



1626 K STREET, N. W.

WASHINGTON, D. C.

Vol. 10, No. 41, October 16, 1942

DISTRICT MEETINGS SCHEDULE

<i>District</i>	<i>Day</i>	<i>Date</i>	<i>Place</i>
3	Monday-Tuesday	Oct. 19-20	Benjamin Franklin Hotel Philadelphia, Pennsylvania
4	Friday-Saturday	Oct. 23-24	Carolina Hotel Pinehurst, North Carolina
5	Sunday-Monday	Oct. 25-26	George Washington Hotel Jacksonville, Florida
	Wednesday-Thursday	Oct. 28-29	Henry Grady Hotel Atlanta, Georgia
6	Friday-Saturday	Oct. 30-31	The Hermitage Nashville, Tennessee
12	Monday-Tuesday	Nov. 2-3	Tulsa Hotel Tulsa, Oklahoma
13	*Wednesday-Thursday	*Nov. 4-5	Baker Hotel Dallas, Texas
14	Monday-Tuesday	Nov. 9-10	Ben Lomand Hotel, Ogden, Utah
16	Thursday-Friday	Nov. 12-13	Ambassador Hotel Los Angeles, California
15	Monday-Tuesday	Nov. 16-17	Fairmont Hotel San Francisco, California
17	Thursday-Friday	Nov. 19-20	Portland or Seattle (to be announced)
11	*Monday-Tuesday	*Nov. 23-24	Nicollet Hotel Minneapolis, Minnesota
10	Friday-Saturday	Nov. 27-28	Fort Des Moines Hotel Des Moines, Iowa
9	Monday-Tuesday	Nov. 30-Dec. 1	Palmer House Chicago, Illinois
8	Wednesday-Thursday	Dec. 2-3	Columbia Club Indianapolis, Indiana
7	Friday-Saturday	Dec. 4-5	Deshler-Wallick Columbus, Ohio
2	Monday-Tuesday	Dec. 7-8	Biltmore Hotel New York, N. Y.
1	Wednesday-Thursday	Dec. 9-10	Boston, Massachusetts (hotel to be announced)

* Note change in dates.

NAB BOARD MEETING

As announced in last week's REPORTS a special meeting of the Board of Directors was held on Tuesday and Wednesday (13-14) in Chicago. The entire Board was present with the exception of Frank King, who was ill, and J. O. Maland who was prevented from attending on account of a death in his family.

A lengthy discussion of NAB internal matters and

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DISTRICT MEETINGS

In addition to President Neville Miller and Broadcast Advertising Director Lev Avery from the NAB staff, acceptances have been received from the Office of Censorship, represented by Gene Carr; OWI, represented by Carl Haverlin; Office of Civilian Defense, representative to be named; the Marine Corps represented by area public relations officers; the Navy, by its area public relations

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Neville Miller, *President* C. E. Arney, Jr., *Assistant to President*

Joseph L. Miller, *Director of Labor Relations*; Paul F. Peter, *Director of Research*; Russell P. Place, *Counsel*; Howard Frazier, *Director of Engineering*; Arthur C. Stringer, *Director of Promotion*

NAB BOARD MEETING

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industry unity took place and decision was reached that the best interests of the industry will be served by the continuance of Neville Miller as president of the NAB. He was authorized to secure at the earliest possible time a proper person to serve as Director of Public Relations and to call upon a Board committee to aid him in making this selection.

The AFM situation was reviewed and the plans for the institution of cases in state courts were endorsed.

The forthcoming series of District meetings was announced and the Board pledged its support to make these meetings fully worthwhile.

DISTRICT MEETINGS

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personnel; the Army, by Colonel Kirby, Captain Pellegrin and Robert Coulson in various sections, but present at all meetings; the Treasury Department, by Vincent Callahan or someone designated by him at various meetings.

There is still a possibility that the War Production Board and Selective Service will also be represented. These meetings offer a splendid opportunity for station managers, sales managers, news editors, engineers and program directors to confer among themselves and with government officials on subjects of vital importance.

NORRIS RESOLUTION

Neville Miller made the following comment on the radio resolution introduced in the Senate on Thursday by Senator George W. Norris, of Nebraska:

"The resolution introduced in the Senate today by Senator George W. Norris of Nebraska constitutes one of the gravest threats to freedom of speech in recent years.

"It would direct a Senate committee to determine whether a government agency should decide what the people of America should hear and what they should not hear on the radio.

"If the proposed investigation materializes, you may be sure that all the advocates of bureaucratic control of both radio and the press will be on hand to urge the enactment of a law which would put an end to the American System of Broadcasting.

"In the case which led Senator Norris to introduce his resolution, the broadcasting companies involved, acting in strict accord with the National Association of Broadcasters' Code of Program Standards, refused to sell time to a consumer organization to discuss the philosophy of the consumers movement—a controversial public issue.

"This Code provides, among other things, that broadcasting stations are under an obligation to present discussion of controversial public issues without charge to the speakers, in such amount as would serve the public interest.

"Consumers' organizations frequently have been given time on the air to discuss their movement, and have been

sold time to advertise their goods when they have goods for sale."

The text of the resolution:

"Whereas, the Cooperative League of the United States of America has reported in a resolution formally adopted at the 13th biennial congress of the League that the National Broadcasting Company and the Columbia Broadcasting System had unfairly and unjustly discriminated against the League by denying the League the opportunity to purchase radio time, and:

"Whereas, This report of the Cooperative League of the United States of America raises a very vital question as to the necessity for amendments to the Communications Act of 1934: Now, therefore be it

"Resolved, That the Committee on Interstate Commerce, or any duly authorized sub-committee thereof is authorized and directed to obtain such facts as the Cooperative League of the United States of America, the broadcasting companies, the Federal Communications Commission, the Department of Justice and other government agencies and other groups of persons who may have bearing on the accuracy of the charges of discrimination against cooperatives and others by the major broadcasting companies in the sale of their radio time; and on the question whether the Communications Act of 1934 should be further amended to authorize the Federal Communications Commission to prevent such discrimination or should otherwise be amended to deal with the problem of granting further authority to the said Commission by or affecting the power of said broadcasting companies. The said committee or duly authorized sub-committee is authorized and directed to secure the assistance of other government agencies in an investigation thereof be authorized and to report to the Senate the facts ascertained in the course of the investigation and the resolution herein.

"For purposes of this resolution, the Committee or any duly authorized committee thereof is authorized to hold special hearings, to set and act at such times and places during the sessions, recesses, and adjournment period of the Senate, to require and subpoena the attendance of such witnesses and production and impounding of books, papers and documents, to administer oaths and to take such testimony as at times advisable. The cost of stenographic services to report such hearings paid in accordance of 25 cents per hundred words. The expenses of the committee or any duly authorized sub-committees thereof, which shall not exceed \$1,000, in addition to the cost of stenographic services to report such hearings shall be paid from the contingent fund of the Senate upon voucher approval by the Chairman."

COL. MARRINER ASKS EDUCATORS FOR MORE RADIO CLASSES

A letter urging the establishment of additional courses in the ESMWT-NAB course in the Fundamentals of Radio is being mailed this week and next to educational institutions.

It is signed by Colonel A. W. Marriner, Director of Communications, Army Air Forces, and is timed as a follow-up to similar letters written by member stations.

As an indication of the excellence of graduates of Parts I and II of Fundamentals of Radio, it was learned yesterday that two young women, after the 32 weeks of instruction, were among those engaged to teach men and women working on secret radio equipment for the fighting forces.

Stations are urged to make known to educators their willingness to cooperate in recruiting students.

Broadcasters should also see to it that new courses in their areas have enough women students or men civilians, outside of the draft, to fill the gaps left by their technicians being called to the colors.

The armed forces, which are among the heaviest users of radio, know that broadcast stations must be kept operating in spite of the inroads which they continue to make on technical personnel.

The law under which ESMWT disbursements are made governs admissions. The tendency is to limit to those

required for the Enlisted Reserves of the Air Forces and Signal Corps and industry. Those required for industry, while considerable, are only a fraction of the number required by the above mentioned forces.

Men who maintain a good average in the Fundamentals of Radio will be deferred from active duty.

It is urged that this fact never be particularly stressed in any announcement which educational institutions may ask you to make when recruiting. This training, in itself, must never be permitted to develop into a fox-hole for anyone who might wish to delay military service.

On the other hand, these courses, with deferment which permits students to produce while learning, are a decided advantage to the Air Forces, Signal Corps and the Nation.

For the record, Colonel Marriner's letter to educators is reproduced in full:

"The tremendous expansion of the Army Air Forces require that a large number of additional radio men be trained. The demand is taxing existing Army communications training facilities. As was pointed out recently by General Sommervell, the armed forces must depend to an increasing extent upon educational institutions throughout the United States to furnish preinduction training.

"To assist in filling the demands of the Army Air Forces for additional communications personnel, arrangements have been completed recently whereby ESMWT institutions will train individuals in the Enlisted Reserves, in accordance with the following:

"Those eligible for enlistment must be high school graduates with at least two years of high school math.

Physical Requirements

"Must be able to pass Army physical examination. However, it is possible for those qualified for limited service only to enter in accord with the recent relaxation of physical entrance requirements for the Army.

How the Plan Operates

"Those enlisting will be permitted to take the special 16 weeks course of instruction in Fundamentals of Radio I. Those passing this first course satisfactorily may enter the class in Fundamentals of Radio, II. The maximum draft deferment permitted is 9 months. Anyone who fails to make a reasonably good showing in the course is subject to immediate induction.

"At the completion of the course the trainee is subject to call to active duty. Upon entering the Army Air Forces he will be assigned either to an Army Air Forces technical training school or will be sent directly to operational training units.

"After induction into the Army Air Forces, following the successful completion of the course in fundamentals of radio, the men may be given considerable latitude in exercising their preference for intensive training in any particular phase of communications. There is a need for radio men in the air crews and in the ground crews. Flying is optional.

How to Arrange Courses

"Arrangements to establish courses for training men enlisting in the Enlisted Reserve Corps of the Army Air Forces are made with the Office of Education through local ESMWT representatives. In instances where courses are now set up for giving instruction in the fundamentals of radio, it is not necessary to set up a new course. Instead, those desiring to enter the Enlisted Reserve Corps of the Army Air Forces may do so merely by contacting their local recruiting office. Application blanks in whatever quantity you need will be sent on your request.

"If you have any question, please write directly to me. Also I should appreciate hearing of your plans and progress. By working together we can do much towards alleviating this shortage of radio men in the armed forces."

More Radio Courses Planned in Connecticut

At the call of Franklin M. Doolittle, president, WDRC, Hartford, Conn., and Dean J. H. Lampe of the University of Connecticut, broadcasters and educators met in Hartford on September 30 to lay plans for the training of additional radio technicians.

Present courses terminate during the first part of December. An expanded teaching program to be given shortly thereafter was agreed upon. The educators are now engaged in a survey to estimate the number of students they can train up to March 1, 1943.

Those attending, in addition to Mr. Doolittle and Dean Lampe, were:

Paul H. Nelson, University of Connecticut, Storrs; T. C. McCray, WTIC, Hartford; P. W. Davis, WNBC, Hartford; Walter Haase, WDRC, Hartford; C. T. DeLaney, WHTT, Hartford; T. Hillway, Hillyer Junior College, Hartford; Alan S. Wilson, Hillyer Junior College, Hartford; H. M. Turner, Yale University, New Haven; Claude W. Fawcett, Yale University, New Haven; Forrest R. Hughes, Yale University, New Haven; Richard P. Saunders, New London Junior College, New London; John C. Moore, Jr., WNLC, New London; E. J. Frey, WBRY, Waterbury; George Keich, WICC, Bridgeport.

Teach Signal Corps Radio

Ten members of WCAU's engineering and technical staff are now serving as part-time instructors for the Signal Corps courses being conducted by Drexel Institute of Technology with the cooperation of the Army Signal Corps.

CRITICAL OCCUPATIONS

The Chairman of the Board of War Communications has transmitted to the War Manpower Commission lists of critical occupations and definitions of such positions in the standard and the international broadcasting industries and the radio communications and wire telephone industries, it was announced Monday.

This material was prepared by various technical committees of the Board of War Communications at the request of the War Manpower Commission. The committees are composed of representatives of government, labor, and industry. They are furnished to the War Manpower Commission for that agency's consideration and appropriate action in connection with the establishment of a standard list of critical occupations. It is presumed that these lists, as officially approved by WMC, will be used by draft boards in considering Selective Service policies in drafting key personnel from the communications industry.

ENLISTMENTS

Selective Service Headquarters has advised the NAB that the Army will not now receive any registrant for enlistment or commission unless his Local Board has released him, and that the Navy will not receive registrants in Class II-A, II-B or III-B unless released by the Local Board.

PAY FREEZING

Radio remains virtually untouched by the President's pay-freezing order of October 3, since salaries under \$5,000 apparently are exempt (see NAB REPORTS, p. 589).

There are two schools of thought among government officials as to why the order left this loop hole: (1) that it was just an error and would be corrected, and (2) that it was felt "white collar" workers had not yet gotten increases in proportion to those obtained by the factory workers, and that the white collar workers should get "theirs" before their salaries were frozen.

Meantime, the War Labor Board has exempt from the order employers of not more than eight employees.

The Board also issued an order stating that employers could make individual wage adjustments as a result of:

- a. Individual promotions or reclassifications
- b. Individual merit increases within established rate ranges
- c. Operation of an established plan of wage increases based upon length of service
- d. Increased productivity under piece-work or incentive plans
- e. Operation of an apprentice or trainee system.

These two orders are of no importance to radio unless and until the exemption on salaries under \$5,000 is removed.

Programs for Victory

PORTSMOUTH TO PORTSMOUTH

Expressions of greeting crackled across the Atlantic on October 8 when Portsmouth, New Hampshire, saluted her namesake, Portsmouth, Hampshire, England.

The broadcast originated in the studios of Portsmouth's WHEB, and was short-waved overseas through WRUL, Boston.

Participating in the broadcast beamed to Britain were Portsmouth Mayor Stewart E. Rowe; Commander Charles M. Elder, USN (Ret), senior aide to the Commandant of the Portsmouth Navy Yard; Justin D. Hartford, publisher of the local newspaper; and Frank Patterson, president of the Rotary Club.

Prior to Mayor Rowe's opening remarks was a recorded message from Harold Butler, British Minister to the United States.

Highlight of the 15 minute program were these inspiring words, voiced by Commander Elder: "We at the Portsmouth Navy Yard are working harder, harder than ever before, to give our common arms the striking power that will carry death to the Axis—a death which even now they realize awaits."

RAZORBACK GAMES OVER KFPW

KFPW, Fort Smith, Ark., is bankrolling the University of Arkansas football games this season with war bonds getting the free commercials.

The home of the Razorbacks is Fayetteville which necessitates line charges. But Manager Pat Garner says the station is happy to assume them for such a worthy cause, "though it is a whale of expenditure for a 250 watter."

PROF. ABBOT HAS BIBLIOGRAPHY

A bibliography of "Radio Wartime Propaganda" has just been compiled by Professor Waldo Abbot of the University of Michigan, Ann Arbor. It was prepared as, "Suggested reading—speech 157, Wartime Radio Programs," which apparently is concerned with "Radio as a psychological weapon, goodwill builder, and public relations medium."

Sections are devoted to books, pamphlets and magazine articles.

OK IN SAN DIEGO AND TULSA

From Leah McMahon, program director, KFSD, San Diego, and Allan Page, assistant program director, KVOO, Tulsa, comes word of a successful Fire Prevention Week.

Midwesterners riding B&O's radio equipped Capital Limited reported plenty of announcements over stations between Chicago and Washington.

WROK AND PAPERS IN DRIVE

The Rockford Register-Republic and Morning Star called on WROK to help in the promotion of the scrap salvage drive in northern Illinois.

In cooperation with the newspapers' campaign, WROK is scheduling spot announcements, special on-the-spot programs in connection with the drive, and daily salvage talks by John Rust, city editor of the Register-Republic, on the "Home Front" program. The station's civilian defense bulletins on three daily newscasts also are being turned over to the salvage round-up.

Sales

Radio Showbook Contains Directory of Programs

As part of the September and October issues of "Radio Showmanship" magazine—and now to be issued as a separate booklet—the editor of this monthly publication for radio station distribution has released a 36-page directory of syndicated, transcribed script and live talent shows. Designed for the salesman who wants a pocket-size collection of program ideas, for the program director seeking tested shows for his market, and for the advertiser who wants to survey the field of syndicated programs, "Radio Showbook" lists 380 different syndicated programs.

Indexed and cross indexed, "Radio Showbook" contains a listing by producers, in which a complete synopsis of each program is given. These same titles are also broken up into five other categories.

In the break-down by subject matter are adventure series, Christmas features, comedy strips, detective stories, domestic serials, dramatic features, fiction adaptations, historical features, music, news features, patriotic features, quiz programs, religious features, sports, etc.

In the break-down by time units, all one minute, five minute, fifteen, thirty and 60 minute shows are grouped together according to length. Shows are also broken down by audience appeal, segregating those designed especially for juvenile, feminine and masculine ears. Syndicated programs especially adapted to specific businesses also rate a separate listing, and range from aviation to used cars. The alphabetical listing gives by title all shows incorporated into the directory.

The "Radio Showbook" is published by "Radio Showmanship" magazine, 1004 Marquette, Minneapolis, Minn.

Department Store Buys Football Broadcasts

The W. W. Scales Department Store of Starkville, Miss., has bought the choice games of the Mississippi State and "Ole Miss" football schedule for 1942 for broadcasting over WCBI, Columbus, Miss.

PER-INQUIRY OFFERS

The Roycraft Company of Minneapolis, Minn., is reported to be making a per-inquiry offer in an effort to sell a new product called "Rubber Life," which is painted on tires, allegedly to make them last longer. Not only is such business unethical, but government agencies and the rubber industry have repeatedly warned that no efficacious product of this type is now known.

The Williams S L K Laboratories of Milwaukee, Wis., manufacturers of several proprietary remedies, has been reported to be offering advertising of these products on a per-inquiry basis.

Several member stations have forwarded copies of the form letter and sample continuities being sent out by Van De Mark Advertising, Inc., urging the sale of the "Foto-Color" unit of the L & M Manufacturing Co., on a per-inquiry basis. The NAB Department of Broadcast Advertising has again written this agency protesting against the offer of this business on a per-inquiry basis.

DISTRICT 15 SPECIAL MEETING

A special meeting of the 15th NAB District was held at San Francisco on October 8. District Director Arthur Westlund, KRE, reported on the September 24-25 meeting of the Board of Directors and a general discussion was held regarding the inroads of Selective Service on key radio personnel of the 15th District. The matter of employment of 15th District radio personnel by the OWI was also discussed.

It was decided that election of the Director for the term beginning in 1943 should be held at the regular forthcoming District meeting scheduled for November 16-17 in San Francisco, and a nominating committee was appointed to report to that meeting.

A general discussion regarding industry unity and NAB personnel was had and the District Director was given instructions.

The following were present:

C. L. McCarthy, KQW; Joe W. Elwood, KPO-NBC; Lindsey Spight, John Blair & Co.; Leo O. Ricketts, KFBK; Ad Friel, KLX; John Brunton, KQW; Ed Franklin, KJBS; Wilt Gunzendorfer, KSRO; Charles E. Marin, CBS; Wilfred L. Davis, KYA; S. B. Brunton, KJBS; Clyde F. Coombs, KARM; Bernard E. Cooney, KDON; Howard Walters, KDON; Bil Ryan, KGO; Ralph R. Brunton, KQW; and Art Westlund, KRE.

"MONOPOLY" SUIT ARGUED

No decision has as yet been handed down in the CBS-NBC case against the Government seeking an injunction against the operation of the Network Regulations, which were argued Tuesday in New York before the statutory three-judge Federal Court.

FEDERAL COMMUNICATIONS COMMISSION

FCC APPOINTMENT

Rosel H. Hyde has been appointed Assistant General Counsel of the FCC Legal Department, Broadcast Division. He fills the vacancy created by the resignation of Lucien Hilmer.

Hyde was born in Idaho in 1900 and was educated in the public schools of that state. He attended the Utah Agricultural College and the George Washington University Law School of this city. He is married and has three children. Hyde was a member of the legal staff of the Federal Radio Commission from July, 1928 to 1934 and has been on the staff of the FCC from that time on.

919 STATIONS

During the month of September, 1942, the Federal Communications Commission granted no permits for the

construction of new stations. Operating licenses were issued to three stations, and one station was deleted. A comparative table by month follows:

	Oct. 1	Nov. 1	Dec. 1	Jan. 1	Feb. 1	Mar. 1	Apr. 1	May 1	June 1	July 1	Aug. 1	Sept. 1	Oct. 1
Operating	869	877	882	887	891	893	897	899	906	906	905	905	907
Construction	44	38	37	36	32	31	27	25	18	19	16	15	12
	913	915	919	923	923	924	924	924	924	925	921	920	919

FEDERAL COMMUNICATIONS COMMISSION DOCKET

HEARINGS

The following broadcast hearings are scheduled to be heard before the Commission during the week beginning Monday, Oct. 19. They are subject to change.

Monday, October 19

WLW—The Crosley Corporation, Cincinnati, Ohio.—Modification of license, 700 kc. 50 KW day, 500 KW night, unlimited, using W8XO's trans.

Wednesday, October 21

NEW—Blue Network Company, Inc., Hollywood, California.—C. P., 31220, 35620, 37020, 39260 kes., Em-A3, 25w, Sec. 4.24.

Thursday, October 22

Further Hearing

NEW—Beauford H. Jester, Individually and as Trustee for W. W. Callan, Dewitt T. Hicks, Hilton W. Howell, Wilford W. Naman, Robert C. Levy, Ross M. Sams & Davis Stribling, Waco, Texas.—C. P., 1230 kc., 250 watts, unlimited.

K61LA—Metro-Goldwyn-Mayer Studios, Inc., Los Angeles, California—Modification of C. P., 46,100 kes., 7,000 square miles, unlimited.

FEDERAL COMMUNICATIONS COMMISSION ACTION

APPLICATIONS GRANTED

KPQ—Wescoast Broadcasting Co., Wenatchee, Wash.—Granted extension of special service authorization to operate on 560 kilocycles with a daytime power of 1 kilowatt and nighttime power of 500 watts, until April 25, 1943 (B5-SSA-49).

WLAY—Muscle Shoals Broadcasting Corp., Muscle Shoals City, Ala.—Granted construction permit (B3-P-3508) to install new transmitter replacing the licensed transmitter which allegedly caught fire and was damaged beyond repair. (This action was taken in view of the condition of the licensed equipment and in consideration of the amount of operating time that has been lost due to transmitter failure.)

DESIGNATED FOR HEARING

David Ashton Brown, Marion, Ohio—Designated for hearing application for construction permit (B2-PARE-3) for a new Class II experimental (public address relay) station, using 310,000 kilocycles, power of 1.35 watts, A3 emission.

WBNY—Roy L. Albertson, Buffalo, N. Y.—Designated for hearing application for modification of license (B1-ML-1133) to change frequency from 1400 kilocycles to 680 kilocycles.

LICENSE RENEWALS

Granted renewal of following station licenses for the period ending in no event later than February 1, 1943:

KBTM, Jonesboro, Ark.; KODL, The Dalles, Ore.; KSUN, Lowell, Ariz.

Granted renewal of following station licenses for the period ending in no event later than April 1, 1943:

KDLR, Devils Lake, N. Dak.; WSOC, Charlotte, N. C.

Granted renewal of following station licenses for the period ending in no event later than December 1, 1944:

WTJS, Jackson, Tenn.; WTSP, St. Petersburg, Fla.; KBWD, Brownwood, Tex.

KHUB—John P. Scripps, Watsonville, Calif.—Granted renewal of license for the period ending in no event later than June 1, 1943.

MISCELLANEOUS

KRLD—KRLD Radio Corp., Dallas, Texas.—Granted license (B3-L-1701) to cover construction permit (B3-P-3484) which authorized changes in directional antenna system. Also granted authority to determine operating power by direct measurement of antenna power (B3-Z-1429).

KGER—Consolidated Broadcasting Corp. Ltd., Long Beach, Cal.—Granted modification (B5-MP-1644) of construction permit (B5-P-3096), for extension of completion date to November 12, 1942.

WTOC—Savannah Broadcasting Co., Savannah, Ga.—Granted modification (B3-MP-1645) of construction permit (B3-P-2944), for extension of completion date to 12-15-42.

WALB—Herald Publishing Co., Albany, Ga.—On the Commission's own motion, ordered that the issues heretofore released on the application for construction permit for change in frequency from **1590 to 1550 kilocycles** and authority to make changes in the directional antenna, be supplemented by the following issue: "To determine whether the granting of this application would be consistent with the provisions of the North American Regional Broadcasting Agreement (Appendix I, Table III)." The present hearing date, November 9, 1942, is retained (Docket No. 6399).

WMAZ—Southeastern Broadcasting Co., Inc., Macon, Ga.—Granted modification of construction permit, as modified, which authorized change in frequency, increase in power, installation of directional antenna for day and night use, and move of transmitter, for extension of completion date from October 6 to November 6, 1942 (B3-MP-1651).

WAGA—Liberty Broadcasting Corp., Atlanta, Ga.—Granted license (B3-L-1713) to cover construction permit (B3-P-2938) for change in frequency to **590 kilocycles**, increase in power to 5 kilowatts, installation of new transmitter and directional antenna for night use, and move transmitter. Also granted authority to determine operating power by direct measurement of antenna power (B3-Z-1447).

WCOL—WCOL, Inc., Columbus, Ohio.—Granted authority to determine operating power by direct measurement of antenna power (B2-Z-1445).

KBTB—Red River Broadcasting Co. Inc., Duluth, Minn.—Granted construction permit (B4-PRY-289) to move transmitter of relay station from 16th St. and St. Louis Ave., to Frong St. and 63rd Ave. West, Duluth.

WDAB—Charleston Broadcasting Co., Portable-Mobile, Area of Charleston, W. Va.—Granted modification (B2-MPRY-32) of construction permit (B2-PRY-270) for new relay station, for extension of commencement and completion dates to 10-19-42 and 4-19-43 respectively.

The Associated Broadcasters, Inc., Portable-Mobile, area of San Francisco, Calif.—Granted license (B5-IRY-267) for new special relay broadcast station using already licensed equipment (of station KBSF); frequencies **1622, 2058, 2150, 2790 kc.**, 50 watts, to be operated as a special relay broadcast station with applicant's international broadcast station KWID.

R. O. Hardin and J. C. Buchanan, d/b as Nashville Broadcasting Co., Tennessee Radio Corp. (both of Nashville, Tenn.)—Adopted an order denying petitions of R. O. Hardin and J. C. Buchanan, d/b as Nashville Broadcasting Co. and Tennessee Radio Corp., requesting that their applications for construction permits for new stations be granted. The Commission further ordered that the applications be designated for further hearing upon the following issues: "1. To

determine whether the granting of either of the above-entitled applications would be in conformity with the Commission's policy announced by its Memorandum Opinion of April 27, 1942; (2) To determine whether, in view of the foregoing, the granting of either of said applications would serve public interest, convenience, or necessity" (Dockets 6191 and 6193).

APPLICATIONS FILED AT FCC

590 Kilocycles

WOW—Woodmen of the World Life Insurance Society, Omaha, Nebraska.—Voluntary assignment of license from Woodmen of the World Life Insurance Society to Radio Station WOW, Inc.

610 Kilocycles

WDAF—The Kansas City Star Co., Kansas City, Mo.—Authority to determine operating power by direct measurement of antenna power.

920 Kilocycles

WMMN—Monongahela Valley Broadcasting Co., Fairmont, W. Va.—Modification of construction permit (B2-P-2913 as modified) which authorized changes in directional antenna system and increase in power for extension of completion date from 10-31-42 to 2-3-43.

1270 Kilocycles

WPDQ—Jacksonville Broadcasting Corp., Jacksonville, Fla.—License to cover construction permit (B3-P-3385 as modified) which authorized construction of new standard broadcast station.

WPDQ—Jacksonville Broadcasting Corp., Jacksonville, Fla.—Authority to determine operating power by direct measurement of antenna power.

FM APPLICATION

Capitol Broadcasting Co., Inc., Schenectady, New York.—License to cover construction permit (B1-PH-23 as modified) which authorized construction of new high frequency broadcast station amended to cover construction permit in part in accordance with Commission Action of 8-4-42.

MISCELLANEOUS APPLICATIONS

WNYE—Board of Education, City of New York, Brooklyn, New York.—Modification of construction permit (B1-PED-18 as modified) which authorized changes in equipment, frequency, power, and emission for extension of completion date from 10-20-42 to 12-1-42.

W2XEO—Capitol Broadcasting Co., Inc., Schenectady, New York.—License to cover construction permit (B1-PST-12) which requests reinstatement of construction permit (B1-PST-1) which authorized construction of new ST Broadcast Station, in part.

FEDERAL TRADE COMMISSION DOCKET

Any NAB member wishing to have the full text of any of the FTC releases, printed in part below, should write to the NAB, referring to the number in parentheses at the end of each item.

COMPLAINTS

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

Jack Silverman and Associates, General Forwarding System, and Commercial Pen Co., 821 Market St., San Francisco, selling and distributing post cards intended to be used by creditors and collection agencies in obtaining information concerning debtors, are charged in a complaint with misrepresentation and unfair and deceptive acts and practices in commerce. (4846)

CEASE AND DESIST ORDERS

The Commission issued the following cease and desist orders last week:

Chicago Technical College, 2000 South Michigan Blvd., Chicago, has been ordered to cease and desist from certain misrepresentations in connection with the sale of correspondence courses of instruction in drafting, building, and air-conditioning and refrigeration. (4089)

E. B. Moles—An order to cease and desist from misrepresenting the merits and qualities of a mechanical device designated "Gas-Miser," for use on automobile engines, has been issued against E. B. Moles, Sioux City, Iowa. Moles, who formerly conducted his business under the name of Malone & Moles, is no longer engaged in selling the device. (4557)

Zenith Radio Corporation—An order has been issued directing Zenith Radio Corp., 6001 West Dickens St., Chicago, to cease and desist from misrepresenting the qualities and characteristics of radio receiving sets it manufactures and sells.

Findings of the Commission are that the respondent has falsely represented in advertisements and radio broadcasts that its receiving sets are capable of bringing in programs broadcast from radio stations located in Europe, South America, and the Orient, every day, and that such programs will be reasonably audible and distinct at all times and under all conditions. Representations made by the respondent as to the number of tubes in its sets also were misleading, the Commission found.

Under the order, the respondent company is directed to cease and desist from representing that any of its sets will bring in broadcasts from any foreign station "every day," or are capable of providing reasonably audible and distinct reception of foreign broadcasts at all times or under all conditions; and from representing that any set contains a designated number of tubes or is of a designated tube capacity, when one or more of the tubes referred to are tubes or other devices which do not perform the recognized and customary functions of tubes in the detection, amplification, and reception of radio signals.

STIPULATIONS

During the past week the Commission has announced the following stipulations:

Brooklyn Overall Co., 181-191 Belmont Ave., Brooklyn, engaged, among other things, in the manufacture and sale of painters' drop cloths, have stipulated to desist from use of the words "ten ounces" as descriptive of the average weight per square yard of such cloths and from use of any words conveying the belief that the material of which the cloths are made is of an average weight per square yard other than what is actually the fact. (3543)

Delano Co., Inc., and F. H. Delano, 558 East Genesee St., Syracuse, N. Y., engaged in selling a medicinal preparation designated "Delano's," have stipulated to cease and desist from representing that the preparation is a remedy or cure for rheumatism and is a tonic or alternative. (03060)

Estabrook & Eaton Co., 256 Washington St., Boston, engaged in selling "Leighton" cigarettes, has stipulated to cease representing directly or by implication that Leighton cigarettes are the only ones containing nature-ripe tobacco or that they do not irritate the throat or do not affect the nerves. (03062)

National Galleries of New York, Inc., and Randolph Fajen, also trading as Continental News-Photo Service and as Pach Studios, 45 West 57th Street, New York, engaged in the sale and distribution of photographs, have stipulated to cease and desist from use of the word "News" or any word or term of similar import in the trade name "Continental News-Photo Service" or, as part of any other trade or corporate name to designate or describe a business which principally is that of selling photographic prints to persons photographed; representing or implying in any manner to any prospective customer that they or their sales representatives or agents are news or press photographers; or representing that any photograph solicited by them is for press or publicity purpose unless such photograph is for news or press use. (3541)

Nu-Art Films, Inc., 145 West 45th St., New York, engaged in the leasing, selling and distribution of 16 millimeter motion picture films, has stipulated to cease and desist from use of the words "In His Steps" as a designation or title of a motion picture film which is not, in fact, an adequate adaptation or film version of the book entitled "In His Steps," written by Charles M. Sheldon, and from use of any other words tending to convey the belief that the film is an adaptation or film version of the book. (No. 3542)

Pach Brothers, a corporation, and Alfred Pach, its president and treasurer, also trading as Pach Studios, engaged in the sale and distribution of photographs, including miniatures designated "goldtone miniatures," have stipulated to cease and desist from representing that any miniature or photograph which has not been prepared for or displayed in an exhibition, has been prepared for exhibition purposes or displayed in an exhibition; representing that miniatures or photographs produced for, or ordered by, customers or prospective customers are made from negatives found to be "admirably adapted" to "goldtone miniatures" for exhibition purposes or are made from negatives especially selected by reason of their outstanding merit or quality; representing that their miniatures have ever sold for \$75 or any amount in excess of that for which they have actually been sold; representing as the customary or regular price of such miniatures, any price which is in excess of the price at which they have been customarily sold by them in their usual course of business and from representing that the price at which the miniatures are offered constitutes a reduced or special price, when in fact such price is the usual or customary price at which they are sold by them in their normal and usual course of business. (3540)

Taylor Drug & Seed Co., and Taylor Drug Co., Bessemer, Ala., engaged in selling a medicinal preparation designated "Taylor's Kolnox Compound," have stipulated to cease representing that the product will aid the system to maintain proper alkaline balance; that it is a cold remedy and will prevent, fight, control or rid one of colds; that it will clear the system of poisons; that it will relieve bad coughs, or have any value with respect thereto in excess of its ability to exert a slight cooling effect on the throat; that it will relieve or ease congestion; or by use of the expression "Kolnox" as part of the brand name of the preparation, or by any other words, that the preparation will cure colds. (03061)

SUPREME COURT RULES ON FTC CASE

The U. S. Supreme Court has denied the petition of Joseph Piuma for certiorari in which he sought a review of a decision of the Circuit Court of Appeals for the Ninth Circuit (San Francisco) which confirmed civil penalties of \$3,250 imposed on him for violations of an order of the Federal Trade Commission.

In 1937 the Commission ordered Piuma, a manufacturing pharmacist of Los Angeles, to cease and desist from false representations of the therapeutic value of a medicinal preparation, "Glendage," sold as a gland tonic. Violations of the Commission order in 13 advertisements were noted and brought before the District Court for the Southern District of California, which imposed penalties of \$250 for each violation. The ruling was appealed to the Circuit Court of Appeals for the Ninth Circuit which unanimously affirmed the judgment of the lower court. From this decision the respondent sought certiorari to the U. S. Supreme Court.