>C. P. 5kw-LS</i>	1260	U	0.5	0.85
WHN	New York, N. Y.	Marcus Loew Booking Agency	1kw 5kw-LS	1010	U	0.5	0.85
WILL	Urbana, Ill.	University of Illinois	250w 1kw-LS **1kw	890 580	S-KFNF, KUSD D	...	0.5
WJAS	Pittsburgh, Pa.	Pittsburgh Radio Supply House	1kw 2½kw-LS 5kw-LS	1290	U	0.5	0.85

Effective 5-19-36

Call Letter	Main Studio Location	Name of Licensee	Power	Frequency (kc)	Time Designation	Quota Night	Units Day
WJBC	Bloomington, Ill. T-Normal	Arthur Malcolm McGregor & Dorothy Charlotte McGregor, a partnership	100w C. P. 250w-LS	1200	S-WJBL	0.02	0.12
WMBR	Jacksonville, Fla.	Florida Broadcasting Co.	100w 250w-LS	1370	U	0.1	0.2
WNBX	Springfield, Vt.	The WNBX Broadcasting Corp.	1kw	1260	D to LS at Erie, Pa.	0.5	0.5
			S. A. 500w U. . Exp.				
			Strike out S. A.-U-Exp.				
			1kw-LS				
WOS	Strike out all particulars						
WRJN	Racine, Wisc. C. P. T-Mt. Pleasant	Racine Broadcasting Corp.	100w 250w-LS	1370	U	0.1	0.2
WSPD	Toledo, Ohio T-Perrysburg	Toledo Broadcasting Co.	1kw 2½kw-LS C. P. 5kw-LS	1340	U	0.5	0.85
WTAQ	Green Bay, Wisc. T-West De Pere	WHBY, Incorporated	1kw	1330	U	0.5	0.5
WWAE	Hammond, Ind.	Hammond Calumet Broadcasting Corp.	100w	1200	U-D, S-WFAM night	0.09	0.1

** See Abbreviations—Lists of January 1, 1936.

FEDERAL TRADE COMMISSION ACTION

Complaints

The Federal Trade Commission has alleged unfair competition in complaints issued against the following companies. The respondents will be given an opportunity for hearing to show cause why cease and desist orders should not be issued against them.

No. 2757. Retail Furniture Dealers' Association of St. Louis, its officers and 42 merchant members, have been named respondents in a complaint alleging violation of the Federal Trade Commission Act through combination and conspiracy to monopolize the sale and distribution of furniture and allied products in the St. Louis, Mo., and East St. Louis, Ill., trade area.

The respondents also are charged with combining to unreasonably suppress competition and deprive the public of advantages in price and service which it would otherwise receive.

Among practices alleged in the complaint are the fixing of prices at which furniture, electric refrigerators and radios are to be retailed in the St. Louis area; discrimination against small business enterprises; "freezing" competing companies out of business, and injuring the public, manufacturers, producers, dealers, distributors, and others who do not conform or do not desire to conform to the respondents' program, but are compelled to do so by the respondents' concerted action.

The respondents are alleged to have enforced two policies affecting (1) retail furniture dealers in the St. Louis area, and (2) manufacturers, distributors, jobbers and the public in that area.

No. 2758. False representations in advertising two brands of bread it manufactures and sells in interstate commerce, is charged in a complaint against **William Frehofer Baking Co.**, 20th Street and Indiana Avenue, Philadelphia. The respondents' methods of competition are alleged to be in violation of Section 5 of the Federal Trade Commission Act.

In advertisements, the respondent company allegedly represented that "Frehofer's Perfect Loaf" contains "100 per cent more butter," and made various other representations of similar import, which, according to the complaint, were misleading and deceptive, and implied to purchasers that this particular brand of bread contained an unusually high butter content.

No. 2759. Alleging unfair competition through false and misleading advertising of cosmetics, a complaint has been issued against **Hollywood Mask, Inc.**, 105 West Monroe St., Chicago.

Selling "Hollywood Vitamin Hand and Skin Lotion" and "Hollywood Mask Turtle Oil," the respondent is alleged to have advertised its products as possessing ingredients capable of erasing lines or wrinkles of the skin, or of nourishing the skin, muscles or tissues.

No. 2760. **Reta Terrell Sloan**, trading as **Reta Terrell**, with her principal office at 513 Oakdale Ave., Chicago, and a branch at 50 East 10th St., New York City, is charged with unfair methods of competition in the sale of cosmetics in interstate commerce.

In advertising matter, the respondent allegedly represents that her cosmetic preparations possess ingredients of such character and in such quantity as to serve as a food for the skin, muscles or tissues; that her preparations have a beneficial effect in filling out and tightening the lines of broken tissues; that they eliminate dryness from the skin and remove wrinkles, and that use of the preparations has a beneficial effect in the treatment of various conditions of the skin. Such representations, according to the complaint, are untrue, and the cosmetics do not produce the results claimed for them.

No. 2761. Deceptive representations in the sale of a two-volume set of books called "Health Knowledge," is alleged in a complaint issued against **Medical Book Distributors, Inc.**, publisher and distributor of the volumes, and **American Health Society, Inc.**, which purchases the books from Medical Book Distributors and sells them in interstate commerce. Both organizations have headquarters at 1476 Broadway, New York City.

Sales managers and salesmen employed by the Health Society are alleged to have interviewed prospective purchasers, usually women, announcing that they were authorized to call and give "health talks."

Although the books were allegedly represented as a "New Revised Edition, 1934," the set was not an up-to-date medical work, but treated of old methods abandoned by the medical profession, according to the complaint. A list of purported "eminent medical authors," said to have contributed to the work, is alleged to be false and misleading, as these persons, it is charged, did not submit their work for inclusion in the volumes.

No. 2762. Use of a lottery scheme to promote the sale of candy is alleged in a complaint issued against **Mack R. Keshan** and **Oswald Freund**, 114 East 13th St., New York City, and the **American Mint Corporation**. The complaint charges the respondents with unfair competition in violation of Section 5 of the Federal Trade Commission Act.

The respondents sell assortments of candy to brokers, wholesalers and retail chain stores, and, according to the complaint, furnish them with display cards describing the lottery scheme as one by which the ultimate purchaser of a small piece of candy may win a piece containing a sum of money, such sum of money being procured as a prize wholly by chance.

Stipulations

The Commission has issued the following cease and desist orders:

No. 2363. An order has been entered against **Edwin Cigar Co., Inc.**, and **James B. Hall, Jr., Inc.**, 100 East 16th St., New York City, both engaged in the manufacture and sale of cigars, directing them to discontinue certain unfair methods of competition in violation of Section 5 of the Federal Trade Commission Act.

The Commission found that Edwin Cigar Co., Inc., operates a mail order business, selling direct to the consumer, that James B.

Hall, Jr., Inc., sells to jobbers and retailers exclusively, and that Max Rosenbloom is president of both respondent corporations and directs their policies as though they were a single enterprise.

Both respondents are ordered to cease representing, by use of the words "Finest Havana Filler," "Havana Filled," or "Havana Filler," that their cigars so designated or the filled portions thereof, are actually made of Cuban or Havana tobacco, unless they are composed of such tobacco and made and filled in conformity with the standards followed in the manufacture of genuine Havana filler cigars.

No. 2586. Radiator Specialty Co., 315 East 5th St., Charlotte, N. C., dealer in a cleaning fluid advertised as "Perfo," has been ordered to cease and desist from misrepresentations in the sale of the preparation.

Advertisements that the cleaning fluid is not harmful or injurious to any fabric, material or color, that it will absorb spots, and does not leave a spot or ring on materials, is prohibited in the order.

Findings are that use of the fluid on fabrics or materials dyed with certain kinds of dyes, such as non-fast dyes, impairs and harms the colors by causing them to bleed or run.

FEDERAL COMMUNICATIONS COMMISSION ACTION

HEARING CALENDAR

Monday, April 20

HEARING BEFORE AN EXAMINER

KTFI—Radio Broadcasting Corp., Twin Falls, Idaho—Renewal of license, 1240 kc., 500 watts, 1 KW LS, unlimited time.

KTFI—Radio Broadcasting Corp., Twin Falls, Idaho—Modification of license, 630 kc., 500 watts, 1 KW, unlimited time. Present assignment: 1240 kc., 500 watts, 1 KW LS, unlimited time.

KSEI—Radio Service Corp., Pocatello, Idaho—Renewal of license, 900 kc., 250 watts, 500 watts LS, unlimited time.

Wednesday, April 22

HEARING BEFORE AN EXAMINER (Broadcast)

KFH—The Radio Station KFH Co., Wichita, Kansas—C. P., 1300 kc., 1 KW, 5 KW LS, unlimited time. Present assignment: 1300 kc., 1 KW, 1 KW LS, unlimited time.

KFBI—The Farmers & Bankers Life Ins. Co., Wichita, Kansas—C. P., 1050 kc., 5 KW, limited time. (Request to move from Abilene to Wichita, Kansas.)

NEW—The Farmers & Bankers Life Ins. Co., Wichita, Kansas—C. P., 1210 kc., 100 watts, unlimited time.

Thursday, April 23

ORAL ARGUMENT BEFORE THE BROADCAST DIVISION

Examiner's Report No. I-163

NEW—Paul R. Heitmeyer, Salt Lake City, Utah—C. P., 1210 kc., 100 watts, unlimited time.

Examiner's Report No. I-173

NEW—Wyoming Radio Educational Assn. (Lester G. Baker, Pres.), Cheyenne, Wyoming—C. P., 630 kc., 500 watts, 1 KW LS, unlimited time.

NEW—Paul R. Heitmeyer, Cheyenne, Wyoming—C. P., 1210 kc., 100 watts, 250 watts LS, unlimited time.

Examiner's Report No. I-180

WFEA—New Hampshire Broadcasting Co., Manchester, N. H.—Renewal of license, 1340 kc., 500 watts, 1 KW LS, unlimited time.

Examiner's Report No. I-184

NEW—W. H. Kindig, Hollywood, Calif.—C. P., 1300 kc., 1 KW, share with KFAC. (Requests facilities of KFAC.)

KFAC—Los Angeles Broadcasting Co., Inc., Los Angeles, Calif.—Renewal of license, 1300 kc., 1 KW, unlimited time.

APPLICATIONS GRANTED

WBNY—Roy L. Albertson, Buffalo, N. Y.—Granted license to cover C. P. for new station; 1370 kc., 100 watts night, 250 watts day—all hours except those assigned station WSVS.

KELW—Evening Herald Pub. Co., Burbank, Calif.—Granted renewal of license; 750 kc., 500 watts. S-KEHE.

NEW—The Evening News Assn., Portable-Mobile (Detroit)—Granted C. P., 86000-400000 kc., 1 KW, unlimited time.

W8XAZ—Buffalo Broadcasting Corp., Portable-Mobile (Buffalo, N. Y.)—Granted C. P. to make changes in transmitter and increase power from 1.5 to 25 watts.

W8XAZ—Buffalo Broadcasting Corp., Portable-Mobile (Buffalo, N. Y.)—Granted license to cover C. P.; frequencies 31100, 34600, 37600, 40600 kc., 25 watts.

SET FOR HEARING

NEW—John S. Braun, Waco, Texas—Application for C. P. for new station; 1500 kc., 100 watts daytime. Site to be determined.

NEW—The Tribune Co., Tampa, Fla.—Application for C. P. for new station; 560 kc., 1 KW night, 5 KW day, unlimited time. Site to be determined.

NEW—Bay County Publishers, Inc., Panama City, Fla.—Application for C. P. for new station; 1420 kc., 100 watts, unlimited time.

NEW—I. T. U. Radio Station, Inc., Indianapolis, Ind.—Application for C. P. for new station; 560 kc., 5 KW day, 1 KW night, unlimited. Site to be determined.

NEW—J. W. Plame, Huntington Park, Calif.—Application for C. P., 1500 kc., 100 watts, unlimited time. Facilities used by KVOE.

NEW—George F. Bissell, Pittsfield, Mass.—Application for C. P. for new station; 1200 kc., 100 watts daytime. Site to be determined.

NEW—Golden Empire Broadcasting Co., Marysville, Calif.—Application for C. P. for new station; 1140 kc., 250 watts daytime. Site to be determined.

NEW—New Jersey Broadcasting Co., Inc., Paterson, N. J.—Application for C. P. for new station; 620 kc., 250 watts daytime.

KVOS—KVOS, Inc., Bellingham, Wash.—Consent to the transfer of control of KVOS, Inc., from Wescoast Broadcasting Co. to Rogan Jones. (1200 kc., 100 watts, unlimited time.)

ACTION ON EXAMINERS' REPORTS

NEW—Ex. Rep. No. 1-149: Reporter Broadcasting Co., Abilene, Texas—Granted C. P. for new broadcast station to operate on 1420 kc., 100 watts; unlimited time. Examiner Bramhall sustained. Order effective August 4th.

NEW—Wm. O. Ansley, Jr., d/b as Guilford Broadcasting Co., Abilene, Texas—Denied C. P. for new station to operate on 1420 kc., 100 watts, unlimited time. Examiner Bramhall sustained. Order effective August 4th, 1936.

KMED—Ex. Rep. No. 1-167: Mrs. W. J. Virgin, Medford, Oregon—Granted modification of license to change frequency from 1310 to 1410 kc.; power from 100 watts night, 250 watts day, to 250 watts night and day, and change hours from unlimited to specified. Examiner D. G. Arnold sustained. Order effective August 4th, 1936.

NEW—Ex. Rep. No. 1-208: James R. Ross, Jr., Tuscaloosa, Ala.—Granted C. P. for new broadcast station to operate on 1200 kc., 100 watts, daytime. Examiner Bramhall sustained. Order effective August 11, 1936.

ACTION ON CASES HEARD BY BROADCAST DIVISION

WTMJ—The Journal Company (The Milwaukee Journal), Milwaukee, Wis.—Granted renewal of license; 620 kc., 1 KW night, 5 KW day, unlimited time. Order effective August 11, 1936.

KFRC—Don Lee Broadcasting System, San Francisco, Calif.—Granted renewal of license; 610 kc., 1 KW, unlimited time. Order effective August 11, 1936.

ORAL ARGUMENTS GRANTED

NEW—Ex. Rep. No. 1-186: Advertiser Pub. Co., Ltd., Honolulu, T. H.—Oral argument set for June 11, 1936.

WEAN—Ex. Rep. No. 1-205: The Shepard Broadcasting Service, Inc., Providence, R. I.—Oral argument set for June 11, 1936.

KVSO—Ex. Rep. No. 1-206: The Ardmoreite Pub. Co., Inc., Ardmore, Okla.—Oral argument set for June 4, 1936.
 WFBR—Ex. Rep. No. 1-209: The Baltimore Radio Show, Inc., Baltimore, Md.—Oral argument set for June 4, 1936.
 WOOD—Kunsky-Trendle Broadcasting Corp., Grand Rapids, Mich.—Oral argument set for June 4, 1936.
 WASH—Kunsky-Trendle Broadcasting Corp., Grand Rapids, Mich.—Oral argument set for June 4, 1936.

MISCELLANEOUS

KFBB—Buttery Broadcast, Inc., Great Falls, Mont.—Denied motion asking Commission to dismiss and return to applicant the application of the Calif. Sales Contract Co., San Francisco, for authority to establish a new broadcasting station to operate on 1280 ke., 500 watts (1 KW LS).
 WAAW—Omaha Grain Exchange, Omaha, Neb.—Dismissed at request of applicant C. P. heretofore set for hearing requesting 660 ke., 5 KW, daytime.
 WORL—Broadcasting Service Organization, Inc., Needham, Mass.—Dismissed at request of applicant, modification of license heretofore set for hearing, for 920 ke., 1 KW, daytime.
 NEW—National Television Corp., New York City—Denied as in cases of default for failure to file an appearance and statement of facts to be proved in accordance with Rule 104.6 (c), application for C. P., 42000-56000 and 60000-85000 ke., 30 watts, unlimited time.

APPLICATIONS RECEIVED

First Zone

WCAO—Monumental Radio Co., Baltimore, Md.—Construction 600 permit to install a new auxiliary transmitter to be located 60 feet from present site at same address (811 West Lanvale Street) to use 250 watts power.
 WHDH—Matheson Radio Co., Inc., Boston, Mass.—License to use 830 old W. E. Type 106-B transmitter as an auxiliary transmitter using 500 watts power.
 WNAC—Shepard Broadcasting Service, Inc., Boston, Mass.—Construction 1230 permit to make changes in equipment and increase power from 1 KW, 2½ KW day, to 1 KW, 5 KW day.
 NEW—William F. Kollecker, Pittsfield, Mass.—Construction permit 1290 for a new station to be operated on 1290 ke., 250 watts, daytime.
 NEW—Black River Valley Broadcasts, Inc., Watertown, New York 1420 —Construction permit for a new station to be operated on 1420 ke., 100 watts, 250 watts day, unlimited time.
 NEW—World Broadcasting System, Inc., New York, N. Y.—Authority to transmit programs from the World Broadcasting System, Inc., to the Northern Electric Co., Ltd. (Canadian).

Second Zone

WFIL—WFIL Broadcasting Co., Philadelphia, Pa.—Construction 560 permit to install new equipment, erect a vertical antenna, increase power from 500 watts, 1 KW day to 1 KW and move transmitter from 801 Market St., Philadelphia, Pa., to 1300 feet northeast of Monument and City Line Ave., Merion Twp., Pennsylvania.
 NEW—Cadillac Broadcasting Co., a Michigan Corporation, Dearborn, Mich.—Construction permit for a new station to be operated on 1140 ke., 500 watts, daytime.
 WWVA—West Virginia Broadcasting Corp., Wheeling, W. Va.—1160 Construction permit to install a new transmitter, erect a vertical antenna and increase power from 5 KW to 25 KW, 10 KW day. Amended: Re-equipment.
 WRAK—WRAK, Incorporated, Williamsport, Pa.—Construction 1370 permit to make changes in equipment (antenna) and move transmitter from 244 West Fourth Street, Williamsport, Pa., to 1631 W. 3rd, Williamsport, Pa.
 WHIS—Daily Telegraph Printing Co., Bluefield, W. Va.—License 1410 to cover construction permit (B2-P-861) for new equipment and move of transmitter.
 WCKY—L. B. Wilson, Inc., Covington, Ky.—Construction permit 1490 to install new equipment and increase power from 5 KW to 50 KW day and night.
 WJBK—James F. Hopkins, Inc., Detroit, Mich.—Modification of 1500 construction permit to make changes in equipment, move transmitter from 12897 Woodward Avenue, Highland Park, Mich., to site to be determined, Detroit, Mich., install vertical antenna and extend commencement and completion dates.

Amended: To give transmitter site as Woodrow Wilson and Pilgrim Streets, Detroit, Mich., and omit request for extension of commencement and completion dates.

NEW—The Escanaba Daily Press Co., Escanaba, Mich.—Construction 1500 permit for a new station to be operated on 1500 ke., 100 watts, daytime.

Third Zone

WQAM—Miami Broadcasting Co., Miami, Fla.—License to cover 560 construction permit (B3-P-987) for new equipment.
 WQAM—Miami Broadcasting Co., Miami, Fla.—License to use old 560 W. E. D-87737 transmitter as an auxiliary transmitter.
 WPTF—WPTF Radio Co., Raleigh, N. C.—License to cover construction 680 permit (B3-P-863) to move auxiliary transmitter.
 WKY—WKY Radiophone Co., Oklahoma City, Okla.—Construction 900 permit to install new equipment, increase power from 1 KW to 5 KW, move transmitter from West 39th Street (highway 8 mi. w. of) Oklahoma City, Okla., to site to be determined, near Oklahoma City, Okla. Amended: Change power from 5 KW to 1 KW, 5 KW day, make changes in antenna and omit request for move to transmitter.
 WTJS—The Sun Publishing Co., Inc., Jackson, Tenn.—Construction 920 permit to install new equipment, increase power from 100 watts, 250 watts day to 250 watts, 500 watts day and change frequency from 1310 ke. to 920 ke. Amended: To move transmitter from Hall Street, Jackson, Tenn., to northwest of Jackson, Tenn.
 WIS—Station WIS, Inc., Columbia, S. C.—Modification of construction 1010 permit (3-P-B-3258) for changes in equipment, increase in power, change of frequency and move of transmitter, requesting extension of completion date from 5-10-36 to 7-10-36.
 WMAZ—Southeastern Broadcasting Co., Inc., Macon, Ga.—Special 1180 experimental authorization to change hours of operation from limited to unlimited time and install directional antenna for the period to 8-1-36.
 NEW—Southern Broadcasting Corp., New Orleans, La.—Construction 1200 permit for a new station to be operated on 100 watts, share WJBW. Requests facilities of WBNO. The frequency 1200 ke. requested.
 NEW—Bayou Broadcasting Co., Houston, Texas—Construction 1210 permit for a new station to be operated on 1200 ke., 100 watts, unlimited time. Amended: To change frequency from 1200 ke. to 1210 ke.
 NEW—John S. Allen & G. W. Covington, Jr., Montgomery, Ala.—1210 Construction permit for a new station to be operated on 1210 ke., 100 watts, daytime. Amended: To change transmitter site from 1500 feet off Narrow Lane Road, 4 miles south of Montgomery, Ala., to 1000 feet off Narrow Lane Road, ¾ miles southeast of Montgomery business section.
 KUOA—KUOA, Inc., Fayetteville, Ark.—Construction permit to 1260 make changes in equipment, erect a new antenna, increase power from 1 KW to 2½ KW, move transmitter from Mount Sequoyah, Fayetteville, Ark., to John Brown University, Siloam Springs, Ark., and studio from Washington Hotel, 101 West Mountain Street, Fayetteville, Ark., to John Brown University, Siloam Springs, Ark.
 WAML—New Laurel Radio Station, Inc., Laurel, Miss.—Application 1310 for license filed by New Laurel Radio Station, Inc., for authority to operate Radio Station WAML.
 WMBR—Florida Broadcasting Co., Jacksonville, Fla.—License to 1370 cover construction permit (B3-P-958) to make changes in equipment.
 WACO—Central Texas Broadcasting Co., Inc., Waco, Texas—1420 Voluntary assignment of license from Central Texas Broadcasting Co., Inc., to KTSA Broadcasting Co.
 KOMA—National Radio Manufacturing Co., Oklahoma City, Okla. 1480 —Voluntary assignment of license from the National Radio Manufacturing Co. to Hearst Radio, Inc.

Fourth Zone

KSD—Pulitzer Publishing Co., St. Louis, Mo.—Modification of 550 license to change hours of operation from share KFUD to unlimited time. Amended: To request facilities of KFUD.
 NEW—Thomas L. Evans and J. L. Milligan, Jefferson City, Mo.—920 Construction permit for a new station to be operated on 920 ke., 500 watts, daytime.
 WSBT—The South Bend Tribune, South Bend, Ind.—Construction 1010 permit to make changes in equipment, install directional antenna, change frequency from 1360 ke. to 1010 ke., increase

power from 500 watts to 1 KW, change hours of operation from share WGES to unlimited time and move transmitter from 4½ miles west on U. S. 2, South Bend, Ind., to site to be determined, South Bend, Ind. Amended: For approval of transmitter site at about 4 miles southeast of center of South Bend on south side of Jackson Rd. ¼ mile east of Miami Highway, South Bend, Ind. To use directional antenna at night.

WCLO—Gazette Printing Co., Janesville, Wis.—Construction permit to move transmitter from Milwaukee Road, near Janesville, Wis., to Janesville, Wis. Amended: To give transmitter site as 1436 S. Oakhill Ave., Janesville, Wis., and to request changes in antenna.

KSCJ—Perkins Brothers Co., Sioux City Journal, Sioux City, Iowa
1330 —Modification of construction permit (B4-P-619) to make changes in equipment, change transmitter site from Sioux City, Iowa, to McLaughlin Farm, southeast quarter of northeast quarter-section 1, Sioux City, Iowa, extend commencement date to 15 days after grant and completion date to 90 days thereafter.

WKBI—WKBI, Incorporated, Cicero, Ill.—Modification of license
1420 to change specified hours as specified on license, from Central Standard Time to Eastern Standard Time.

WHFC—WHFC, Inc., Cicero, Ill.—Modification of license to
1420 change specified hours as specified on license, from Central Standard Time to Eastern Standard Time.

WEHS—WEHS, Incorporated, Cicero, Ill.—Modification of license
1420 to change specified hours as specified on license from Central Standard Time to Eastern Standard Time.

NEW—KMJB Broadcasting Co., by Myron J. Bennett, Pres.,
1450 Minot, N. D.—Construction permit for a new station to be operated on 1300 kc., 1 KW, unlimited time. Requests facilities of KLPM. Amended: To change frequency from 1300 kc. to 1450 kc.

Fifth Zone

KFXM—J. C. and E. W. Lee (Lee Bros. Broadcasting Co.), San
1210 Bernardino, Calif.—Authority to install automatic frequency control.

NEW—Ed Klies, Helena, Mont.—Construction permit for a new
1210 station to be operated on 1210 kc., 100 watts, 250 watts day, unlimited time. Amended: To make changes in equipment.

KEUB—Eastern Utah Broadcasting Co. (Sam G. Weiss), Price,
1420 Utah—Authority to install automatic frequency control.

KEUB—Eastern Utah Broadcasting Co. (Sam G. Weiss), Price,
1420 Utah—Modification of construction permit (B5-P-648) for a new station, requesting changes in equipment and approval of transmitter and studio sites as 2.4 miles northwest Price on Highway 50, Price, Utah.

NEW—Harold M. Finlay and Mrs. Eloise Finlay, La Grande,
1500 Ore.—Construction permit for a new station to be operated on 1500 kc., 100 watts, daytime.