THE NATIONAL

1760 N STREET, N. W.

WASHINGTON, D. C.

Vol. 11, No. 9, February 26, 1943

#### 48-HOUR WEEK

The War Manpower Commission will consider the possibility of issuing a directive about radio to its local enforcement officials and to local draft boards relative to the 48-hour week to take effect in 32 "critical" labor shortage areas before March 31.

Meantime, the NAB is making a study of working schedules in representative stations in several of the 32 areas to present to the WMC. The NAB believes that this study will show that an increase in present schedules would in few, if any, instances help to relieve the manpower shortage.

The NAB Labor Executive and Wage and Hour Committees, at a joint meeting February 23, heard a representative of the WMC explain the dual purpose of the 48-hour week order:

- (1) To release men to war industries.
- (2) To obviate the necessity for hiring more men.

The order is to be enforced locally. In all cases, the employer will be called upon to justify not going to a 48-hour week. To do this, he will be asked to explain in detail why the two purposes of the order (stated above) would not be served by increasing schedules to 48 hours.

Rules and regulations for enforcement of the order have not yet been made public.

#### SMALL STATIONS

At a press conference early this week FCC chairman James Lawrence Fly said that he will see that the financial statement of broadcast stations for 1942 will be made public. In this connection the chairman said, "As you know the material has come in from week to week more recently in driblets and I am rather convinced that before we get out any definite statement we will consider the regular annual reports. They will be in very shortly now and they will give us a very comprehensive coverage of the whole problem, and I think that the financial figures which we make up will be based on the regular financial reports of the stations." He explained this because it had been thought at one time that a preliminary report would take care of early needs. Mr. Fly said that the stations' annual reports are generally all in by March 15.

Referring still to the financial reports the chairman was told that there seems to be an idea among some advertisers that the financial plight of some of the small stations is not particularly a war problem—that they have been in financial straights for some time. Mr. Fly said that he did not believe that that "is quite accurate."

## CONGRESSIONAL COMMITTEES

The membership of the Congressional committees to which bills affecting radio broadcasting are referred are listed on page 88 of this issue. For convenient reference, the various members are also listed by States within the NAB Districts.

#### GAS COUPONS

Effective February 24, workers in any industry are made eligible by OPA for additional mileage over and above the limit allowed on Class B coupon books. The additional mileage is ONLY for driving between home and a FIXED place or places of work in connection with the principal occupation of the individual.

The procedure is to apply to the local War Price and Rationing Board under Section 1394.7707(a) of the Gasoline Regulations as amended by Amendment 23 to Ration Order 5C.

Paragraph (b) of that section provides that an applicant for such additional mileage must establish "by clear and convincing proof" that: (1) such driving is between home and a fixed place or places of work, in connection with the principal occupation of the applicant or the person entitled to the use of the vehicle, (2) a bona fide ridesharing arrangement has been made pursuant to which at least four persons (including the operator) are regularly carried in the vehicle for the purpose of going to and from their occupations, or that no such ride-sharing arrangement exists but that the vehicle carries as many persons as could reasonably be expected under the circumstances, and (3) there are no reasonably adequate alternative means of transportation.

If the local Rationing Board recommends allowance of additional mileage, it forwards the application to the "State Director" for final decision. The State Director is the person appointed by the Regional Administrator to decide appeals from the decisions of local rationing boards in a given area. Any person may appeal to the Regional Administrator from an adverse decision of the State Director, pursuant to Procedural Regulation No. 9.

#### GAS FOR REMOTES

An amendment to the Gasoline Regulations to allow "preferred mileage" for radio engineers and technicians on temporary remotes may be expected any day, NAB is unofficially informed. Network engineers and Washington, D. C., station men met on January 29 with Richard C. Harrison, OPA Chief of Eligibility, Gasoline Rationing. Strong pleas for relief were made, the actual equipment that may be involved was exhibited, and supporting data was filed.

Present were: Ken Berkeley, WMAL; Burton Harkins, WOR; Clyde Hunt, WJSV; George McElrath, NBC; George Milne, Blue; and Russell P. Place, NAB Counsel.

#### FILE PD-1A'S LOCALLY

Another long step in the decentralization of War Production Board activities was made public today, when Chairman Donald M. Nelson announced a new WPB administrative order which directs that, after March 1, applications for priority assistance on Form PD-1A be filed with the nearest of the 131 WPB district offices.



Neville Miller, President

C. E. Arney, Jr., Assistant to President

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

## STRESS MATTER OF APPEAL IN CONTACTS WITH RADIO REPAIRMEN

A meeting of St. Louis radio repairmen in the studios of KMOX has been scheduled by Harry Harvey, chief engineer. The NAB folio on Selective Service Occupational Bulletin No. 42 will be distributed.

At such meetings the matter of appeal should be discussed thoroughly because all local board members previously may not have given thought to the importance of maintaining broadcast service.

It is simple, however, to appeal the findings of the local board: Perhaps the simplest way is to write a letter to the local board, stating that you wish to appeal the classification to the Board of Appeals.

Another way is to go to the local board and sign the appeal form on the back of the registrants questionnaire. Ten days from date of mailing of notice of classification are allowed to make appeal. Also, it should be pointed out to radio servicemen that they must use the term radio repairman to indicate their business, because this is the language of occupational Bulletin No. 42.

#### IS THIS BELIEF CORRECT?

Radio Station WOW believes it carries the oldest nondenominational Sunday church service of any radio station in America. It is called "The World Radio Congregation" and has been on the air every Sunday, without a single interruption, since April 8, 1923. Rev. R. R. Brown is its pastor.

Has any station anywhere broadcast an identical type of program over a longer period? Write NAB.

## CLARIFICATION OF MERCHANT MARINE TERMS

Such terms as "Merchant Marine," "United States Maritime Service" and the "United States Maritime Commission" are frequently manhandled on radio programs and in the press.

UNITED STATES MERCHANT MARINE is the overall term which includes commercial vessels of all kinds and the personnel who operate and man them. It is never "The Marines," "The Coast Guard" or "The Navy." These ships are manned by officers of the Merchant Marine and seamen who are called merchant seamen. Term like "merchant marines" should never be used.

UNITED STATES MARITIME COMMISSION, established by an Act of Congress in 1936 as a separate federal agency, is composed of five commissioners appointed by the President. Its purpose is to foster the development and encourage the maintenance of a merchant marine, described above. It is a permanent agency whose war job is the construction of a cargo fleet—the Victory Fleet. During the war its peacetime operating function is as-

sumed by the War Shipping Administration. Post-war job is to restore and maintain the peacetime merchant marine.

WAR SHIPPING ADMINISTRATION, established in February 1942 by the President, assumes (for the duration of the war plus six months) the functions, duties and powers of the United States Maritime Commission with respect to the operation, purchase, charter, insurance, repair, maintenance and requisition of merchant cargo vessels. The War Shipping Administration is also charged with the operation of the Division of Training which is composed of two principal branches:

(1) UNITED STATES MERCHANT MARINE CA-DET CORPS. Here young men without sea experience

are trained to become officers.

(2) UNITED STATES MARITIME SERVICE. Here young men are trained to become seamen. Also the service gives refresher courses to experienced seamen to become officers.

#### BRINGING IN THE SETS

Listeners of the following stations also have received advice to take radio sets needing repairs to the servicemen:

KGIW—Alamosa; WNBF—Binghamton; WHFC—Cicero; WOSU—Columbus, Ohio; WDAY—Fargo; WFIN—Findlay; WEBQ—Harrisburg, Ill.; KOMA—Oklahoma City; KVOE—Santa Ana; KRRV—Sherman; WDZ—Tuscola, and WJSV—Washington, D. C.

#### FM AND TELEVISION

Because of extreme shortages in material, equipment and skilled personnel, and in order to sustain the interest in television and high frequency (FM) broadcasting, the FCC has adopted the following policies:

## FM Broadcasting Stations

The Commission will not dismiss or deny any FM applications which cannot qualify under the provisions of the Memorandum Opinion of April 27, 1942 (freeze order), for construction permits or for modification of construction permits requesting extension of the periods of construction. Instead, the Commission will take no action at this time upon such applications but will retain them in the pending file. Applicants for construction permits whose applications were surrendered or dismissed pursuant to the Memorandum Opinion of April 27, 1942, may request reinstatement of their applications.

This policy is in addition to the policy announced August

This policy is in addition to the policy announced August 4, 1942, which provided for the issuance of licenses for high frequency (FM) broadcast stations during the war provided construction had reached a point where sub-

stantial service could be rendered.

## Television

Holders of construction permits for television stations, experimental and commercial, may obtain licenses during the war to operate existing facilities on either an experimental or commercial basis, provided construction has reached a point where the station is capable of rendering a substantial service. Licenses issued under this policy will be subject to the condition that construction will be completed in accordance with the Rules, Regulations and Standards of the Federal Communications Commission as soon as the necessary materials and engineering personnel become available.

The Commission also decided to continue its policy of not dismissing or denying television applications which cannot qualify under the provisions of the Memorandum Opinion of April 27, 1942. Instead, no action will be taken at this time upon such applications and they will be held in the pending file. Applicants for construction permits for television stations whose construction permits have been surrendered or dismissed pursuant to the freeze order may request reinstatement of their applications.

#### COX COMMITTEE COUNSEL

The House Committee headed by Edward E. Cox (D-Ga) to conduct the investigation of the Federal Communications Commission pursuant to the Cox Resolution, announces the engagement of Honorable Eugene L. Garey, senior member of Garey, Desvernine and Garey, New York City, as its counsel.

"Mr. Garey is an eminent lawyer of great ability and high standing," said a Committee spokesman, "and will do his work without prejudice or predilection and with the single purpose of constructive service in the public interest. The Committee deems itself fortunate in having Mr. Garey connected with the investigation."

Mr. Garey, 51 years old, was born in Chicago and educated and practiced in Illinois for some years. He has been engaged in the practice of law in New York for the past quarter of a century. He is a member of the Committee on Administrative Law of the American Bar Association which collaborated in drafting the Walter-Logan bill. His office is at 63 Wall Street, New York.

## Radio Bills in Congress

#### Radio Advertising

Three Bills would prohibit the advertising of alcoholic

beverages by radio.

Senator Johnson (D-Colo.) introduced S. 682, which provides criminal penalties and loss of station license for broadcasting advertising or information concerning any alcoholic beverage, if the broadcast is received or receivable by means of any ordinary receiving set in any State of the United States or any Canadian Province at any time when the broadcasting of similar advertising by a radio station located in such State or Province is prohibited by the laws or regulations of such State or Province. This is identical with his bill (S. 517) introduced in the 77th Congress, which died in Committee, no hearings having been held. In the 76th Congress, his first bill (also S. 517) was favorably reported out, but action was spiked when Senator Clark of Missouri threatened on the floor to introduce the anti-lynching amendment if the bill was brought up. The present bill was referred to the Senate Committee on Interstate Commerce. NAB has written Chairman Wheeler, asking to be advised if public hearings are held; no reply has been received as yet.

Senator Capper (R-Kans.) put in a bill (S. 569) making it unlawful to broadcast any advertisement of alcoholic beverages (Sec. 4) and imposing criminal penalties for violation. The bill would also bar the transportation in interstate commerce of any kind of liquor. No word has been received from Senator Wheeler as to hearings.

Representative Culkin (R-N. Y.) last week introduced H. R. 1924, to the same effect as Sec. 4 of the Capper Bill. It was referred to the House Committee on Interstate and Foreign Commerce. NAB has written Chairman Lea, asking to be notified of public hearings if scheduled.

## Copyright

H. R. 80 introduced by Rep. Keogh (D-N. Y.), would amend Sec. 25 of the Copyright Act. In general, it limits the liability of broadcasters for innocent infringements and would be beneficial to radio. At the present time no hearings whatever are contemplated on the bill by the House Committee on Patents.

Rep. Scott (D-Penna) put in two bills to amend the Copyright Act. H. R. 1571 would make the rendition of musical compositions on coin-operated machines a public

performance for profit, even though no admission fee is charged. H. R. 1570 would give the recording artist copyright in the recorded renditions of his work; this bill parallels the Sachs Bill in the 77th Congress and the McGranery Bill in the 76th Congress, both of which were NAPA inspired, and is decidedly unfavorable to radio. Hearings have never been scheduled on similar bills, and it is believed there will be no hearings or action on the Scott Bill at this session.

"Executive E," providing for adherence to the Berne International Copyright Convention, remains in the Senate Foreign Relations Committee. Strongly backed by the State Department and vigorously opposed by NAB and all other users of copyright at the 1st session of the 77th Congress, no report has yet been made by the Committee.

## Communications

The Holmes Bill (H. R. 1490) amends the Communications Act and is like the Sanders Bill (H. R. 5497, 77th Cong.), which NAB supported last spring.

Rep. Marcontonio (Am. Labor-N. Y.) introduced H. R. 1562 to amend Sec. 310(a) of the Communications Act. It would tighten up the requirements against foreign ownership or control of radio stations, and seems unobjectionable.

The Cox Resolution (H. Res. 21) passed the House, and the investigation of the FCC by a select committee is expected to begin late in March or early in April. A resolution introduced by Rep. Sparkman (D-Ala.), H. Res. 55, calling for an investigation of the FCC and the broadcasting industry, has been referred to the Committee on Rules. Chairman Sabbath has indicated that no hearings will take place, in view of the Cox Resolution.

## Daylight-Saving Time

H. Con. Res. 9, by Rep. Brehm (R-Ohio), and H. Con. Res. 10 by Rep. Cole (R-Mo.), would both repeal the War Time Act of January 20, 1942. Hearings have not yet been scheduled.

#### A. F. of M.

Sen. Clark of Idaho reintroduced his bill amending the Clayton Act to make it unlawful to refuse to make recordings if a purpose or effect "of the contract, agreement, conspiracy or combination" is to limit or curtail the supply or use of records or transcriptions by radio stations or juke boxes. Such contracts, etc., would not be unlawful if based on a dispute concerning compensation, hours, health, safety, or conditions of employment. The amendment would remain in effect for the duration of the war plus six months, unless sooner repealed. Senator Clark is chairman of the committee investigating the A. F. of M. recording ban.

#### Administrative Law

Rep. Celler (D-N. Y.) has introduced H. R. 816 to revise the administrative procedure of Federal agencies. It would establish the Office of Federal Administrative Procedure, provide for hearing commissioners, and authorize declaratory rulings by administrative agencies. The measure is identical with the recommendations of the majority of the Attorney General's Committee on Administrative Procedure made in 1941 (See Senate Document No. 8, 77th Cong., 1st Sess.).

## FEDERAL LEGISLATION

#### HOUSE

H. R. 1924 (Culkin, R-N. Y.) LIQUOR ADVERTIS-ING—To prohibit the advertising of alcoholic beverages by radio, and for other purposes. Referred to Committee on Interstate and Foreign Commerce.

## STATE LEGISLATION

Missouri:

H. 243 (Gill et al) LIQUOR ADVERTISING—Enacting a new section to the revised statutes regarding liquor advertising.

S. 873 (Farrell) (Same as A. 964) RADIO BROAD-CAST—TAX—Imposes tax of 10 cents on each person over 14 years attending as spectator, radio broadcast show or exhibition in radio station or theatre, except show to encourage sale of U. S. war bonds where admission is contingent on their purchase; exempts firemen, police and peace officers assigned to attend and representatives of press. Referred to Committee on Taxation.

H. 281 (Knight) PUNITIVE DAMAGES—LIBEL— Prohibiting recovery of punitive damages for libel if retraction is published, unless malicious premeditation is shown. Referred to Committee on Judiciary.

## CURRENT CONGRESSIONAL COMMITTEES

#### SENATE INTERSTATE COMMERCE COMMITTEE

Burton K. Wheeler, of Montana, Burton K. Wheeler, of Montana, Chm.
Ellison D. Smith, of South Carolina Robert F. Wagner, of New York Alben W. Barkley, of Kentucky Homer T. Bone, of Washington Harry S. Truman, of Missouri Edwin C. Johnson, of Colorado Lister Hill, of Alabama Tom Stewart, of Tennessee D. Worth Clark, of Idaho James M. Tunnell, of Delaware Ernest W. McFarland, of Arizona Wallace H. White, Jr., of Maine Warren R. Austin, of Vermont Henrik Shipstead, of Minnesota Charles W. Tobey, of New Hampshire

shire Clyde M. Reed, of Kansas Chan Gurney, of South Dakota C Wayland Brooks, of Illinois \*Albert Hawkes, of New Jersey \*E. H. Moore, of Oklahoma

## SENATE FINANCE COMMITTEE

SENAIE FINAN
Walter F. George, of Georgia, Chm.
David I. Walsh, of Massachusetts
Alben W. Barkley, of Kentucky
Tom Connally, of Texas
Josiah W. Bailey, of North Carolina
Bennett Champ Clark, of Missouri
Harry Flood Byrd, of Virginia
Peter G. Gerry, of Rhode Island
Joseph F. Guffey, of Pennsylvania
Edwin C. Johnson, of Colorado
\*Scott W. Lucas, of Illinois
Robert M. La Follette, Jr., of Wisconsin

Arthur Capper, of Kansas Arthur II. Vandenberg, of Michigan James J. Davis, of Pennsylvania Henry Cabot Lodge, Jr., of Massachusetts John A. Danaher, of Connecticut \*Bobert A. Taft, of Ohio \*John Thomas, of Idaho \*Hugh Butler, of Nebraska \*Eugene D. Millikin, of Colorado

#### SENATE FOREIGN RELATIONS COMMITTEE

Tom Connally, of Texas, Chm. Tom Connally, of Texas, Chm. Walter F. George, of Georgia Robert F. Wagner, of New York Elbert D. Thomas, of Utah Frederick Van Nuys, of Indiana James E. Murray, of Montana Claude Pepper, of Florida Theodore Francis Green, of Rhode Island.

Island Alben W. Barkley, of Kentuckv Robert R. Reynolds, of North Carolina

Joseph F. Guffey, of Pennsylvania Guy M. Gillette, of Iowa

Bennett Champ Clark, of Missouri Carter Glass, of Virginia James M. Tunnell, of Delaware Hiram W. Johnson, of California Arthur Capper, of Kansas Robert M. La Follette, Jr., of Wis-Arthur H. Vandenberg, of Michi-

gan
Wallace H. White, Jr., of Maine
Henrik Shipstead, of Minnesota
Gerald P. Nve, of North Dakota
\*James J. Davis, of Pennsylvania

#### SENATE PATENTS COMMITTEE

Homert T. Bone, of Washington, Chm. E'lison D. Smith, of South Carolina

Claude Pepper, of Florida D. Worth Clark, of Idaho

Scott W. Lucas, of Illinois Wallace H. White, Jr., of Maine John A. Danaher, of Connecticut \*Albert W. Hawkes, of New Jersey

#### HOUSE INTERSTATE AND FOREIGN COMMERCE COMMITTEE

Clarence F. Lea, of California,

Chm. Robert Crosser, of Ohio Alfred L. Bulwinkle, of North

Carolina Carolina
Virgil Chapman, of Kentucky
Lyle H. Boren, of Oklahoma
Martin J. Kennedy, of New York
Donald L. O'Toole, of New York
\*Lindley Beckwith, of Texas

\*Thomas D'Alesandro, Jr., of Maryland

\*Francis J. Myers, of Pennsylvania \*J. Percy Priest, of Tennessee \*Oren Harris, of Arkansas

\*George G. Sadowski, of Michigan \*Richard F. Harless, of Arizons Charles A. Wolverton, of New Jersey Jersey
Pehr G. Holmes, of Massachusetts
B. Carroll Reece, of Tennessee
Charles A. Halleck, of Indiana
Carl Hinshaw, of California
Clarence J. Brown, of Ohio
\*Evan Howell, of Illinois
\*Harve Tibbott, of Pennsylvania
\*Leonard W. Hall, of New York
\*Thomas D. Winter, of Kansas
\*Joseph P. O'Hara, of Minnesota

\* Indicates new members on Committee.

#### HOUSE WAYS AND MEANS COMMITTEE

Robert L. Doughton, of North Carolina, Chm. Thomas H. Cullen, of New York Jere Cooper, of Tennessee Wesley E. Disney, of Oklahoma John D. Dingell, of Michigan A. Willis Robertson, of Virginia Milton H. West, of Texas \*James P. McGranery, of Pennsyl-

vania
\*Wilbur D. Mills, of Arkansas
\*Nobel J. Gregory, of Kentucky
\*A. Sidney Camp, of Georgia
\*Walter A. Lynch, of New York
\*Aime J. Forand, of Rhode Island

fornia Frank Carlson, of Kansas \*Richard M. Simpson, of Pennsylvania

\*Charles S. Dewey, of Illinois

#### HOUSE PATENTS COMMITTEE

Frank W. Boykin, of Alabama, Chm. Fritz G. Lanham, of Texas

Fritz G. Lanham, of Texas Charles A. Buckley, of New York Joe B. Bates, of Kentucky \*Arthur G. Klein, of New York \*Edward J. Hart, of New Jersey \*John D. Gibson, of Georgia \*Cecil R. King, of California \*Henry D. Larcade, Jr., of Loui-

siana \*Arthur Winstead, of Mississippi \*Grant Furlong, of Pennsylvania \*William A. Rowan, of Illinois Fred A. Hartley, Jr., of New Jersey

\*Thad F. Wasielewski, of Wiscon-

\*Paul H. Maloney, of Louisiana Allen T. Treadway, of Massachu-

Thomas A. Jenkins, of Ohio Donald H. McLean, of New Jersey Bertrand W. Gearhart, of Cali-

setts
Harold Knutson, of Minnesota
Daniel A. Reed, of New York
Roy O. Woodruff, of Michigan

Jersey
Leslie C. Arends, of Illinois
Charles A. Wolverton, of New
Jersey
Hugh D. Scott, Jr., of Pennsylvania
William H. Stevenson, of Wisconsin
\*Fred E. Busbey, of Illinois
\*Winifred C. Stanley, of New York
\*Robert Hale, of Maine
\*Robert Hale, of Misconsi

\*Louis E. Miller, of Missouri

#### HOUSE APPROPRIATIONS COMMITTEE

Clarence Cannon, of Missouri, Chm. Clifton A. Woodrum, of Virginia Clifton A. Woodrum, of Virginia Louis Ludlow, of Indiana Malcolm C. Tarver, of Georgia Jed Johnson, of Oklahoma J. Buell Snyder, of Pennsylvania Emmet O'Neal, of Kentucky James M. Fitzpatrick, of New York

York

Joe Starnes, of Alabama
John H. Kerr, of North Carolina
George H. Mahon, of Texas
Harry R. Sheppard, of California
Butler B. Hare, of South Carolina
Albert Thomas, of Texas
Joe Hendricks, of Florida
\*Michael J. Kirwan, of Ohio
\*John M. Coffee, of Washington
\*W. F. Norrell, of Arkansas
\*Albert Gore, of Tennessee
\*Elmer H. Wene, of New Jersey
\*Clinton P. Anderson, of New
Mexico Mexico

\*Jamie L. Whitten, of Mississippi \*Thomas J. O'Brien, of Illinois \*James M. Curley, of Massachu-

John Taber, of New York Richard B. Wigglesworth, of Mas-

John Taber, of New York Richard B, Wigglesworth, of Mas-sachusetts William P. Lambertson, of Kansas D. Lane Powers, of New Jersey J. William Ditter, of Pennsylvania Albert E. Carter, of California Charles A. Plumley, of Vermont Everett M. Dirksen, of Illinois Albert J. Engel, of Michigan Karl Stefan, of Nebraska Francis Case, of South Dakota Francis Case, of South Dakota Frank B, Keefe, of Wisconsin Noble J. Johnson, of Indiana Robert F. Jones, of Ohio \*Ben F. Jensen, of Iowa \*August H. Andresen, of Minnesota \*Henry C. Dworshak, of Idaho \*Walter C. Ploeser, of Missouri

## MEMBERS OF CONGRESSIONAL COMMITTEES

## DISTRICT 1 CONNECTICUT

SENATE:

John A. Danaher (R), Portland, Finance, Patents

#### MAINE

SENATE:

Wallace H. White, Jr. (R), Lewiston, Interstate Commerce, Foreign Relations, Patents

Robert Hale (R), Portland, Patents

#### MASSACHUSETTS

SENATE:

David I. Walsh (D), Fitchburg, Finance Henry Cabot Lodge, Jr. (R), Beverly, Finance

Pehr G. Holmes (R), Worcester, Interstate and Foreign Commerce

Allen T. Treadway (R), Stockbridge, Ways and Means Richard B. Wigglesworth (R), Boston, Appropriations James M. Curley (D), Boston, Appropriations

#### NEW HAMPSHIRE

SENATE:

Charles W. Tobey (R), Temple, Interstate Commerce

#### RHODE ISLAND

SENATE:

Peter G. Gerry (D), Providence, Finance Theodore Francis Green (D), Providence, Foreign Relations

Aime J. Forand (D), Cumberland, Ways and Means

#### VERMONT

SENATE:

Warren R. Austin (R), Burlington, Interstate Commerce House:

Charles A. Plumley (R), Northfield, Appropriations

## DISTRICT 2

#### **NEW YORK**

SENATE:

Robert F. Wagner (D), New York City, Interstate Commerce, Foreign Relations

House:

Martin J. Kennedy (D), New York City, Interstate and Foreign Commerce

Donald L. O'Toole (D), Brooklyn, Interstate and Foreign

Commerce

Leonard W. Hall (R), Oyster Bay, Interstate and Foreign Commerce

Thomas H. Cullen (D), Brooklyn, Ways and Means Walter A. Lynch (D), New York City, Ways and Means Daniel A. Reed (R), Dunkirk, Ways and Means Charles A. Buckley (D), New York City, Patents Arthur G. Klein (D), New York City, Patents Winifred C. Stanley (R), Buffalo, Patents

James M. Fitzpatrick (D), New York City, Appropriations

John Taber (R), Auburn, Appropriations

## **NEW JERSEY**

SENATE:

Albert Hawkes (R), Montclair, Interstate Commerce, Patents

House:

Charles A. Wolverton (R), Camden, Interstate and Foreign Commerce, Patents Donald H. McLean (R), Elizabeth, Ways and Means

Fred A. Hartley (R), Kearny, Patents Edward J. Hart (D), Jersey City, Patents Elmer H. Wene (D), Vineland, Appropriations D. Lane Powers (R), Trenton, Appropriations

#### DISTRICT 3

## PENNSYLVANIA

SENATE:

Joseph F. Guffey (D), Pittsburgh, Finance, Foreign Relations James J. Davis (R), Pittsburgh, Finance, Foreign Relations

House:

Francis J. Myers (D), Philadelphia, Interstate and Foreign Commerce

Harve Tibbott (R), Ebensburg, Interstate and Foreign

Commerce

James P. McGranery (D), Philadelphia, Ways and Means Richard M. Simpson (R), Huntington, Ways and Means Grant Furlong (D), Donora, Patents

Hugh D. Scott (R), Philadelphia, Patents J. Buel Snyder (D), Perryopolis, Appropriations

J. William Ditter (R), Ambler, Appropriations

#### DELAWARE

SENATE:

James M. Tunnell (D), Georgetown, Interstate Commerce, Foreign Relations

#### DISTRICT 4

#### MARYLAND

House:

Thomas D'Alesandro, Jr. (D), Baltimore, Interstate and Foreign Commerce

#### NORTH CAROLINA

SENATE:

Josiah W. Bailey (D), Raleigh, Finance

Robert R. Reynolds (D), Asheville, Foreign Relations

Alfred Bulwinkle (D), Gastonia, Interstate and Foreign Commerce

Robert L. Doughton (D), Laurel Springs, Ways and Means, Chm.

John H. Kerr (D), Warrenton, Appropriations

#### SOUTH CAROLINA

SENATE:

Ellison D. Smith (D), Lynchburg, Interstate Commerce, Patents

House:

Butler B. Hare (D), Saluda, Appropriations

#### VIRGINIA

SENATE:

Harry Flood Byrd (D), Berryville, Finance Carter Glass (D), Lynchburg, Foreign Relations

A. Willis Robertson (D), Lexington, Ways and Means Clifton A. Woodrum (D), Roanoke, Appropriations

#### WEST VIRGINIA

None

## DISTRICT 5

## ALABAMA

SENATE:

Lister Hill (D), Montgomery, Interstate Commerce

House:

Frank W. Boykin (D), Mobile, Patents, Chm. Joe Starnes (D), Guntersville, Appropriations

#### **FLORIDA**

SENATE:

Claude Pepper (D), Tallahassee, Foreign Relations, Patents

House:

Joe Hendricks (D), De Land, Appropriations

#### **GEORGIA**

SENATE:

Walter F. George (D), Vienna, Finance, Chm., Foreign Relations

House:

A. Sidney Camp (D), Newnan, Ways and Means John D. Gibson (D), Douglas, Patents Malcolm C. Tarver (D), Dalton, Appropriations

#### DISTRICT 6

#### ARKANSAS

House:

Oren Harris (D), El Dorado, Interstate and Foreign Commerce

Wilbur D. Mills (D), Keasett, Ways and Means W. F. Norrell (D), Monticello, Appropriations

#### LOUISIANA

House:

Paul H. Maloney (D), New Orleans, Ways and Means Henry D. Larcade, Jr. (D), Opelousas, Patents

#### MISSISSIPPI

House:

Arthur Winstead (D), Philadelphia, Patents Jamie L. Whitten (D), Charleston, Appropriations

#### **TENNESSEE**

SENATE:

Tom Stewart (D), Winchester, Interstate Commerce

House:

J. Percy Priest (D), Nashville, Interstate and Foreign Commerce

Jere Cooper (D), Dyersburg, Ways and Means Albert Gore (D), Carthage, Appropriations

B. Carroll Reece (R), Johnson City, Interstate and Foreign Commerce

#### DISTRICT 7

## KENTUCKY

SENATE:

Alben W. Barkley (D), Paducah, Interstate Commerce, Finance, Foreign Relations

House:

Virgil Chapman (D), Paris, Interstate and Foreign Commerce

Noble J. Gregory (D), Mayfield, Ways and Means Joe B. Bates (D), Greenup, Patents

Emmet O'Neal (D), Louisville, Appropriations

#### OHIO

SENATE:

Robert A. Taft (R), Cincinnati, Finance

Robert Crosser (D), Cleveland, Interstate and Foreign Commerce

Clarence J. Brown (R), Blanchester, Interstate and Foreign Commerce

Thomas A. Jenkins (R), Ironton, Ways and Means Michael J. Kirwin (D), Youngstown, Appropriations Robert F. Jones (R), Lima, Appropriations

#### DISTRICT 8

#### INDIANA

SENATE:

Frederick Van Nuys (D), Indianapolis, Foreign Relations

House:

Louis Ludlow (D), Indianapolis, Appropriations Charles A. Halleck (R), Rensselaer, Interstate and Foreign Commerce Noble J. Johnson (R), Terre Haute, Appropriations

#### MICHIGAN

SENATE:

Arthur H. Vandenberg (R), Grand Rapids, Finance, Foreign Relations

House:

George G. Sadowski (D), Detroit, Interstate and Foreign

John D. Dingell (D), Detroit, Ways and Means Louis C. Rabaut (D), Grosse Pointe Park, Appropria-

Roy O. Woodruff (R), Bay City, Ways and Means Albert J. Engel (R), Muskegon, Appropriations

#### DISTRICT 9

#### ILLINOIS

SENATE:

Scott W. Lucas (D), Havana, Finance, Patents C. Wayland Brooks (R), Chicago, Interstate Commerce

House:

William A. Rowan (D), Chicago, Patents Thomas J. O'Brien (D), Chicago, Appropriations Evan Howell (R), Springfield, Interstate and Foreign Commerce

Charles S. Dewey (R), Chicago, Ways and Means Leslie C. Arends (R), Melvin, Patents Fred E. Bushey (R), Chicago, Patents

Everett M. Dirksen (R), Pekin, Appropriations

#### WISCONSIN

SENATE:

Robert M. La Follette, Jr. (P), Madison, Finance, Foreign Relations

Thad F. Wasielewski (D), Milwaukee, Ways and Means William H. Stevenson (R), La Crosse, Patents Frank B. Keefe (R), Oshkosh, Appropriations

## DISTRICT 10 IOWA

SENATE:

Guy M. Gillette (D), Cherokee, Foreign Relations

House:

Ben F. Jensen (R), Exira, Appropriations

#### MISSOURI

SENATE:

Harry S. Truman (D), Independence, Interstate Commerce

Bennett Champ Clark (D), St. Louis, Finance, Foreign Relations

House:

Clarence Cannon (D), Elsberry, Appropriations, Chm. Louis E. Miller (R), St. Louis, Patents Walter C. Ploeser (R), St. Louis, Appropriations

#### NEBRASKA

SENATE:

Hugh Butler (R), Omaha, Finance

House:

Karl Stefan (R), Norfolk, Appropriations

## DISTRICT 11 MICHIGAN

SENATE:

Arthur H. Vandenberg (R), Grand Rapids, Finance, Foreign Relations

House:

George G. Sadowski (D), Detroit, Interstate and Foreign Commerce

John D. Dingell (D), Detroit, Ways and Means Louis C. Rabaut (D), Grosse Pointe Park, Appropria-

Roy O. Woodruff (R), Bay City, Ways and Means Albert J. Engel (R), Muskegon, Appropriations

#### MINNESOTA

SENATE:

Henrik Shipstead (R), Miltona, Interstate Commerce, Foreign Relations

House:

Joseph P. O'Hara (R), Glencoe, Interstate and Foreign Commerce

Harold Knutson (R), St. Cloud, Ways and Means August H. Andresen (R), Red Wing, Appropriations

#### NORTH DAKOTA

SENATE:

Gerald P. Nye (R), Cooperstown, Foreign Relations

#### SOUTH DAKOTA

SENATE:

Chan Gurney (R), Yankton, Interstate Commerce

House:

Francis Case (R), Custer, Appropriations

#### WISCONSIN

SENATE:

Robert M. La Follette, Jr. (P), Madison, Finance, Foreign Relations

Thad F. Wasielewski (D), Milwaukee, Ways and Means William H. Stevenson (R), La Crosse, Patents Frank B. Keefe (R), Oshkosh, Appropriations

## DISTRICT 12

## KANSAS

SENATE:

Clyde M. Reed (R), Parsons, Interstate Commerce Arthur Capper (R), Topeka, Finance, Patents

Thomas D. Winter (R), Girard, Interstate and Foreign Commerce

Frank Carlson (R), Concordia, Ways and Means William P. Lambertson (R), Fairview, Appropriations

#### OKLAHOMA

SENATE:

E. H. Moore (R), Tulsa, Interstate Commerce

Lyle H. Boren (D), Seminole, Interstate and Foreign Commerce Wesley E. Disney (D), Tulsa, Ways and Means Jed Johnson (D), Anadarko, Appropriations

## DISTRICT 13 TEXAS

SENATE:

Tom Connally (D), Marlin, Falls County, Finance, Foreign Relations, Chm.

Lindley Beckworth (D), Gladewater, Interstate and Foreign Commerce Milton H. West (D), Brownsville, Ways and Means Fritz G. Lanham (D), Fort Worth, Patents George H. Mahon, Colorado City, Appropriations Albert Thomas (D), Houston, Appropriations

## DISTRICT 14 COLORADO

SENATE:

Edwin C. Johnson (D), Craig, Interstate Commerce, Finance Eugene D. Millikin (R), Denver, Finance

#### IDAHO

SENATE:

D. Worth Clark (D), Pocatello, Interstate Commerce, Patents

John Thomas (R), Gooding, Finance

Henry C. Dworshak (R), Burley, Appropriations

#### MONTANA

SENATE:

Burton K. Wheeler (D), Butte, Interstate Commerce,

James E. Murray (D), Butte, Foreign Relations

#### SOUTH DAKOTA

SENATE:

Chan Gurney (R), Yankton, Interstate Commerce

House:

Francis Case (R), Custer, Appropriations

#### UTAH

SENATE:

Elbert D. Thomas (D), Salt Lake City, Foreign Relations

#### WYOMING

None

#### DISTRICT 15

## CALIFORNIA

SENATE:

Hiram W. Johnson (R), Sacramento, Foreign Relations

House:

Clarence F. Lea (D), Santa Rosa, Interstate and Foreign Commerce, Chm.

Cecil R. King (D), Los Angeles, Patents

Harry R. Sheppard (D), Yucaipa, Appropriations Carl Hinshaw (R), Pasadena, Interstate and Foreign Commerce

Bertrand W. Gearhart (R), Fresno, Ways and Means Albert E. Carter (R), Oakland, Appropriations

#### NEVADA

None

## DISTRICT 16

#### ARIZONA

SENATE:

Ernest W. McFarland (D), Florence, Interstate Commerce

House:

Richard F. Harless (D), Phoenix, Interstate and Foreign Commerce

#### **CALIFORNIA**

SENATE:

Hiram W. Johnson (R), Sacramento, Foreign Relations

Clarence F. Lea (D), Santa Rosa, Interstate and Foreign Commerce, Chm.

Cecil R. King (D), Los Angeles, Patents Harry R. Sheppard (D), Yucaipa, Appropriations Carl Hinshaw (R), Pasadena, Interstate and Foreign Commerce

Bertrand W. Gearhart (R), Fresno, Ways and Means Albert E. Carter (R), Oakland, Appropriations

#### **NEW MEXICO**

House:

Clinton P. Anderson (D), Albuquerque, Appropriations

## DISTRICT 17 OREGON

None

#### WASHINGTON

SENATE:

Homer T. Bone (D), Tacoma, Interstate Commerce, Patents, Chm.

House:

John M. Coffee (D), Tacoma, Appropriations

# FEDERAL COMMUNICATIONS COMMISSION DOCKET

#### **HEARINGS**

The following broadcast hearings are scheduled to be heard before the Commission during the week beginning Monday, March 1st. They are subject to change.

#### Monday, March 1

#### Broadcast

KMTR Radio Corporation, Los Angeles, Calif.—Renewal of license, 570 kc., 1 KW, unlimited.

#### Further Hearing

WKBW—Buffalo Broadcasting Corp., Buffalo, N. Y.—Renewal of license (main and auxiliary), 1520 ke., 50 KW, unlimited, DA-day and night.

WGR—Buffalo Broadcasting Corp., Buffalo, N. Y.—Renewal of license (main and auxiliary), 550 kc., 1 KW night, 5 KW day, unlimited, DA-night.

#### Tuesday, March 2

WLAN—Thomas J. Watson, Endicott, N. Y.—Modification of C. P., 1450 ke., 250 watts, unlimited.

#### Thursday, March 4

NEW—Chattahoochee Broadcasting Co., Columbus, Ga.—C. P., 1450 kc., 250 watts, unlimited.

# FEDERAL COMMUNICATIONS COMMISSION ACTION

#### APPLICATIONS GRANTED

KIDO—Frank L. Hill, as surviving co-partner of Hill and Phillips, co-partners, and Georgia Phillips, Executrix of the Estate of C. G. Phillips, deceased (assignors), and Georgia Phillips, d b as Boise Broadcast Station (assignee), Boise, Idaho.—Granted consent to assignment of license of station KIDO from Frank L. Hill, as surviving co-partner of Hill and Phillips, co-partners, and Georgia Phillips, Executrix of the Estate of C. G. Phillips, deceased, to Georgia Phillips, d/b as Boise Broadcast Station (B5-AL-351).

KORE—Frank L. Hill, as surviving co-partner of Hill and Phillips, co-partners, and Georgia Phillips, Executrix of the Estate of C. G. Phillips, deceased (assignors), and Frank L. Hill and Violet G. Hill, co-partners, d/b as Eugene Broadcast Station (assignees), Eugene, Ore.—Granted consent to assignment of license of Station KORE, from Frank L. Hill, as surviving co-partner of Hill and Phillips, co-partners, and Georgia Phillips, Executrix of the Estate of C. G. Phillips, deceased, to Frank L. Hill and Violet G. Hill, co-partners, d/b as Eugene Broadcast Station (B5-AL-350).

Evangelistic Mission, Pontiac, Mich.—Granted authority to transmit programs from Pontiac, Mich., to Canadian Station CKLW, Windsor, Canada (B2-EP-107).

W47NY—Muzak Radio Broadcasting Station, Inc., New York City.—Granted modification (B1-MPH-112) of construction permit (B1-PH-48) for new FM station, to extend completion date to February 4, 1943. Also granted license (B1-LH-31) for FM broadcast station to use 44700 ke., with service area of 8,500 square miles, subject to condition that licensee will take steps to comply fully with the Rules and Regulations, and Standards of the Commission when materials and personnel become available or when required by the Commission to do so.

W51C—Zenith Radio Corp., Chicago, Ill.—Granted extension of time within which to submit field intensity measurements required by Sec. 3.229 of the Rules.

#### LICENSE RENEWALS

Licenses for the following stations were further extended on a temporary basis only, pending determination upon application for renewal of license, for the period ending April 1, 1943:

renewal of license, for the period ending April 1, 1943:
KBST, Big Springs, Texas; KCMC, Texarkana, Texas; KCRJ, Jerome, Ariz.; KFMB, San Diego; KGGF, Coffeyville, Kans.; KGKL, San Angelo, Texas; KIEM, Eureka, Calif.; KPLT, Paris, Tex.; KRBC, Abilene, Texas; KRLH, Midland, Texas; KVGB, Great Bend, Kans.; KXL, Portland, Ore.; WBBZ, Ponca City, Okla.; WBNX, New York; WBRW, Welch, W. Va.; WCBT, Roanoke Rapids, N. C.; WEDC, Chicago; WFCI, Pawtucket, R. I.; WFTC, Kinston, N. C.; WHOM and auxiliary, Jersey City; WING, Dayton; WJBK, New Orleans; WNBZ, Saranac Lake, N. Y.; WOCB, near Hyannis, Mass.; WSYB, Rutland, Vt.; WTEL, Philadelphia; WTRC, Elkhart, Ind.

KGFW—Central Neb. Broadcasting Corp., Kearney, Neb.—Granted renewal of license for the period ending June 1, 1943.

WCAZ—Superior Broadcasting Service, Inc., Carthage, Ill.— Granted renewal of license for the period ending April 1, 1944.

WLOF—Hazlewood, Inc., Orlando, Fla.—Granted renewal of license for the period ending February 1, 1945.

KHBG—Okmulgee Broadcasting Corp., Okmulgee, Okla.—Granted renewal of license for the period ending April 1, 1945. WNBT—National Broadcasting Co., Inc., New York City.—

WNBT—National Broadcasting Co., Inc., New York City.— Granted renewal of license for the period ending February 1, 1944.

W2XWE—WOKO, Inc., Albany, N. Y.—License for facsimile broadcast station was extended upon a temporary basis only, pending receipt of and action on application for renewal, for the period ending April 1, 1943.

W9XWT—Courier-Journal and Louisville Times Co., Louisville, Ky.—License for facsimile broadcast station was extended upon a temporary basis only, pending receipt of and action on application for renewal, for the period ending April 1, 1943.

W8XUM—WBNS, Inc., Columbus, Ohio.—License for facsimile broadcast station was extended upon a temporary basis only, pending receipt of and action on application for renewal, for the period ending April 1, 1943.

W9XBT—Balaban and Katz Corp., Chicago, Ill.—Present experimental television broadcast station license further extended upon a temporary basis only, pending determination upon application for renewal, for the period ending April 1, 1943.
 W9XUI—State Univ. of Iowa, Iowa City, Iowa.—Present experi-

W9XUI—State Univ. of Iowa, Iowa City, Iowa.—Present experimental television broadcast station license further extended upon a temporary basis only, pending determination upon application for renewal, for the period ending April 1, 1943.

KWKH—International Broadcasting Corp., Shreveport, La.—Granted renewal of license for station KWKH on a regular basis, 1130 kc., 50 KW, using DA at night (B3-R-452).

WRUL—World Wide Broadcasting Corp., Boston, Mass.—Granted renewal of international broadcast station license (B1-RIB-12)

W5XAU—WKY Radiophone Co., Oklahoma City, Okla.—Present high frequency broadcast station license further extended upon a temporary basis pending determination upon application for renewal of license, for the period ending April 1, 1943.

W9XLA—KLZ Broadcasting Co., Denver, Colo.—Present high frequency broadcast station license further extended upon a temporary basis pending determination upon application for renewal of license, for the period ending April 1, 1943.

## DESIGNATED FOR HEARING

KGNC—Plains Radio Broadcasting Co., Amarillo, Texas.—Designated for hearing application (B3-ML-1151) for modification of license to change frequency from 1440 to 860 ke., and decrease nighttime power from 1000 to 500 watts.

#### FINDINGS OF FACT

The Commission has announced adoption of its Proposed Findings of Fact and Conclusions (B-168), proposing to deny without prejudice the application of Kanawha Valley Broadcasting Co.

(WGKV), Charleston, W. Va., for construction permit to make changes in transmitting equipment and increase power from 100 to 250 watts (Docket No. 6367).

The Commission also announces adoption of its Proposed Findings of Fact and Conclusions (B-167), proposing to deny without prejudice the application of Paducah Broadcasting Co., Inc. (WSON), Henderson, Ky., for modification of construction permit to increase power from 250 watts to 500 watts, daytime only, using the frequency 860 kilocycles, and for authority to make changes in transmitting equipment (Docket No. 6235).

In reaching decision in the above cases, the Commission based its conclusions upon the policy announced in the Memorandum Opinion of April 27, 1942, which specifically refers to the use and not to the acquisition of materials.

#### MISCELLANEOUS

- WORK—York Broadcasting Co., York, Pa.—Dismissed petition to continue hearing scheduled for February 25 on application for modification of license, since Commission granted application on February 16.
- KFAC—Los Angeles Broadcasting Co., Inc., Los Angeles, Calif.—Granted motion to take depositions in re application for construction permit (B5-P-3499).
- WWNC—Asheville Citizen-Times Co., Inc., Asheville, N. C.—Granted motion to dismiss without prejudice application (B3-MP-1437) for medification of construction permit to operate on 570 kc., 5 KW, DA-night, unlimited.
- KARM—KARM, The George Harm Station, Fresno, Calif.—Granted petition to dismiss without prejudice application (B5-ML-1122) for modification of license to operate on 1030 kc., 5 KW, DA-day and night, unlimited.
- Central Broadcasting Co., Wilkes-Barre, Pa.; Key Broadcasters, Inc., Wilkes-Barre, Pa.; Wilkes-Barre Broadcasting Corp., Wilkes-Barre, Pa.—Denied petitions requesting that proposed findings of fact and conclusions of law as required by Sec. 1.231(d) of the rules in connection with the further hearing ordered by the Commission on September 15, 1942, be waived.
- Central Broadcasting Co., Wilkes-Barre, Pa.; Key Broadcasters, Inc., Wilkes-Barre, Pa.; Wilkes-Barre Broadcasting Corp., Wilkes-Barre, Pa.—Granted joint supplemental petition of applicants requesting that proposed findings heretofore filed by them be accepted as complying with the requirements of Sec. 1.231(d) in these proceedings.
- WOW—Radio Station WOW, Inc., Omaha, Neb.—Granted authority to determine operating power by direct measurement of antenna power.
- W9XMB—The Moody Bible Institute of Chicago, Chicago, Ill.—Granted modification (B4-MPST-12) of construction permit which authorized a new ST broadcast station, for extension of completion date to 5-16-43.
- WTOC—Savannah Broadcasting Co., Savannah, Ga.—Granted modification of construction permit which authorized installation of directional antenna for night use and increase in power, for extension of completion date to 4-15-43 (B3-MP-1699).
- WEEU—Berks Broadcasting Co., Reading, Pa.—Denied Special Service Authorization to operate from 7 a.m. to sunrise during months of January, February and March, 1943 (B2-SSA-63).
- National Broadcasting Co., Inc.—Passed for one week consideration on petition for indefinite continuance of hearing on petition for rehearing filed by National Broadcasting Co., Inc. (KOA), directed against the action of the Commission in granting modification of construction permit to WJW, Inc. (WJW), Akron, Ohio (B2-MP-1662; Docket No. 6485).
- KMTR—KMTR Radio Corp., Los Angeles, Calif., and Gloria Dalton (intervenor).—Granted petition for continuance of hearing now set for March 1 to April 15, 1943, on application for renewal of license of KMTR to operate on 570 kc., 1 KW, unlimited time, and continued until March 24, 1943, consideration of the request to transfer the hearing to Los Angeles, Calif. (Docket No. 6437).

WCOP—Massachusetts Broadcasting Corp., Boston, Mass.—Granted motion for continuance of hearing now scheduled for March 16 to April 19, 1943, on application for renewal of license (Docket No. 6476).

## APPLICATIONS FILED AT FCC

#### 560 Kilocycles

KWTO—Ozarks Broadcasting Co., Springfield, Mo.—Modification of license to operate unlimited time at site specified in construction permit (B4-P-2827) as modified with 310' vertical antenna and indirect power measurement. Amended: to omit request for unlimited time.

## 620 Kilocycles

WKAQ—Radio Corporation of Porto Rico, San Juan, P. R.— Modification of construction permit (B-P-3501 which authorized move of auxiliary transmitter) for extension of completion date from 3-1-43 to 7-26-43.

#### 1010 Kilocycles

KLRA—Arkansas Broadcasting Co., Little Rock, Ark.—Modification of construction permit (B3-P-3049 as modified which authorized move of transmitter, new transmitter, change in frequency, increase in power, changes in directional antenna for night use) for extension of completion date from 3-13-43 to 6-13-43.

#### 1190 Kilocycles

WOWO—Westinghouse Radio Stations, Inc., Fort Wayne, Ind.— Extension of Special Service Authorization to operate unlimited time for period ending 4-1-44.

#### 1290 Kilocycles

WTOC—Savannah Broadcasting Co., Savannah, Ga.—Modification of construction permit (B3-P-2944 as modified which authorized installation of directional antenna for night use and increase in power) for extension of completion date from 2-15-43 to 4-15-43.

#### 1420 Kilocycles

KLRA—Arkansas Broadcasting Co., Little Rock, Ark.—Extension of Special Service Authorization to operate on 1010 kc., 5 KW night, 10 KW day, directional antenna night, using transmitter as authorized by B3-P-3049 as modified for period ending 12-1-44.

#### 1430 Kilocycles

WBYN—WBYN-Brooklyn, Inc., New York, N. Y.—Special Service Authorization to operate with main studio at 132 W. 43rd St., New York, instead of 1 Nevins St., Brooklyn, N. Y.

#### TELEVISION APPLICATION

W6XYZ—Television Productions, Inc., Los Angeles, Calif.—Modification of construction permit (B5-PVB-33 as modified, which authorized new experimental television station) for extension of completion date only, from 3-15-43 to 9-15-43.

#### MISCELLANEOUS APPLICATIONS

- KNBC—National Broadcasting Co., Inc., area San Francisco, Calif.—Construction permit to install new transmitter and reduce power from 100 watts to 75 watts. File No. changed from B5-PRE-435 to B5-PRY-290.
- W69PH—WCAU Broadcasting Co., Philadelphia, Pa.—Modification of license for reduction of service area pursuant to August 4, 1942, policy and for reduction of input power from 16,000 watts to 6,150 watts.

## FEDERAL TRADE

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.

Book Give-Away Plan, 80 Willoughby St., Brooklyn, selling and distributing books which include a 13-volume set designated the "Family Medical Library" and a 15-volume set designated "Modern Concise Encyclopedia," are charged in a complaint with misrepresentation. (4913)

Bureau of Eugraving, Inc., and Art Instruction, Inc., both located at 500 South Fourth St., Minneapolis, are charged in a complaint with misrepresentation. Bureau of Engraving, Inc., is engaged in the commercial printing and engraving of advertising matter. Art Instruction, Inc., is a subsidiary of and was organized by Bureau of Engraving, Inc., which, the complaint charges, controls all the acts and practices of Art Instruction, Inc. (4914)

Dentists' Supply Company—Violation of both the Robinson-Patman and the Federal Trade Commission Acts is alleged in a complaint issued against the Dentists' Supply Company of New York, 220 West 42nd St., New York, said to be the largest manufacturer and distributor of artificial teeth in the United States. Operating factories at York, Pa., and Philadelphia, the respondent corporation's sales constitute approximately 70 percent of the total production of artificial teeth in the United States and its annual net sales are estimated at about \$3,000,000. (4915)

Milton Goldenberg, also known as Milton Golden, Natalie Goldenberg, also known as Natalie Golden, and Leonard Goldenberg, also known as Leonard Golden, 2857 Sedgwick Ave., New York, engaged in selling and distributing post cards designed for the use of creditors and collection agencies in obtaining information concerning debtors, are charged in a complaint with misrepresentation. (4907)

Grodin Pen Company—A complaint involving alleged misrepresentation of the quality and price of fountain pens and pen points has been issued against Theodore, Ida, Jack and Fred Grodin, doing business as Grodin Pen Co., Grodin Pen & Pencil Co., and Underwood Pen Co., with their principal place of business at 693 Broadway, New York. The respondents are in the business of assembling fountain pens which they sell at wholesale. (4916)

Howard Hunt Pen Company—Misbranding of fountain pen points is alleged in a complaint issued against C. Howard Hunt Pen Co., Camden, N. J. The respondent corporation is a manufacturer and distributor of stationcry supplies, including pen points which it sells to others for use in manufacturing and assembling fountain pens. (4918)

C. F. Lusk Company, 6523 Euclid Ave., Cleveland, selling and distributing a product called "Lusco," used to repair cracks and leaks in radiators and water-cooled motors and for other industrial repair purposes, is charged in a complaint with misrepresentation. (4911)

Standard Chemical Manufacturing Co., 703 South 42nd St., Omaha, Nebr., selling and distributing medicinal preparations, one for livestock and poultry designated "P-O" and one for poultry designated "Standard Poultry Pills," is charged in a complaint with misrepresentation. (4912)

**Super-Cold Corp.**—A complaint has been issued charging Super-Cold Corp., 1020 West 59th St., Los Angeles, manufacturer of refrigerators and refrigerator display cases, with misrepresenting its own products and disparaging those of certain competitors. The respondent's refrigerators are principally of the type used by merchants for the preservation and display of meat and other food products. (4904)

William H. Wise & Co., 48 West 47th St., New York, and its president, John J. Crawley, are charged in a complaint with misrepresentation in connection with the sale of certain books they publish, including a ten-set volume known as "Universal World History" which they advertise extensively in magazines, newspapers, catalogs, circulars and by other means. (4917)

#### STIPULATIONS

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

**Doma Kiddie Togs, et al.**—Four stipulations have been accepted under which the signers, all engaged in the sale of children's dresses, agree to discontinue use of the word "silk" or words connoting silk to designate a product not composed of silk.

Signers of the stipulations are, respectively, William H. Jacobsen, 201 Plymouth Building, Minneapolis (3612); Alfred Lewis and Abraham Goldman, co-partners trading as Donna Kiddie Togs, 519 Eighth Ave., New York (3613); Samuel Topp, trading as Alpine Children's Dress Co., 519 Eighth Ave., New York (3614); and Charles Edelman, Broad St. and Lehigh Ave., Philadelphia (3615).

Freitag & Sons, Inc., 400 Concord Ave., New York, manufacturer and distributor of buttons, has stipulated to cease and desist, in connection with the advertising of its products, from use of the word "horn" either alone or in connection with the word "genuine" or any other words as descriptive of buttons not made of horn and from use of the word "horn" in any way which may convey the belief that the products are made of horn or composed of the same tough fibrous material of which true horns are composed; from use of the word "ivory" as descriptive of buttons not made of ivory, the dentine of the tusks of large mammals, and from use of the word to describe buttons cut from a type of a nut, a vegetable product, unless in such use the word "ivory" shall be immediately accompanied by the word "vegetable" or other words so as to indicate clearly that the products are not made of ivory; and from use of the words "Official U. S. Army" as descriptive of its buttons so as to imply that the War Department, or any other official agency of the U. S. Government, has approved or endorsed the buttons made by it or that the buttons manufactured by it have been adopted or established by the U. S. Government, or any agency thereof, as the official button or insignia for its armed forces; provided, however, that this shall not be construed to prevent the corporation from representing that its buttons conform with the specifications as approved and used by the U. S. Army, when and if such is the fact. (3610)

Hollywood Liquefier Sales, 4156 Beverly Boulevard, Los Angeles, Calif., selling and distributing a device designated "Hollywood Liquefier" for use in pulverizing and reducing fruits and vegetables and other products to a puree or a semi-liquid condition, has stipulated to cease and desist from certain misrepresentations made in connection with the sale of his product. Among the misrepresentations to be discontinued are that the digestion of man cannot make available to the body the vitamins or mineral salts contained in vegetable cells, that the human alimentary tract is incapable of liberating and assimilating the nutrient contained in fruits or vegetables, that it is necessary that fruits or

vegetables be reduced to a semi-liquid or puree in order to be assimilated by the digestive process; that the nutritive substances contained in fruits, vegetables, meats or nuts processed in the Hollywood Liquefier are more easily digested or more quickly assimilated than when such food products are eaten in their customary forms; that the ordinary diet is deficient in vital organic materials contained in fresh fruits or vegetables or that the cells of fruits or vegetables must be broken down by a mechanical device such as the Hollywood liquefier in order that the food elements may be assimilated. (3611)

Walter C. Leute, 54 Day St., New York, selling and distributing luggage, has stipulated to cease and desist from representing as the customary or regular retail prices of his merchandise, prices which are fictitious and in excess of prices at which the merchandise is regularly and customarily sold at retail and from using fictitious price figures on the labels of the merchandise or in pricing sheets pertaining to it; representing that prices at which he actually sells his merchandise constitute a discount to purchasers when in fact they are the usual and customary prices at which it is sold in the normal course of business; representing his business as a wholesale business or that the prices at which he sells his merchandise are wholesale prices, and using or disseminating any so-called discount cards or any similar writing or device purporting to enable the holder to receive a discount or other financial advantage in the purchase of merchandise when the holder does not, in fact, receive such a discount, deduction, or other material financial or trade advantage based upon the actual prices at which the merchandise is customarily sold. (3609)

#### CEASE AND DESIST ORDERS

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

**D. M. Alachuzos Company,** 336 South Fourth St., Philadelphia, selling and distributing sponge and chamois skin products, has been ordered to cease and desist representing that it is a sponge producer and packer. (4051)

Northwest Film Ad Service, Inc., 505 Guardian Building. Portland, Oreg., and its president, Frank D. Atkins, have been ordered to cease and desist from misrepresentation in the sale of films and moving picture trailers used for displaying nationally advertised articles and sold to retail dealers. (4007)

Pasadena Products, Inc., 300 North Lake Ave., Pasadena, Calif., selling and distributing a medicinal preparation designated "Sal-Ro-Cin," has been ordered to cease and desist from disseminating false advertisements of the product in newspapers, over the radio or by other means. (3945)

**Pergande Institute**—An order issued directs G. F. Pergande, trading as Pergande Institute, Washington, D. C., to cease and desist from misrepresentations concerning the correspondence courses he sells and which are intended to prepare students for examinations for civil service positions in the Government. At the time the complaint was issued Pergande's address was given as 314 Randolph Place, N. E. (4583)