

ANPA INTERVENES

On Tuesday, July 15, the American Newspaper Publishers Association filed a motion to have the FCC vacate Orders No. 79 and No. 79-A (the "newspaper hearing" orders) and terminate the proceedings. No action had been taken by the Commission through July 17, with the hearings themselves scheduled to begin next Wednesday, July 23, at 10 a. m.

ANPA contends that the Commission is without power under the Constitution to lay down a policy, the purpose of which is to bar persons, firms or corporations engaged in the newspaper publishing business from engaging in the radio broadcast business, and that the terms of the Communications Act prohibit it from laying down such a policy.

The FCC announced that the public hearing, scheduled to begin next Wednesday, July 23, in connection with its inquiry into newspaper operation of radio stations, will be held in the auditorium of the National Archives Building, Pennsylvania Avenue at Seventh Street, Northwest, with entrance on Pennsylvania Avenue. Daily sessions will open at 10 A. M. and close at 4:30 P. M.

DEFENSE PROGRAM PRIORITIES

The broadcasting industry is going to give priority to those government programs dealing with the essentials of national defense.

This was the opinion of the NAB National Defense Committee, following the adoption of a "priorities" resolution for the guidance of the industry.

The committee pointed out that governmental agencies had made so many requests for time on the air that many stations were finding it impossible to grant all of them and, at the same time, to preserve a balanced program service. Such a balanced program service was necessary, the committee said, to continue to attract and hold the large listening audiences, without which governmental programs and announcements would be ineffective.

Therefore, the committee recommended that all stations give priority to governmental programs in substantially the following order:

- (1) Enlistment of man power for both the armed services and national defense industries.
- (2) Defense financing, such as the sale of Defense Bonds.
- (3) Morale building.
- (4) Activities of government agencies not primarily connected with national defense.

The committee also approved the resolution adopted by the NAB Executive Committee reaffirming "the industry's desire to continue its present practice of making its facilities available at no cost to government agencies engaged in promoting the national defense program."

Among other aspects of the relationship between radio and the defense program discussed at the committee's two-day meeting was the development of an adequate supply of radio technicians for both the government and the industry. The committee advised both the War and Navy departments that

the industry was ready to do its part in a large-scale training program to help fill any need.

The NAB National Defense Committee was appointed to assist in making effective radio's "all-out-for-defense" resolution adopted at the NAB convention last May in St. Louis:

"The National Association of Broadcasters reaffirms its position expressed at the time of its 1940 convention with reference to its desire and intention to cooperate in every manner possible with the Federal Government in presenting a united front in the defense of our free institutions and reiterates its desire to cooperate in the coordination and promotion of the country's defense activities."

John Shepard 3rd, of Boston, Mass., Yankee Network, is committee chairman. Other members are: H. Vernon Anderson, WJBO; Leo. J. Fitzpatrick, WJR; A. J. Fletcher, WRAL; Ben Ludy, WIBW; F. M. Russell, NBC, and Harry Butcher, CBS.

DEFENSE RESOLUTION

WHEREAS, in accordance with its traditional policy of public service, the radio broadcasting industry is assisting the National Defense Program of our country; and

WHEREAS a large number of governmental agencies are increasingly requesting time on the stations of the nation to broadcast programs and announcements; and

WHEREAS so many requests in fact have been made that many stations are finding it impossible to grant all of said requests and at the same time maintain balanced program service to the listening public; and

WHEREAS the NAB National Defense Committee recognizes that each station desires to carry as many programs and announcements from governmental agencies as possible, consistent with the imperative obligation of each station to maintain well balanced program service that will continue to attract and hold large listening audiences, without which governmental programs and announcements would lose much of their listener attention and effect;

THEREFORE it appears to be desirable to recommend to the stations a general classification indicating which government programs and announcements should be given priority;

NOW THEREFORE BE IT RESOLVED, that the NAB National Defense Committee recommends to the various stations throughout the country that programs submitted by governmental agencies be given priority substantially in the following order, to wit:

A—Man power:

- (1) Enlistment in armed forces—Army, Navy, Marine Corps
- (2) Civilian employment in National Defense Agencies
- (3) Civilian training for national defense jobs in private industry
- (4) Employment or enlistment in government agencies such as Maritime Service

B—Defense Financing

C—Morale

D—Activities of government agencies not primarily connected with National Defense.

It is recognized that broadcast discussions of public questions are essential to the proper functioning of the democratic process.

(Continued on page 610)

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

Edward M. Kirby, *Director of Public Relations*; Joseph L. Miller, *Director of Labor Relations*; Frank E. Pellegrin, *Director of Broadcast Advertising*; Paul F. Peter, *Director of Research*; Russell P. Place, *Counsel*; Lynne C. Smeby, *Director of Engineering*

DEFENSE RESOLUTION

(Continued from page 609)

Nothing in this recommendation should be construed as modifying in any manner the industry policy as set out in the Code of the NAB to fairly present both sides of controversial subject.

RESOLVED FURTHER, that this resolution be brought to the attention of all governmental agencies which publicize governmental activities and that the NAB Defense Committee cooperate with the various governmental agencies to accomplish the most effective use of radio for National Defense;

RESOLVED FURTHER, that this committee recognizes that authority to accept or reject programs is properly vested in each station licensee and that good judgment will be exercised in the interest of the broadcast and most effective cooperation for the public welfare.

On July 15, the Executive Committee adopted the following resolution:

The executive committee of the NAB, meeting in Washington Monday, issued the following statement in order to clarify the industry's current position on the promotion of defense activities:

"In view of current trade publicity being given to a proposed advertising campaign in behalf of the Navy Department to be placed thru one of the large advertising agencies, the Executive Committee feels that the purchase of time by defense agencies might tend to restrict rather than enhance the most effective utilization of broadcasting during the present emergency.

"Therefore we wish at this time to reaffirm the industry's desire to continue its present practice of making its facilities available at no cost to Government agencies engaged in promoting the national defense program.

"To inform the public of the industry's position, it is suggested that an announcement that all Government defense programs being carried without charge be used once each day by all cooperating stations."

MEMBERS OF THE EXECUTIVE COMMITTEE

James D. Shouse, WLW; Paul W. Morency, WTIC; Don S. Elias, WWNC; John J. Gillin, Jr., WOW; John Elmer, WCBM; William H. West, WTMV.

BMI NOTES

NEW ARRIVALS

It may be interesting to broadcasters to know that the BMI family has had thirty-two new arrivals since the end of the first BMI year (April 1, 1941) and now totals 663, exclusive of non-commercial stations. They are:

KVSO, Ardmore, Okla.
 KLUF, Galveston, Texas
 KBIZ, Ottumwa, Iowa

WHOP, Hopkinsville, Ky.
 WPAT, Paterson, N. J.
 WWDC, Washington, D. C.

WKWK, Wheeling, W. Va.
 WSMB, New Orleans, La.
 WRIC, Toccoa, Ga.
 WMUR, Manchester, N. H.
 W-55-M, Milwaukee, Wis.
 WJMA, Covington, Va.
 WHIP—Hammond, Ind.
 WABI, Bangor, Maine
 KGBS, Harlingen, Texas
 WEBC, Chicago, Ill.
 KFBB, Great Falls, Mont.
 KVNU, Logan, Utah
 WAGE, Syracuse, N. Y.

WPAD, Paducah, Ky.
 WMVA, Martinsville, Va.
 WLAG, La Grange, Ga.
 KSWO, Lawton, Okla.
 WHLN, Harlan, Ky.
 WMRF, Lewistown, Pa.
 W-51-R, Rochester, N. Y.
 W-47-A, Schenectady, N. Y.
 WERC, Erie, Pa.
 WJAG, Norfolk, Neb.
 WNEW, New York, N. Y.
 WMIS, Natchez, Miss.
 WHIS, Bluefield, W. Va.

Within a week of the release of ratification forms for the current blanket license, more than 80 per cent had been signed and returned.

Invitation

Broadcasters and program directors seeking ideas and variety for their new musical programs are cordially invited to write to M. E. Tompkins, BMI's Vice President and General Manager. Mr. Tompkins regards the BMI catalogues as veritable treasure chests of beautiful music and is always interested in solving difficult program problems.

Band and Orchestra Catalogue

New BMI Band and Orchestra Catalogue has been issued, listing the music and arrangements of approximately 2500 compositions copyrighted since the formation of Broadcast Music, Inc. The catalogue is divided into three sections, (1) band music, (2) orchestra music, (3) string orchestra music.

Foreword to the 48-page booklet calls attention to BMI's Sweet Swing Series of familiar classics, arranged in modern manner by Jerry Sears. Fifty-three of these arrangements are offered. BMI cross-cueing is carefully explained and, it is pointed out, BMI is supplying material which can be played by any combination of instruments.

"Instrumentation for the BMI Orchestral Library is uniform", the catalogue explains. "The fundamental sketch for each selection has been prepared with a view to retaining the style of the original work. With the system of cross-cueing, any combination of instruments ranging from string trio to full symphony orchestra will find the selections in the BMI Orchestral Library easy to read and effective in performance."

Listed is the first of the BMI Modern American Classics, Arthur Gutman's "First Suite for String Orchestra". Mr. Gutman, head of BMI's Arranging Department, is known as a writer of modern music and many of his compositions have been performed by leading symphonic groups throughout the country.

ASCAP Attacks

ASCAP has made several vicious and totally uncalled for attacks on BMI recently and has presented a list of questions for BMI to answer. These questions are of the "have you stopped beating your wife" variety and BMI has no intention of answering them. We have read the ASCAP releases and checked on the figures offered in regard to BMI's financial life and find that without exception the figures are inaccurate.

BMI's Gift to Vocalists

By making available new lyrics to familiar tunes, which either have no lyrics or have stilted lyrics, BMI is enriching the repertoire of vocalists. Some 275 such lyrics are wedded to beautiful melodies and provide a useful reservoir for program directors in search of new material. Among the masterpieces which now have words as a result of this phase of BMI's activity are: *False Bluff*, *Under the Leaves*, *Pendant Le Bal*, *Scarf Dance*, *Au Printemps*, *Skater's Waltz*, and *Le Secret*.

Traditional American favorites which have thereby received verses include *Turkey In the Straw*, and *Home On the Range*,

which no longer consists of the one lonely public domain verse containing the line, "Where seldom is heard a discouraging word."

The following lyric by Gertrude Forster for Rimsky-Korsakov's *Song Of India* is attracting attention:

"Within the caverns diamonds lie unnumbered,
Uncounted are the pearls the seas have cover'd,
In that far land, rich India,
Where the sea's ruby ledges show,
Through the sapphire waters' glow,
There 'tis said the sacred bird
O'er the waters oft is heard
Melodies of paradise.
Sweetly from her throat arise,
Wide her plumes outstretching,
On the ocean resting, all remembrance leaving,
Those who hear her singing,
Far India, mystic land of richest treasure,
Uncounted are the gems that lie unmeasured
Within thy realm in earth and sea."

Copyright 1941 by Broadcast Music, Inc.

The chorus of *Turkey In the Straw*:

"Swing out your partner, don't let 'em go,
Tune up the fiddle, get out the bow,
Don't let up to 'hit the hay' till tomorrow morning
At the breakin' of the day."

Copyright 1941 by Broadcast Music, Inc.

BMI FEATURE TUNES

July 21 - July 28

1. I WENT OUT OF MY WAY
2. WASN'T IT YOU
3. ALL ALONE AND LONELY
4. MY SISTER AND I
5. BECAUSE OF YOU
6. G'BYE NOW
7. WITH A TWIST OF THE WRIST
8. THE RELUCTANT DRAGON

In preparation, two great rhythm numbers—*Yo Te Amo*, an unusual novelty, and *Hi, Neighbor*.

A triumvirate of BMI songs leads the three classifications of Billboard's music popularity chart. *The Hut Sut Song* tops national sheet music best sellers, Sammy Kaye's *Daddy* is the country's best selling retail record, *My Sister and I* is Number One on the automatic phonographs. *Just a Little Bit South of North Carolina* shows in the first division of every field. Heading those "coming up" in the Record Buying Guide are *Things I Love*, *Green Eyes* and *Good Bye, Dear, I'll Be Back in a Year*. *'Til Reveille*, the attractive tune by Bobby Worth and Stanley Cowan, writers of *Do I Worry*, is rated as Number One possibility.

Rum-Trot

Writers of a new BMI hit, *Yo Te Amo*, *Oh Baby*, introduced by Guy Lombardo on July 14th, had planned a vacation in Mexico to find inspiration for a new rhumba. They became inspired in talking about their proposed trip and decided to write the song first and make the trip later. The result—a combination rhumba and fox trot—and it's headed straight for the Hit Parade.

Question

Will *Have You Changed*, new BMI tune, become the song to be played for draftees home on furloughs? First question the song asks is, "Do you still like to walk in the rain?"

"Pic" Plugs Ahead

Peer International Corporation, PIC to you, has just brought *Maria Elena* to the top of the heap and is now concentrating on *Green Eyes* and *Time Was*. Based on the Latin-American tune, *Duerme*, to which English lyrics have been supplied, *Time Was* has been recorded by Jimmy Dorsey, Kate Smith, Eddie Duchin, Mitchell Ayres, Charlie Spivak and Wayne King, and PIC is enthusiastic about it.

The Hillbilly portion of the PIC catalogue is doing all right, thank you. Led by *You Are My Sunshine*, number one tune of Shreveport's songwriting sheriff, Jimmie Davis, the hillbilly hit parade includes, *Worried Mind*, *Time Changes Everything*, *Some Always Win—Some Always Lose*, and *Sweethearts or Strangers*.

In the Hawaiian idiom, PIC is offering *Island Lullaby*, and *Ginger Flower*, and among the novelties, *The Band Begins To Play* and *Whistler's Mother-in-Law*.

Marks to Concentrate on "Cowboy Serenade"

With *Yours* nearing the top of the heap, Edward B. Marks has picked *Cowboy Serenade* as its next feature tune. Seven recordings by Kay Kyser, Gene Krupa, Charioters, Art Jarrett, Glenn Miller, Bobby Byrne and Roy Rogers make the prospect very pleasant. The dance arrangement of *Cowboy Serenade* has been done by T. Camarata, chief arranger for the Jimmy Dorsey orchestra, who will be remembered for his arrangements of *Yours* and *The Breeze and I (Andalusia)*.

Singer Meets Contact Man

BMI acquired exclusive performing rights Wednesday (July 16) to the catalogue of Esquire Music Company, 1619 Broadway. Partners of the new company are Sonny Skyler, vocalist with the Vincent Lopez orchestra, and Eddy Kelly, contact man who gets major credit for widespread popularity of *My Little Grass Shack*. Kelly was also associated with Vincent Youmans in music publishing and participated in the promotion of many of Youmans' songs. First number of the new firm is *There's a Voice in the Valley* by partner Sonny, who, by the way, was one of the writers of *Just a Little Bit South of North Carolina*. Next in line will be *The Fellow With the Mellow Trombone* now being played by Will Bradley's orchestra, and *What's Up, Doc?*, currently featured by Charlie Spivak.

Speaking of *Just a Little Bit South of North Carolina*, reminds us that Al Debin of the house of Porgie, Debin & Friedman, its publisher, has the following to say about BMI:

"BMI has enough good music to supply the air indefinitely", and adds,

"The current ten best sellers in sheet music compare favorably with any ten top tunes at any given time in the past twenty years".

New Composer

BMI has accepted Luigi Costantino's *Largo* and is having it arranged for stringed instruments. Costantino is rated as an outstanding composer of serious music. He was a close friend of the late Ignaz Jan Paderewski and was selected by the Polish Government at Paderewski's suggestion to play Chopin's works at the national celebration of Chopin's birthday in Poland. In memory of the friend, Costantino has written *Free Poland*. As a pianist, Costantino ranks as one of the best interpreters of Chopin.

Sales

SALES MANAGERS EXECUTIVE COMMITTEE

The new Sales Managers Executive Committee will meet in New York August 25 and 26.

Per-Inquiry and Free Time

Shapiro & Schoenbrod Agency, Chicago, is seeking per-inquiry deals for **Mouarek Cameras**. A sticker attached to their letter gives call-letters of leading stations "among the many now successfully merchandising" the product, the implication being that these stations handle the business on a per-inquiry basis, when such is not the case.

Lester A. Loeb Agency, New York, is asking for "a special low rate" on behalf of an unnamed client.

Louise Sloane, New York, is seeking free time for **Texolite** paint.

National vs. Local Rates

As a suggested solution to the problem of when "national" or "local" rates should apply, Charles Caley, WMBD, Peoria, gives his method:

"We refer to our rates as 'general' and 'retail.' We absolutely do not permit anyone to call our rates 'national' and 'local.' Then we use a 'retail' rate definition as follows:

"Retail rates apply to the advertising of any strictly bonafide retailers with permanent business or office located in Peoria, selling at retail exclusively, paid entirely by themselves, and offering goods or services direct to the consumer at outlets owned by themselves."

"This has enabled us to put dairies, bakeries and all sorts of advertising such as that on the 'general' rate without any trouble at all. Our ruling is that if one retail store wants to advertise a brand of refrigerators as being sold at its place of business, it has a perfect right to do so, but if it wants to buy time on a retail rate and use Frigidaire transcriptions, for example, which state that Frigidaires are sold at all dealers, or something like that, it cannot be done. We feel that if a manufacturer wants to limit his sales or direct his customers to one retail outlet, that is a limitation he is placing upon himself and we can do nothing about it, but if the advertising specifies more than one dealer, the general rate must be paid."

Engineering

RECORDING STANDARD

The first meeting of the "Recording and Reproducing Standards Committee" was attended by representatives of fourteen companies manufacturing transcriptions and transcription equipment. The meeting was held in Detroit on June 26.

The need for standards (NAB REPORTS, p. 522) was explained in detail by the director of engineering. It was pointed out that the recent NAB recording questionnaire revealed that 30.9 per cent of all broadcasting time originated from records and transcriptions. (See Appendix for more detailed analysis of questionnaire.)

The place of NAB in formulating standards was discussed and it was pointed out that NAB desired to function as a co-ordinating medium for the committee and that it is desirable to have a committee representative of all manufacturers of transcription equipment and users of transcriptions. It was suggested that NAB have only three members on the committee. It was felt by NAB that the best results could be obtained by having the broadcasters tell the committee what they wanted and then leave it up to the committee as to how the desired result could be accomplished.

A five point plan for proceeding was then suggested and adopted.

1. Appoint a permanent chairman.
2. Discuss the suggested "Purposes and Rules of Procedure."
3. Appoint an executive committee to act as a co-ordinating body in carrying out the work.
4. Collect data on present recording and reproducing systems characteristics.
5. Instruct the executive committee to analyze the data and make a recommendation to the main committee as to how the work should be carried on from there.

Following this outline, the Director of Engineering was appointed permanent Chairman of the Committee. After discussion and revision, the following "Purposes and Rules of Procedure" were adopted by the committee:

1. The task of the committee is to formulate "Recording and Reproducing Standards" that will tend to bring about uniform quality of reproduction of transcriptions with a minimum number of equipment adjustments on the reproducing system.

2. All companies interested in the manufacturing of disc recordings, the manufacture of disc recording equipment, the manufacture of disc reproducing equipment, the use of disc recordings, and others properly interested in the subject are entitled to membership on the committee.

3. No company shall have more than one vote in any of the proceedings of the committee and this shall be cast by the regularly designated representative of that company. In the absence of the regularly designated member, a duly authorized alternate may participate and vote for the regular member.

4. Technical advisors to members of the committee may participate fully in meeting discussions; however, they will have no vote in the proceedings.

5. No individual broadcasters will be entitled to a vote in the proceedings of the committee. The broadcasters as a whole will be entitled to representation through three members duly appointed by Neville Miller, President of the National Association of Broadcasters.

6. The chairman of the committee is not entitled to vote except in case of a tie.

7. It is clearly understood that participation in the work of the committee does not bind any individual or company to the formulated recommended standards.

The committee decided that a sub-committee should be appointed for the purpose of formulating and analyzing a questionnaire to be sent to manufacturers in order to obtain data on present recording practices. The following were appointed to the sub-committee: Howard A. Chinn, CBS; C. Lauda, Jr., World; Robert Morris, NBC, Chairman; E. T. Mottram, Bell Telephone Labs; I. P. Rodman, Columbia Recording.

A list of twenty-four items to be covered in the questionnaire was then formulated by the committee.

It was decided to hold the next meeting of the main committee coincidental with the Fall meeting of the Acoustical Society of America in New York City, October 24, 25.

Attendance list:

S. J. Begun, Brush Development; J. R. Bird, Astatic Corp.; E. P. Carter, Recording Consultant; Howard A. Chinn, CBS; R. C. Curtis, Associated Music Publishers; Walter Fagen, Memovox; C. Lauda, Jr., World Broadcasting System; P. A. Loyet, WHO-WOC; M. R. Mitchell, WJR; Robert Morris, NBC; E. T. Mottram, Bell Telephone Labs; Clarence Pell, Radio Devices; Morris Pierce, WGAR; I. P. Rodman, Columbia Recording; F. C. Schmid, Electrical Research Products; Carl E. Smith, United Broadcasting Co.; Lynne C. Smeby, NAB, Chairman.

APPENDIX

NAB RECORDING QUESTIONNAIRE TABULATION OF RESULTS

Number of stations reporting 182
(Answers are totals for all stations)

REPRODUCERS

How many hours per week are lateral transcriptions used? 4096.99
How many hours per week are vertical transcriptions used? 1512.16
How many hours per week are phonograph records used? 1478.16
Assuming an average of 18 hours of broadcasting per day the 182 stations broadcast 22,932 hours per week. The total number of hours per week transcriptions or records are used is 7087.37, therefore 30.9% of broadcasting is from records or transcriptions. Of this time 57.8% is by lateral transcriptions, 21.3% by vertical transcription and 20.9% by phonograph records.

Indicate your preference for vertical or lateral recording?

<i>In favor of</i>	<i>Number</i>	<i>Per cent</i>
Vertical	76	41.7
Lateral	67	36.8
No Preference	23	12.6
No Answer	16	8.9
Total	182	100.0%

The reason given for preferring lateral recording in some cases was that the station had only lateral equipment. Some answered that a wider selection of records is available on laterals.

RECORDING

How many hours per week are recorded? 695.25

This is an average per station per week of 3.82 hours.

146 or 80.2% of the stations indicated that they have recording equipment.

What is your attitude or pre-emphasis?

<i>In favor of</i>	<i>Number</i>	<i>Per Cent</i>
Yes	106	58.3%
No	8	4.4
Undecided	10	5.5
No Answer	58	31.8
Total	182	100.0%

Many of the "yes" answers were qualified by the statement that the person was in favor of pre-emphasis if it was standardized. The recording questionnaire was formulated by a sub-committee of the NAB Engineering Committee composed of Paul Loyet WHO, Morris Pierce WGAR and Robert Morris NBC.

National Defense

"ARMS FOR THE LOVE OF AMERICA"

In answer to inquiry, the Radio Branch of the War Department Bureau of Public Relations says:

"The Irving Berlin song, *Arms for the Love of America*, official song for the Ordnance Department of the United States Army, may be broadcast by any radio station in the country without special permission.

"All rights to the song were given by Mr. Berlin to the Army Ordnance Association, which not only grants blanket permission for its radio rendition, but hopes to have it broadcast frequently."

ARMY MANEUVERS

One of the big news events of the year will be the Army Maneuvers in Louisiana, September 1-30, involving the Second and Third Armies, comprising some 500,000 troops. These will be the biggest maneuvers, not only in American peacetime, but in all military history.

The Radio Branch of the War Department Bureau of Public Relations (Ed Kirby, chief), is charged with accrediting any individual stations which may desire to cover the maneuvers, or any part thereof, with their own crews and equipment. Last date for making application is August 7.

Because of the limited facilities for correspondents of all media, the War Department is attempting to learn in advance just what will be the requirements for radio coverage.

These limited facilities include not only the available telephone circuits in the maneuver area, but also the housing and personnel facilities of the two Armies. The correspondents, press as well as radio, will be accredited to either the Second or Third Army, not both. They can cover from only one side of the war, just as in the case of actual wars. And just as in the case of real wars, there will be much detail involved in handling correspondence for press and radio, details which must be worked out in advance.

Stations are advised that August 7 is deadline for contacting the Special Events Division, Radio Branch, Bureau of Public Relations, War Department, as to intent of covering the Louisiana maneuvers with individual crews and equipment.

"Who gets the money for the scrap aluminum donated by the citizenry?" is one question many stations have asked. The answer is the United States Treasury.

In order to bring the President's Fourth of July speech to Muncie and eastern Indiana, D. A. Burton, owner of WLBC, paid for a wire from Indianapolis. Mr. Burton made arrangements to halt the local baseball game promptly at four o'clock and the speech was fed over the PA system in the ball park and to a second location where a huge Fourth of July program was in progress.

Arden X. Pangborn, managing director, KGW-KEX, released the President's Fourth of July address to eight movies in Portland and two in Vancouver, Washington. These theaters are a part of the Hamrick-Evergreen chain.

Because Cleveland has been turned into a city with a twenty-four hour work day, WGAR is asking listeners to avoid making unnecessary noises. Carl George, program director, said that part of the campaign also relates to keeping radio volume down at all times. Twenty-four hour working days, he explained, means that people are sleeping at all times of the day and night.

"Keep 'em Flying" is now incorporated in the nightly sign-off at WGAR, Cleveland.

The same practice is also followed at WJSV, Washington.

Jersey Central Power & Light Company, which maintains a daily broadcast schedule over WCAP, Asbury Park, N. J. devotes a part of each program to the various recruiting and manpower announcements distributed through NAB. B. A. Seiple, vice president in charge of sales, ordered the inclusion of the announcements because of the Company's desire to participate additionally in the National Defense effort.

Paul B. Klugh

Paul B. Klugh, who served as Executive Chairman of the National Association of Broadcasters from May 21, 1923 to the September, 1927 Convention, died suddenly this week during a visit to Yellowstone Park.

His years in the active direction of the Association covered the administration of the first president, Comdr. Eugene F. McDonald, Jr., president, Zenith Radio Corp., 1923-1925; Frank W. Elliott, WHO, 1925-1926, and most of the term of Earle C. Anthony, KFI, 1926-1928.

After Mr. Klugh's retirement as Vice President and General Manager of the Zenith Radio Corp., some years ago, he moved to Summit, N. J., where he resided up to the time of his death.

WKRC STRIKE SETTLED

The AFRA strike at Station WKRC, Cincinnati, was settled this week. The four strikers were reinstated; a qualified union shop agreed to; coverage of the contract and wage scales still in dispute were submitted to mediation. William H. Davis, chairman of the Defense Mediation Board, appointed Lillian Poses of New York as mediator. At the same time, MBS announced it had made an agreement with AFRA that the union would strike no network shows because of a dispute with an affiliate if the affiliate would agree to submit all issues to arbitration. AFRA announced it would propose the same agreement to NBC and CBS. AFRA had threatened to strike the agency-built commercials fed by MBS to WKRC.

PEABODY AWARDS

From far away Bangkok, Thailand, an entry has been received for the 1941 George Foster Peabody Radio Awards, administered by the Henry W. Grady School of Journalism, The University of Georgia, and National Association of Broadcasters.

Dean John E. Drewry is just in receipt of a letter mailed last May 16—almost two months in transit—from one who heard the

1940 winners announced in a CBS broadcast last March. Signing himself "an appreciative listener," Allen Bassett suggests a possible 1941 winner.

The letter had been opened and re-sealed by censors en route from Thailand (Siam) to this country.

FEDERAL COMMUNICATIONS COMMISSION

NEW NETWORK RULES

James Lawrence Fly, FCC chairman, told newspapermen this week that he was holding a series of conferences with network officials about the new network rules.

Mr. Fly told the newsmen that he had now had at least preliminary conferences with the head of all of the networks. He reported that progress was being made. Agreeable and constructive talks had resulted from the conversations, he said, and he stated he liked to think that progress was being made in this direction. He said that it was too early to make any further comment at this time. The talks will be continued.

Asked if the question of the postponement of the sale of the Blue network had come up the chairman said he had heard of no formal move in that regard. However, he stated, Blue network was an important subject in the conversations with NBC.

Chairman Fly stressed at the conference what he had already said that whatever time was needed to properly and reasonably permit such sale would be allowed by the Commission and he stated that he never assumed that the network would be disposed of under pressure. If good faith was shown, he said, an orderly procedure would be allowed.

The chairman told the newspapermen that everything was moving toward compliance and adjustment with the new rules and he expressed the opinion that the particular date was not of controlling importance. He denied that the Commission might reconsider its regulations. He stated that no application had been received by the Commission for a time extension for the new regulations becoming effective. The date is August 2 and that deadline still holds up to this time. However he stated that the Commission on its own motion would not postpone the effective date of the regulations. Mr. Fly further stated that he expected compliance with the principle of the rules and there would be no abandonment of the principles and no indefinite postponement of the effective date. There might be some modification of the new regulations, he said, but the major principles were to be preserved. He said that he was very optimistic that things will work out to the satisfaction of all concerned.

Mr. Fly said at the conference that he knows of no application asking for a postponement of the newspaper conference now set for July 23. He said that he thought the conference would last "a number of days."

Educational Station

The University of Illinois was granted a construction permit for a new noncommercial educational broadcast station which will supplement the educational services of that nonprofit State institution. The proposed station will operate with FM (frequency modulation) on 42900 kilocycles, using power of 250 watts.

The university, which is at Urbana, Ill., intends to utilize the antenna of its present standard broadcast station, WILL, located south of Champaign, Ill., for the new service. Its noncommercial educational service will provide supervisory and administrative instruction as well as supplementary educational programs for the Champaign and Urbana elementary and secondary public schools, supplement teaching in the rural schools of Champaign County, and augment the educational services of the University High School in the College of Education. Programs will be determined by the Dean of the College of Education in cooperation with the

supervising head of the unit to which the particular program is directed but, in general, will embrace history, civics, economics, literature, music, and speech.

Commercial FM for California

Construction permits for commercial FM (frequency modulation) stations in California areas were authorized by the FCC.

Metro-Goldwyn-Mayer Studios, Inc., proposes to locate a station in the Santa Monica Mountains to cover the Los Angeles metropolitan district and adjacent basic trading areas of Los Angeles, Orange, and Ventura counties, as well as the western portion of Riverside County. More than 2,500,000 persons reside in this 7,000-mile service area. Pending approval of the antenna site by the Civil Aeronautics Administration, the applicant can arrange to use the frequency 46100 kilocycles.

Columbia Broadcasting System, Inc., of Hollywood, was granted a Class C station construction permit, for extended urban and rural service from an antenna planned atop Mount Wilson, Pasadena, subject to certain engineering and legal requirements. It is authorized to use the frequency 43100 kilocycles for this purpose.

Commercial Television Grant

The Albany-Schenectady-Troy area was brought a step nearer commercial television service when the FCC granted a construction permit to the General Electric Company for such a station to operate on Television Channel No. 3 (66000-72000 kilocycles) to serve 3,320 square miles with some 572,000 residents.

The applicant proposes to remodel its present experimental television station, W2XB, in the Helderberg Hills, New Scotland, N. Y., for commercial purposes by September 1. Incidental experimentation with color television is contemplated.

From the FCC Mail Bag

A New York radio listener has written the FCC on several occasions objecting to the use of the term "and thirty" at the conclusion of broadcasts by a certain news commentator.

The Commission does not have authority to order discontinuance of the use of the term. However, it might be explained that "thirty" is a term traditionally used by telegraphers. It means "that is all," "the end," or, in this particular case, "goodnight." It is said to have originated in the following manner: In the early days of news reporting, Washington correspondents wrote by long hand, and their copy was transmitted by telegraph. Operators at the receiving end had to make as many as a dozen copies of each dispatch. To mark the end of an item they adopted the symbols "XXX." Since three X's constitute the Roman numerals for "30," this practice was not only popularized by telegraphers but by copy desk men as well. By the same token, the following numerals have special significance to old-time telegraphers: "4" (where?); "8" (wait); "13" (understand); "19" (railroad order); "31" (other order); "73" (best regards), and "22" (kisses).

Because the Commission is without power to censor radio programs, it cannot

Comply with a Long Island man's request that all radio stations be "instructed" to broadcast the National Anthem at local sunset.

Adopt a suggestion by a New York firm that war commentaries be referred to a Government committee prior to transmission by radio.

Satisfy a Niagara Falls speech-stickler that radio announcers be compelled to use correct pronunciation.

Please a Ypsilanti woman by obligating all broadcast stations to rebroadcast her favorite newscast.

A Pennsylvania lawyer is told that the Commission is not empowered to settle contractual differences between station licensees and other persons and, therefore, it cannot undertake to press an individual claim against a station.

The Commission has to frequently inform inquirers that it is not in a position to recommend the services of a particular attorney or an engineer in connection with prospective applications for broadcast facilities.

Or to recommend radio schools or courses.

897 STATIONS

The Federal Communications Commission issued operating licenses to six stations and granted one permit for the construction of a new station during the month of June. One operating station was deleted. A comparative table by months follows:

	July 1	Aug. 1	Sept. 1	Oct. 1	Nov. 1	Dec. 1	Jan. 1	Feb. 1	Mar. 1	Apr. 1	May 1	June 1	July 1
Operating	791	799	806	810	816	825	831	835	836	837	836	849	854
Construction	56	58	57	54	52	51	51	46	54	54	55	48	43
	847	857	863	864	868	876	882	881	890	891	891	897	897

FEDERAL COMMUNICATIONS COMMISSION DOCKET

Following broadcast hearings are scheduled to be held before the Commission during the week beginning Monday, July 21. They are subject to change.

Wednesday, July 23

Hearing Before the Commission

To Be Held in the Auditorium of the National Archives Building, 7th Street and Pennsylvania Avenue, N. W.

Investigation to determine what policy or rules, if any, should be promulgated in connection with operation of new high frequency (FM) broadcast stations and for future acquisition of standard broadcast stations by newspapers, Pursuant to Order No. 79.

Wednesday, July 23

NEW—West Allis Broadcasting Company, West Allis, Wis.—C. P., 1450 kc. (1480 NARBA), 250 watts, daytime.

Thursday, July 24

WTEL—Foulkrod Radio Engineering Co., Philadelphia, Penna.—C. P., 1500 kc., 250 watts, unlimited. Present Assignment: 1340 kc., 100 watts, S-WHAT.

Friday, July 25

Consolidated Hearing

WCAM—City of Camden, Camden, N. J.—Renewal of license, 1310 kc., 500 watts, S-WTNJ and WCAP.

WCAP—Radio Industries Broadcast Co., Asbury Park, N. J.—Renewal of license, 1310 kc., 500 watts, S-WTNJ and WCAM.

WTNJ—WOAX, Incorporated, Trenton, N. J.—Renewal of license, 1310 kc., 500 watts, S-WCAM and WCAP.

WTNJ—WOAX, Incorporated, Trenton N. J.—C. P., 1230 kc., 1 KW, unlimited, DA-day and night. Present assignment: 1310 kc., 500 watts, S-WCAM and WCAP.

WDAS—WDAS Broadcasting Station, Inc., Philadelphia, Pa.—C. P., 1260 kc., 1 KW night, 5 KW day, DA-night, unlimited.

FUTURE HEARINGS

During the past week the following future hearings have been announced in broadcast cases before the Commission. They are subject to change.

August 12

Consolidated Hearing

KONB—MSB Broadcast Company, Omaha, Neb.—C. P., 1500 kc., 250 watts, unlimited.

KONB—MSB Broadcast Company, Omaha, Neb.—Modification of C. P., 1500 kc., 250 watts, unlimited, under C. P.

August 14

KWK—Thomas Patrick, Inc., St. Louis, Mo.—C. P., 680 kc., 50 KW, unlimited, DA-day and night.

Consolidated Hearing

NEW—The Gazette Company, Cedar Rapids, Iowa.—C. P., 1550 kc. (1600 kc. under NARBA), 5 KW, unlimited, DA-night.

NEW—Edward Tom O'Brien, David Shepard, Howard S. Johnson and John W. Boler, a partnership d/b as Brainerd-Bemidji Broadcasting Company, Brainerd, Minn.—C. P., 1550 kc., 1 KW, unlimited.

August 15

KORN—Nebraska Broadcasting Corp., Fremont, Neb.—Renewal of license, 1400 kc., 250 watts, unlimited.

KORN—Clark Standiford (Transferor) and C. J. Malmsten, A. C. Sidner, S. S. Sidner & Arthur Baldwin (Transferees), Fremont, Neb.—Transfer of control, 1400 kc., 250 watts, unlimited.

August 27

WIBG—Scaboard Radio Broadcasting Corp., Glenside, Pa.—Renewal of license, 990 kc., 1 KW, daytime.

September 10

WAPI—Voice of Alabama, Inc., Birmingham, Ala.—C. P., 1070 kc., 50 KW, DA-night, unlimited. Present assignment: 1170 kc., 5 KW, Simul D, S-KVOO-N, S.A.U-DA after LS at Tulsa, Okla.

September 15

KPAC—Port Arthur College, Port Arthur, Tex.—Modification of license, 1220 kc., 1 KW, unlimited, DA-night. Present assignment: 1220 kc., 500 watts, unlimited DA-night.

Consolidated Hearing

NEW—Scripps-Howard Radio, Inc., Houston, Tex.—C. P., 1230 kc., 250 watts, unlimited.

NEW—Texas Star Broadcasting Company, Houston Tex.—C. P., 1230 kc., 250 watts, unlimited.

NEW—Greater Houston Broadcasting Co., Inc., Houston, Tex.—C. P., 1230 kc., 250 watts, unlimited.

September 19

KGO & Auxiliary—National Broadcasting Company, Inc., San Francisco, Calif.—Renewal of license, main: 810 kc., 7½ KW, unlimited; auxiliary: 810 kc., 2½ KW, unlimited.

KOA—National Broadcasting Company, Inc., Denver, Colo.—Renewal of license, 850 kc., 50 KW, unlimited.

WMAL—National Broadcasting Company, Inc., Washington, D. C.—Renewal of license, 630 kc., 5 KW, unlimited.

FEDERAL COMMUNICATIONS COMMISSION ACTION

APPLICATIONS GRANTED

Southwest Broadcasters, Inc., Las Vegas, New Mexico.—Granted construction permit for new station to operate on 1230 kc., 250 watts, unlimited time (B5-P-3147).

J. Q. Floyd, John Thomas Franklin, & Sam Wesley Anderson, d/b as The Helena Broadcasting Co., Helena, Ark.—Granted construction permit for new station to operate on 1490 kc., 250 watts, unlimited time (B3-P-3164).

General Electric Co., Schenectady, N. Y.—Granted construction permit for new commercial television broadcast station to operate on Television Channel No. 3 (66000-72000 kc) to serve 3,320 square miles, with 572,000 residents (B1-PCT-5).

University of Illinois, Urbana, Ill.—Granted construction permit for new non-commercial educational broadcast station to

operate on **42900 kc.**, 250 watts, unlimited time, special emission for frequency modulation (B4-PED-21).

Metro-Goldwyn-Mayer Studios, Inc., Los Angeles, Calif.—Granted construction permit for new high frequency (FM) broadcast station to operate on **46100 kc.** with a coverage of 7,000 square miles (B5-PH-90).

Columbia Broadcasting System, Inc., Hollywood, Calif.—Granted construction permit for new high frequency (FM) broadcast station to operate on **43100 kc.**; granted subject to certain engineering and legal requirements. (For Class C operation (B5-PH-94)).

WCKY—L. B. Wilson, Inc., Cincinnati, Ohio.—Granted construction permit to make changes in directional antenna and change to directional antenna after sunset at Sacramento, Calif.; **1530 kc.**; 50 KW night and day; unlimited time; directional antenna night and day (B2-P-3212).

KDAL—Red River Broadcasting Co., Inc., Duluth, Minn.—Granted construction permit to change frequency from **1490 kc.** to **610 kc.**, increase day and night power from 250 watts to 1 KW, and install directional antenna for night use, and move transmitter to Front St. and 63rd Ave., West, Duluth, Minn. (B4-P-3139).

KLRA—Arkansas Broadcasting Co., Little Rock, Ark.—Granted construction permit to move transmitter to approximately 14 miles east of the center of Little Rock, Ark., change frequency from **1420 kc.** to **1010 kc.**, install new transmitter, to operate with 5 KW power subject to directional antenna in compliance with NARBA (B3-P-3049).

KFIO—Spokane Broadcasting Corp., Spokane, Wash.—Granted construction permit to install new transmitter, erect a vertical antenna, increase power and hours of operation from 100 watts daytime only, to 250 watts day and night; change frequency from **1150 kc.** to **1230 kc.**; unlimited time (B5-P-3144).

KHSL—Golden Empire Broadcasting Co., Chico, Calif.—Granted construction permit to increase power from 500 watts night, 1 KW day, to 1 KW night and day, and install directional antenna for day and night use, granted with condition with respect to blanket area and without prejudice to any action by the Commission regarding duplicate ownership (B5-P-3100).

WFBC—Greenville News-Piedmont Co., Greenville, S. C.—Granted modification of construction permit to make changes in directional antenna system and extend commencement and completion dates to 30 days after grant and 180 days thereafter, respectively (B3-MP-1129).

WGTM—WGTM, Inc., Wilson, N. C.—Granted construction permit to move studio and transmitter to U. S. Highway 301, 1.3 miles north of Courthouse, Wilson, N. C.; **1340 kc.**, 250 watts; unlimited time (B3-P-3166).

KBKR—Louis P. Thornton (assignor) Baker Broadcasting Co. (assignee) Baker, Ore.—Granted consent to voluntary assignment of license of Station KBKR from Louis P. Thornton to Baker Broadcasting Co., for a total consideration of \$12,000 (B5-AL-313).

W6XDL—Don Lee Broadcasting System, San Francisco, Calif.—Granted construction permit for television broadcast station to operate on Television Channel No. 1 (**50000** to **56000 kc.**) on an experimental basis only, conditionally, with completion date October 30, 1941 (B5-MPVB-48).

WNBT—National Broadcasting Co., Inc., New York City (Television station)—Granted special authorization to reduce hours of program operation from 15 to 10 hours a week from July 16 to August 31, 1941, to enable licensee to overhaul equipment for improved service when regular schedule is resumed. Commission stressed that this is a particular instance and should not be regarded as a precedent.

WRCA-WNBI—National Broadcasting Co., Inc., New York City.—Granted authority to transmit programs from international broadcast stations WRCA and WNBI for rebroadcast by Station CMQ, Havana, Cuba (B1-FP-88).

DESIGNATED FOR HEARING

George Johnston, Jr., Birmingham, Ala.—Application for construction permit for new standard broadcast station to operate on **1330 kc.**, 250 watts, unlimited time (requests facilities of WSGN) (B3-P-3179). To be heard jointly with applications of WBAM, Inc. (B3-P-3182), and Jefferson Broadcasting Corp. (B3-P-3162), which request identical assignment.

WCAP—Radio Industries Broadcast Co., Asbury Park, N. J.—Application for modification of license to change hours of operation to share with WCAM (requests facilities of WTNJ), (B1-ML-1070).

WCAM—The City of Camden, N. J., Camden, N. J.—Application for modification of license to change hours of operation to shares WCAP (requests facilities of WTNJ), (B1-ML-1069).

Roy St. Lewis, Norfolk, Va.—Application for construction permit for new standard broadcast station to operate on **1230 kc.**, 250 watts, unlimited time (B2-P-3101). To be heard with application of Colonial Broadcasting Corp. requesting the same facilities (B2-P-3039).

SPECIAL SERVICE AUTHORIZATIONS

The Commission authorized issuance of special service authorizations, each such authority to expire simultaneously with the regular license of the station affected, subject to the express condition that it may be terminated by the Commission at any time without advance notice or hearing, if in its discretion the need for such action arises. The Commission directed that, upon the issuance of such special service authorizations, the outstanding special experimental authorizations of said station licensees be cancelled:

KFAB—KFAB Broadcasting Co., Lincoln, Nebr.—To operate on **780 kc.**, 10 KW, unlimited; operate synchronously with WBBM from local sunset to midnight.

KTHS—Hot Springs Chamber of Commerce, Hot Springs National Park, Ark.—To operate on **1090 kc.**, 1 KW night, 10 KW local sunset, simultaneously with WBAL.

KVOO—Southwestern Sales Corp., Tulsa, Okla.—To operate on **1170 kc.**, 5 KW night, 25 KW LS, unlimited, using directional antenna.

WAPI—Voice of Alabama, Inc., Birmingham, Ala.—To operate on **1170 kc.**, 1 KW night, 5 KW LS, unlimited time, using directional antenna after sunset at Tulsa.

WBAL—The WBAL Broadcasting Co., Baltimore, Md.—To operate on **1090 kc.** and **770 kc.**, 10 KW, operate simultaneously with KTHS on **1090 kc.**, sunrise at Baltimore to local sunset at Hot Springs; operate alone local sunset Hot Springs to 9 p. m. EST, and synchronously with WJZ on **770 kc.** from 9 p. m. EST, using $2\frac{1}{2}$ KW and directional antenna.

WBBM—Columbia Broadcasting System, Inc., Chicago, Ill.—To operate on **780 kc.**, 50 KW, synchronously with KFAB from local sunset at Lincoln, Nebr., to 12 midnight CST.

MISCELLANEOUS

WAFM—Minnesota Broadcasting Corp., Minneapolis, Minn.—Granted special temporary authority to operate a composite 150 watt transmitter, formerly licensed at W9XTC, as relay broadcast station on **1606, 2071, 2102, and 2558 kc.**, for the purpose of the transmission of orders pertaining to the relay broadcasting of programs concerning the Minneapolis Aquatennial for a period not later than July 20, 1941.

KTRH—KTRH Broadcasting Co., Houston, Tex.—Granted modification of construction permit for approval of directional antenna system, and install new transmitter.

WSGN—The Birmingham News Co., Birmingham, Ala.—Granted authority to determine operating power by direct measurement of antenna input (B3-Z-1115).

KTEM—Bell Broadcasting Co., Temple, Tex.—Granted authority to determine operating power by direct measurement of antenna input (B3-Z-1145).

KNET—Bonner Frizzell.—Granted authority to determine operating power by direct measurement of antenna input (B3-Z-906).

KFJM—University of North Dakota, Grand Forks, N. D.—Granted authority to determine operating power by direct measurement of antenna input (B4-Z-928).

KSAM—Sam Houston Broadcasting Assn., Huntsville, Tex.—Granted authority to determine operating power by direct measurement of antenna input (B3-Z-1104).

KXON—Sweetwater Radio, Inc., Sweetwater, Tex.—Granted authority to determine operating power by direct measurement of antenna input (B3-Z-1144).

WCLS—WCLS, Inc., Joliet, Ill.—Granted authority to determine operating power by direct measurement of antenna input (B4-Z-960).

WLW—The Crosley Radio Corp., Cincinnati, Ohio.—Granted request to retire to closed files application for modification of license to increase power from 50 to 500 KW on 700 kc.

National Broadcasting Co., Inc.—Granted petition for postponement of hearing on application for renewal of licenses of KGO and auxiliary, San Francisco, Calif.; KOA, Denver, Colo.; and WMAL, Washington, D. C.; granted 60 days continuance, to September 19, 1941.

KORN—Nebraska Broadcasting Corp., Fremont, Nebr., Clark Standiford (transferor); Malmsten, A. C. Sidner, S. C. Sidner & Arthur Baldwin (transferees).—Granted petition of applicant, transferor and transferees for continuance of hearing on application for renewal of license and for transfer, to August 15, 1941.

KONB—MSB Broadcast Co., Omaha, Nebr.—Granted petition for continuance of hearing on application for construction permit and modification of construction permit to operate on 1500 kc., 250 watts, unlimited, to August 12, 1941.

Mid-American Broadcasting Corp., Louisville, Ky.—Dismissed without prejudice petition for leave to amend application for construction permit for new station; on Commission's own motion continued hearing now scheduled for July 16 to July 30, 1941.

WTIC—The Travelers Broadcasting Service Corp., Hartford, Conn.—Passed until next week action on petition of WTIC to intervene in hearings in re application of Mid-American Broadcasting Corp. for new station at Louisville, Ky., and application of Northside Broadcasting Corp. (WGRC), New Albany, Ind., for change from 1400 kc., 250 watts, unlimited, to 1030 kc., 5 KW, unlimited, using directional antenna.

KFEQ—KFEQ, Inc., St. Joseph, Mo.—Granted motion to remove from hearing docket application for construction permit to operate on 680 kc., 5 KW, unlimited, using directional antenna (new application to be submitted).

KWK—Thomas Patrick, Inc., St. Louis, Mo.—Petition to intervene in re above hearing (KFEQ) was withdrawn inasmuch as above action made KWK petition become moot.

WIBG—Seaboard Radio Broadcasting Corp., Glenside, Pa.—Granted motion for continuance of hearing on application for renewal of license to August 27, 1941. Also granted motion for leave to amend application, to be filed within 10 days.

WGRC—Northside Broadcasting Corp., New Albany, Ind.—Dismissed without prejudice petition for leave to amend application for construction permit to change operation from 1400 kc., 250 watts, unlimited to 1680 kc., 5 KW, unlimited, using directional antenna; on Commission's own motion continued hearing now scheduled for July 16 to July 30, 1941.

The Gazette Co., Cedar Rapids, Iowa.—Granted motion for leave to amend application for new station (amendment to be filed within 10 days), for retention of hearing date.

Brainerd-Menidji Broadcasting Co., Brainerd, Minn.—Granted petition for order to take depositions in re hearing on application for new station to operate on 1550 kc., 1 KW, unlimited.

KFXM—L. C. Lee & E. W. Lee, d/b as Lee Bros. Broadcasting Co., San Bernardino, Calif.—Granted motion to dismiss without prejudice application for construction permit to change operation from 1240 kc., 250 watts, S-KPPC, to 1420 kc., 1 KW, unlimited.

WGNC—F. C. Todd, Gastonia, N. C.—Granted authority to install automatic frequency control equipment (B3-F-228).

WATR—The WATR Co., Inc., Waterbury, Conn.—Granted modification of construction permit which authorized changes in directional antenna for day and night use, increase power, install new transmitter, for changes in directional antenna and extension of commencement and completion dates from June 22, 1941 and December 22, 1941, to 30 days after grant and 180 days thereafter, respectively; 1320 kc., 1 KW, unlimited time, directional antenna day and night (B1-MP-1325).

WFDF—Flint Broadcasting Co., Flint, Mich.—Granted license to use old Collins 300-B 100-watt main transmitter as an auxiliary transmitter, with power of 100 watts (B2-L-1442).

W53PH—WFIL Broadcasting Co., Philadelphia, Pa.—Granted modification of construction permit which authorized con-

struction of a new high frequency broadcast station, for change in type of antenna and specifying the operating constants to provide a coverage of 9,300 square miles; 45300 kc. (B2-MPH-19).

WCOV—Capital Broadcasting Co., Inc., Montgomery, Ala.—Granted license to cover construction permit to make changes in equipment and increase power; 1240 kc., 250 watts, unlimited (B3-L-1428). Granted authority to determine operating power by direct measurement of antenna input (B3-Z-1111).

WKAT—A. Frank Katzentine, Miami Beach, Fla.—Granted license to cover construction permit which authorized the use of formerly licensed W.E.310-B 250-watt transmitter as an auxiliary and installation of a new crystal oscillator for 1360 kc. (B3-L-1385).

W2XMN—Edwin H. Armstrong, Alpine, N. J.—Granted extension of special temporary authority to operate an additional transmitter located at Alpine, N. J., on 43 mc. with a power not to exceed 40 KW using frequency modulation for a period of 30 days beginning July 10 and ending not later than August 9, 1941, in order to conduct further experiments on adjacent channel operation of high frequency broadcast stations and to demonstrate such operation to certain engineering committees of the Radio Manufacturing Association.

WAPQ—Port Huron Broadcasting Co., Port Huron, Mich.—Granted special temporary authority to operate 15-watt relay transmitter on 2150 kc. on July 11, 12, and 13, 1941, in order to relay to Station WHLS programs in connection with the Port Huron Blue Water Festival only.

WEAU—Central Broadcasting Co., Eau Claire, Wisc.—Denied request for special temporary authority to operate on 790 kc., with power of 5 KW day, 250 watts night, unlimited time, for a period not to exceed 30 days, pending completion of construction in accordance with construction permit.

WALB—The Herald Publishing Co., Albany, Ga.—Granted license to cover construction permit as modified for new station; 1590 kc., 1 KW, directional antenna night, unlimited (B3-L-1429). Granted authority to determine operating power by direct measurement of antenna input (B3-Z-1023).

WIBU—William C. Forrest, Poynette, Wisc.—Granted petition to cancel hearing on application for renewal of license of Station WIBU, cancelled hearing, and granted renewal of said license.

WCBS—WCBS, Inc., Springfield, Ill.—Adopted order denying petition for rehearing filed by WCBS for reconsideration and modification of Commission order granting construction permit to Stephenson, Edge and Korsmeyer, Jacksonville, Ill., for new station.

APPLICATIONS FILED AT FCC

580 Kilocycles

WCHS—Charleston Broadcasting Co., Charleston, W. Va.—Authority to install automatic frequency control equipment.

630 Kilocycles

WMAL—National Broadcasting Co., Inc., Washington, D. C.—Voluntary assignment of license from National Broadcasting Company, Inc. to M. A. Leese Radio Corporation.

640 Kilocycles

WOKO—WOKO, Inc., Albany, N. Y.—Construction permit for new transmitter and directional antenna for day and night use, change in frequency from 1460 to 640 kc., increase in power from 500 watts and 1 KW to 5 KW, and move transmitter from Albany to Couse Corners, New York.

680 Kilocycles

WLAW—Hildreth & Rogers Co., Lawrence, Mass.—Construction permit to increase power from 5 to 50 kc., install new transmitter, make changes in directional antenna for day and night use, and move transmitter from Andover to Burlington, Massachusetts. Amended re directional antenna and height of towers.

700 Kilocycles

WLW—The Crosley Corporation, Cincinnati, Ohio.—Authority to determine operating power by direct method.

760 Kilocycles

KGU—Marion A. Mulrony & Advertiser Publishing Co., Ltd., Honolulu, Hawaii.—Authority to determine operating power by direct method.

790 Kilocycles

KVOS—KVOS, Incorporated, Bellingham, Wash.—Construction permit to install new transmitter (KIRO's old transmitter), install directional antenna for night use, change frequency from 1230 to 790 kc., increase power from 250 watts to 1 KW, and move transmitter.

850 Kilocycles

WRUF—University of Florida, Gainesville, Fla.—Construction permit for increase in hours of operation from limited to unlimited and installation of directional antenna for night use.

1050 Kilocycles

WHN—Marcus Loew Booking Agency, New York, N. Y.—Construction permit to make changes in auxiliary transmitter and move same to site of new main transmitter.

1190 Kilocycles

KEX—Oregonian Publishing Co., Portland, Oregon.—Construction permit to install new transmitter, install directional antenna for day and night use, change frequency from 1180 to 1190 kilocycles under NARBA, increase power from 5 to 50 kilowatts, change hours of operation from Simultaneous-KOB day and Shares-KOB night, to unlimited, and move transmitter from North Portland to near Clackamas, Oregon. Amended: re directional antenna system.

1220 Kilocycles

WGNV—WGNV Broadcasting Co., Inc., Newburgh, N. Y.—Modification of construction permit (B1-P-2948) to install new transmitter, increase power, and change frequency, requesting authority to install automatic frequency control equipment and modulation monitor.

1230 Kilocycles

NEW—Southwest Broadcasting Corp., Pulaski, Va.—Construction permit for a new broadcast station to be operated on 1230 kc., 250 watts, unlimited time.

1240 Kilocycles

WFTM—Fort Myers Broadcasting Co., Fort Myers, Fla.—Construction permit to install new transmitter and move transmitter and studio.

KDON—Monterey Peninsula Broadcasting Co., Monterey, Calif.—Construction permit for increase in power to 250 watts and installation of new transmitter.

1280 Kilocycles

KFXJ—R. G. Howell & Charles Howell, d/b as Western Slope Broadcasting Co., Grand Junction, Colo.—Construction permit to increase power from 250 watts to 500 watts night, and 1 KW day, change frequency from 1230 kc. to 1280 kc., make changes in antenna, and install new equipment.

1310 Kilocycles

WIBA—Badger Broadcasting Co., Madison, Wisc.—Modification of construction permit (B4-P-2689) as modified, for new transmitter, change in directional antenna for night use, increase in power from 1 KW night, 5 KW day, to 5 KW, and change transmitter and studio site, requesting change in frequency from 1280 kc. to 1310 kc. under NARBA, and changes in directional antenna accordingly.

1320 Kilocycles

KTRH—KTRH Broadcasting Co., Houston, Texas.—Modification of construction permit (B3-P-3011) for a new transmitter, directional antenna, change in frequency, increase in power, and move of transmitter, requesting approval of directional system and installation of new transmitter.

1340 Kilocycles

KPDN—R. C. Hoiles, Pampa, Texas.—Authority to determine operating power by direct method.

1400 Kilocycles

WINC—Richard Field Lewis, Jr., Winchester, Va.—License to cover construction permit (B2-P-3005) for a new broadcast station.

WINC—Richard Field Lewis, Jr., Winchester, Va.—Authority to determine operating power by direct method.

WNBC—State Broadcasting Corp., New Britain, Conn.—Modification of construction permit (B1-P-2723) as modified, requesting changes in directional antenna, 1410 kc. under NARBA, increase in power from 1 KW night and 5 KW day to 5 KW (directional antenna day and night), and extension of commencement and completion dates to 30 days after date of grant and 180 days thereafter respectively. Amended: To change directional antenna.

1430 Kilocycles

KTRN—Michael J. Mingo, Tacoma, Wash.—Modification of construction permit (B5-P-1979) for a new broadcast station, requesting 1 KW power on 1430 kc., unlimited time, approval of new transmitter, and approval of directional antenna system for day and night use.

1450 Kilocycles

KNET—Bonner Frizzell, Palestine, Texas.—Voluntary assignment of license from Bonner Frizzell to Palestine Broadcasting Corp.

1460 Kilocycles

KINY—Edwin A. Kraft, Juneau, Alaska.—Authority to determine operating power by direct method.

1470 Kilocycles

WBIG—North Carolina Broadcasting Co., Inc., Greensboro, N. C.—License to cover construction permit (B3-MP-833) as modified, for increase in power and installation of directional antenna for night use.

WBIG—North Carolina Broadcasting Co., Inc., Greensboro, N. C.—Authority to determine operating power by direct method.

1480 Kilocycles

KGCX—E. E. Krebsbach, Wolf Point, Mont.—Modification of license to move studio.

1490 Kilocycles

WMOG—Coastal Broadcasting Co., Brunswick, Ga.—Authority to determine operating power by direct method.

1520 Kilocycles

WKBW—Buffalo Broadcasting Corp., Buffalo, N. Y.—Modification of construction permit (B1-P-2902) for new transmitter, installation of directional antenna, increase in power, and move of transmitter, requesting extension of completion date from 8-17-41 to 10-17-41.

WKBW—Buffalo Broadcasting Corp., Buffalo, N. Y.—Modification of construction permit (B1-P-2902) for new transmitter, installation of directional antenna, increase in power, and move of transmitter, requesting changes in directional antenna and change in frequency from 1480 kc. to 1520 kc. under NARBA.

FM APPLICATIONS

NEW—The Radio Voice of New Hampshire, Inc., Manchester, N. H.—Construction permit for a new high frequency broadcast station to be operated on 43500 kc.; coverage, 19,622 square miles; population, 4,099,385. Amended: To increase coverage to 20,290 square miles, change population to 4,260,280, and make change in antenna system.

NEW—The Pulitzer Publishing Co., St. Louis, Mo.—Construction for a new high frequency broadcast station to be operated on 43500 kc.; coverage, 6,564 square miles; population, 1,531,182. Amended: To change frequency to 45500 kc.; coverage, 11,301 square miles; population, 1,797,700; make changes in antenna system and change type of transmitter.

W49D—John Lord Booth, Detroit, Mich.—Modification of construction permit (B2-PH-20) for a new high frequency broadcast station, requesting changes in antenna system.

TELEVISION APPLICATIONS

W3XWT—Allen B. Du Mont Laboratories, Inc., Washington, D. C.—Modification of construction permit (B1-PVB-31) as modified, for a new television station, requesting extension of commencement and completion dates from 1-1-41 and 7-1-41 to 7-1-41 and 1-1-42, respectively.

W3XWT—Allen D. Du Mont Laboratories, Inc., Washington, D. C.—Modification of construction permit (B1-PVB-31) as modified, for a new television station, requesting change of transmitter location, change in type of visual and aural transmitters, and extension of commencement and completion dates from 7-1-41 and 1-1-42 to 30 days after grant and 180 days thereafter, respectively.

MISCELLANEOUS APPLICATIONS

NEW—Frontier Broadcasting Co., Portable-Mobile.—Construction permit for a new relay broadcast station to be operated on 30820, 33740, 35820, 37980 kc., power of 2 watts, A3 emission.

NEW—Frontier Broadcasting Co., Portable-Mobile.—Construction permit for a new relay broadcast station to be operated on 30820, 33740, 35820, and 37980 kc., power of 2 watts, A3 emission.

KRME—Merced Broadcasting Co., Portable-Mobile.—License to cover construction permit (B5-PRY-245) for a new relay broadcast station.

NEW—Portland Broadcasting System, Inc., Portable-Mobile.—Construction permit for a new relay broadcast station to be operated on 1622, 2058, 2150, and 2790 kc., power of 150 watts, A3 emission.

NEW—Portland Broadcasting System, Inc., Portable-Mobile.—Construction permit for a new relay broadcast station to be operated on 1622, 2058, 2150, and 2790 kc., power of 40 watts, A3 emission.

NEW—Wichita Broadcasting Co., Portable-Mobile.—Construction permit for a new relay broadcast station to be operated on 30820, 33740, 35820, and 37980 kc., power of 2 watts, A3 emission.

KGKB—East Texas Broadcasting Co., Tyler, Tex.—Authority to determine operating power by direct method.

NEW—The Birmingham News Co., Portable-Mobile.—Construction permit for a new relay broadcast station to be operated on 30820, 33740, 35820, and 37980 kc., power of 2 watts, A3 emission.

NEW—American Broadcasting Corp. of Ky., Portable-Mobile.—Construction permit for a new relay broadcast station to be operated on 1622, 2058, 2150, and 2790 kc., power of 75 watts, A3 emission.

WRUM—World Wide Broadcasting Corp., Boston Mass.—Modification of construction permit (B1-PIB-30) for increase in power, requesting extension of completion date from 7-15-41 to 11-15-41.

NEW—World Wide Broadcasting Corp., Boston, Mass.—Construction permit for a new international broadcast station to be operated on 6040, 11790, 11730, 15130, 15350, and 17750 kc., power of 100,000 watts, A3 emission, share time on all frequencies with WRUL and WRUW.

NEW—Mutual Broadcasting System, Inc., Chicago, Ill.—Extension of authority to transmit programs to Station CKLW, stations owned and operated by Canadian Broadcasting Corporation, and stations licensed by Canadian Minister of Transport.

WGHB—The Tribune Co., Portable-Mobile.—License to cover construction permit (B3-PRY-240) for a new relay broadcast station.

to show cause why cease and desist orders should not be issued against them.

Blue Ribbon Hatcheries Corp.—Alleging misrepresentation in connection with the business of hatching, breeding and selling chickens, especially baby chicks, a complaint has been issued against Blue Ribbon Hatcheries Corporation, also trading as Bockenstette's Blue Ribbon Farms, Sabetha, Kans.

The complaint alleges that through advertisements in newspapers and trade journals and by other means, the respondent represents directly or by implication that it is a "United States Record of Performance" poultry breeder, when such is not a fact. A United States Record of Performance breeder, according to the complaint, is understood by the poultry industry to be one operating a poultry breeding plant under an official state agency cooperating with the United States Department of Agriculture, Bureau of Animal Industry. (4537)

Capital Paint and Varnish Works, Inc., 1346 West Concord St. Chicago, is charged with misrepresentation in the sale of paints in a complaint.

The complaint alleges that in advertising matter and on labels the respondent uses the words "Pure Lead—Pure Zinc—Pure Oil" in designating the ingredients of its paints, these words being employed in a conspicuous place in type larger than and distinctive from the type and lettering which purport to give the actual composition of the paints. (4536)

Chumanie Medicine Company—A complaint has been issued charging Charles Roehm, trading as Chumanie Medicine Co., New Richmond, Ohio, with misrepresentation in the sale of medicinal preparations.

The complaint alleges that the respondent advertises "Chumanie's Triple XXX Tablets," "Chumanie's Iron Tonic Pills," "Chumanie's Yellow Jacket Pills," "Chumanie's Double RR Tablets," and "Chumanie's Plantation C.M.Q. Capsules" as effective treatments, respectively, for irregular and delayed menstruation, anemia, kidney and bladder trouble, rheumatism and inflamed joints, and common colds, when they are not in fact effective treatments for these ailments. (4530)

Eureka Fibre Company—Alleging misleading representation in the sale of an insulating material, a complaint has been issued against Judd A. Brown and Barry A. Brown, trading as Eureka Fibre Co., Eureka, Calif., and Charles H. Brown, Neenah, Wis., their agent and salesman and an active participant in the business. (4534)

Dr. A. M. Loughney—Charging misrepresentation in the sale of a regimen for the treatment of asthma, hay fever, constipation, and other diseases, a complaint has been issued against Al Modey Loughney, trading as Dr. A. M. Loughney, and his employee, Roger G. Loughney, all of 318 Henshaw Building, Oakland, Calif. (4531)

Pacific Undergarment Company—Abraham Radin, doing business as Pacific Undergarment Company, 135 Madison Avenue, New York City, is charged in a complaint with misrepresentation in the sale of certain women's garments. (4533)

Specialty Accounting Supply Manufacturers Association, Chicago, and O. L. Moore, its secretary, and 29 of its members who manufacture and sell sales books and sales records stationery, are charged, in a complaint, with a combination to restrain and eliminate competition.

Respondent member manufacturers are: Acme Register Co., Minneapolis; Adams Bros. Sales Book Co., Topeka, Kans.; American Sales Book Co., Inc., Niagara Falls, N. Y.; Autographic Register Co., Hoboken, N. J.; Atlantic Register Co., Waltham, Mass.; Baltimore Sales Book Co., Baltimore; Bonnar-Vawter Fanform Co., Cleveland; Craft Sales Book Co., Inc., Philadelphia; Egry Register Co., Dayton, Ohio; W. S. Gilkey Printing Co., Cleveland; Stephen Greene Co., Philadelphia; Hamilton Auto-

FEDERAL TRADE COMMISSION ACTION

COMPLAINTS

Federal Trade Commission has alleged unfair competition against the following firms. The respondents will be given an opportunity

graphic Register Co., Hamilton, Ohio; Hanna Register Co., Springfield, Ill.; Philip Hano Co., Inc., Holyoke, Mass.; and Lisbon Sales Book Co., Lisbon, Ohio.

Los Angeles Register & Printing Co., Los Angeles; McCaskey Register Co., Alliance, Ohio; The Miami System Corp., Cincinnati; National Carbon Coated Paper Co., Sturgis, Mich.; The Potter Press, Waltham, Mass.; C. W. Potter, Inc., Waltham, Mass.; The Rotary Printing Co., Norwalk, Ohio; Schwabacher-Frey Co., San Francisco; Shelby Salesbook Co., Shelby, Ohio; The Snapout Forms Co., Chardon, Ohio; The Standard Register Co., Dayton, Ohio; Sunset-McKee Sales Book Co., Oakland, Calif.; United Autographic Register Co., Chicago; and The Wallace Press, Inc., New York. (4538)

Taylor School of Bio-Psychology—Misrepresentation in the sale of correspondence courses in psychology, philosophy, religion and allied subjects, is alleged in a complaint issued against The Taylor School of Bio-Psychology, Inc., The Taylor University of Bio-Psycho-Dynamic Sciences, and William Marcus Taylor and Ruby Shearer Taylor, officers of the two corporations, all of Chattanooga, Tenn. (4529)

Tennessee Products Corp.—Three hardwood charcoal producers occupying a dominant position in the sale and distribution of that commodity in the Southern and Southwestern States, and their exclusive sales agent, are charged in a complaint with a combination and conspiracy to restrain trade through price fixing and other practices.

The respondents are: Tennessee Products Corporation, Nashville; Forest Products Chemical Co., Memphis; and Crossett Chemical Co., Crossett, Ark., hardwood charcoal producers, and Hardwood Charcoal Co., Memphis, exclusive sales agent for the producers, which maintains distribution warehouses in Atlanta, Birmingham and Chattanooga. (4535)

Utilities Engineering Institute—A complaint alleging misrepresentation in the sale of correspondence courses in air conditioning, electric refrigeration, welding, and automobile body repairs, has been issued against Utilities Engineering Institute, 1314 Belden Ave., Chicago.

According to the complaint, the respondent, through the use of the words "Engineering Institute" in its corporate name, represents or implies that it is a group or organization of engineers, when in fact it is a business organization operating for profit. (4532)

STIPULATIONS

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

Reuben Barkow, 45 West 45th St., New York, who conducts an advertising agency, has entered into a stipulation to cease certain representations concerning the preparation "Vitey Perles" in behalf of its distributor, H. Pierce Weller, trading as Weller Co., Atascadero, Calif.

The respondent Barkow agrees to cease disseminating advertisements which represent that Vitey Perles will increase energy, and to cease representing that the product has any effect whatever, without expressly limiting such claims to cases where there is a deficiency of Vitamin E. The respondent further stipulates that he will desist from representing that Vitey Perles stimulates sexual desire or ability. (02826)

Batt Brothers Tobacco Products, Inc., 21 West 30th St., New York, entered into a stipulation to cease using words or phrases connoting that it maintains a factory in London, England, and that from such factory certain imported tobaccos are employed in the manufacture of its cigarettes. The respondent corporation further stipulates that it will desist from representing, directly or inferentially, that its cigarettes are made from Russian or French tobaccos. According to the stipulation, the respondent does not now and has not for many years maintained a London factory and its cigarettes are made neither of Russian or French tobaccos nor in Russia or France, but in the United States. (3168)

Benson & Hedges, New York, entered into a stipulation to discontinue certain representations in the sale of cigarettes. The respondent corporation agrees to cease using the term "non-nicotine" as descriptive of the mouthpieces of cigarettes in a manner tending to convey the impression that the mouthpieces have the effect of either denicotinizing the cigarette tobacco or appreciably removing the nicotine from the tobacco smoke which passes through them. (3163)

David Custage, Inc.—Two New York distributors of textile fabrics have entered into stipulations to cease certain representations in the sale of their products. The respondents are Dress-maker Fabrics-David Custage, Inc., 666 Fifth Ave., and Jerome V. Detmer, trading as J. H. Henrikson & Co., 300 Fourth Ave., New York. (3165-3166)

Johnson Furniture Co., and **Johnson-Handley-Johnson Co.**, both of 1101 Godfrey St., Grand Rapids, Mich., have entered into a stipulation to cease disseminating certain representations in connection with the sale of furniture. According to the stipulation, the two companies have jointly distributed the advertising in question. They agree to cease and desist from the use of the letters or initials "F H A" to describe their business or merchandising plan; or representing directly or inferentially, by use of the letters "F H A" or otherwise, that the Federal Housing Administration has sponsored or endorsed their products or that the products may be purchased or financed through, or on terms similar to those offered by, the Federal Housing Administration. (3164)

Medical Products Institute, Inc., 809 Walnut St., Cincinnati, entered into a stipulation to cease representing by use of the word "Institute" in its trade name, that it conducts an institute devoted to scientific study of ailments and conditions of the body.

The respondent further agrees to cease representing that its device "Hayrin Nasal Filters" will prevent or cure, or constitutes a medical treatment for, hay fever, rose fever or seasonal asthma; that this device, when used in combination with a filter pad impregnated with "Hayrin Nasal Filter Pad Fluid," will overcome the symptoms due to pollens and molds which might enter the body; and that Hayrin Nasal Filters purify or completely filter the air breathed, or prevent pollens or molds from reaching the sensitive membranes. The respondent further stipulates that it will cease representing that Hayrin Nasal Filters will be of aid in the treatment or prevention of colds. (02827)

Vit-O-Net, Inc., 1652 West Ogden Ave., Chicago, stipulated that it will cease certain representations in the sale of electric blankets. The respondent agrees to cease employing representations which imply that its electric blanket is a cure for nephritis, an effective treatment for infections, dropsical conditions, Addison's diseases, chronic or inflammatory rheumatism, and high blood pressure; that the product is a cure for or will correct obesity, and that it is of value for treating sluggish liver. (3167)

CEASE AND DESIST ORDERS

Commission has issued the following cease and desist orders during the past week:

Berland Supply Company, Inc.—A group of glassware manufacturers and their representatives and an association of wholesale dealers have been ordered to cease and desist from combinations and agreements to suppress competition in the glassware trade in Milwaukee and the surrounding trade area.

Respondents are: Berland Supply Co., Inc., S. J. Casper Company, Incorporated, I. Shapiro, Inc., and National Beverage Distributing Co., wholesalers of glassware and other products, Milwaukee; Louis M. Mintz, trading as Mintz Supply Co., and W. A. Reinemann, trading as Hotel and Restaurant Supply Co., dealers in hotel and restaurant supplies, including glassware, Milwaukee; Anchor Hocking Glass Corporation, Lancaster, Ohio; West Virginia Glass Speciality Co., Inc., Weston, W. Va.; Indiana Glass Co., Dunkirk, Ind.; Roseware, Inc., factory agent of the West Virginia Glass Specialty Co., Inc., and the Indiana Glass Co.,

Milwaukee; W. H. Peterson, factory agent of Anchor Hocking Glass Corporation, and the Hotel, Restaurant & Tavern Equipment Association, and its members. (3861)

Burtley Company—I. Burman, trading as Burtley Co., 245 Fifth Ave., New York, has been ordered to cease and desist from misrepresentations in the sale of "Marrilis," a drug or cosmetic preparation advertised as a weight reducer. (3665)

Columbia Pencil Company—Bertram A. Strauss, trading as Columbia Pencil Company, 29 West 17th St., New York City, engaged in the sale and distribution of mechanical and ordinary lead and crayon pencils, has been ordered to cease and desist from misrepresentation in connection with the sale of pencils. (4083)

Deniston Company, 4856 South Western Ave., Chicago, engaged in the manufacture and sale of lead head roofing nails of various kinds, has been ordered to cease and desist from misrepresentations in the sale of lead head roofing nails designated as "drive screw" and as "ring shank." (4219)

Farmers Vaccine & Supply Company—John H. Oesterhaus, trading as Farmers Vaccine & Supply Co., Kansas City, Mo., has been ordered to cease and desist from misleading representations in the sale of a drug preparation designated "Abortion Vaccine," intended for use as a means of rendering cattle immune to "Bang's Disease." (4137)

Irvin Novelty Company—Two Illinois concerns have been served with orders to cease and desist from the use of lottery methods in connection with the sale of merchandise to consumers. The respondents are Irving Cohn, trading as Irvin Novelty Co., 125½ East Main St., Danville, Ill., distributor of candy and novelty merchandise, and Sisco-Hamilton Co., 514 South Loomis St., Chicago, candy manufacturer. (4464-4471)

Merck & Company, Inc.—A complaint has been dismissed which had charged Merck & Co., Inc., manufacturer of laboratory, medicinal and other chemicals, with violation of the Robinson-Patman Act. The company operates plants in Rahway, N. J., and Philadelphia, and maintains offices in those cities and in New York and St. Louis. (3373)

Moter Tire Retread Company, Inc., trading as Nation Wide Tire Company, Central Tire and Retreading Exchange, Standard Brand Retread Tire Company, and Zephyr Tire Company, and Benjamin Duchon, president of the corporation, having their principal place of business at 2441 South Indiana Avenue, Chicago, and engaged in selling and distributing retreaded or recapped used tires, have been ordered to cease and desist from certain misrepresentations.

The Commission finds that the respondents, by means of letters, order blanks, and other printed and written material, represented, among other things, that tires purchased from the respondents will be identical in kind, size, make and quality with samples displayed by the respondents' agents; that the respondents' tires will be free from boots and patches; that the carcasses used in their retreaded or recapped tires are less than one year old; that the tires ordered will be shipped from points in the vicinity in which the purchaser is located, thereby effecting substantial savings in freight; that the tires will give many miles of service in the normal course of usage at a fraction of the cost of a like amount of service from new tires; and that the tires are sold under a warranty that the respondents will replace them within certain periods at one-half the prevailing price, should they prove defective. (4325)

National Institute, Inc., a corporation trading as Diesel Engines Training, and its officers, Clayton R. Hastings and John C. Smith, Muncie, Ind., have been ordered to cease and desist from certain representations in connection with the sale or distribution of a

course of study and instruction on the subject of Diesel engines. (3417)

Philip R. Park, Inc., San Pedro, Calif., has been ordered to cease and desist from certain representations in the sale of its dehydrated kelp product known as "Granular Parkelp" and "Parkelp Tablets." (3815)

Pioneer Mattress Company—William E. Evans, trading as Pioneer Mattress Company, Spartanburg, S. C., has been ordered to cease and desist from certain misrepresentations in the sale and distribution of mattresses. (4483)

Plomb Tool Company—Orders directing the cessation of lottery methods in connection with the sale of merchandise to consumers were issued against Samuel Nitke, 345 West 86th St., New York, dealer in novelty merchandise, and Plomb Tool Co., 2209 Santa Fe Ave., Los Angeles, tool distributor. (3567-4384)

Smoke Conditioner Company—Henry M. Salisbury and Frank R. Johnson, trading as Smoke Conditioner Company, 254 West 31st St., New York City, have been ordered to cease and desist from misrepresentation in the sale of a cigarette holder. (4166)

Watch-My-Turn-Signal Company—A complaint has been dismissed which had charged L. B. Patterson, trading as Watch-My-Turn Signal Co., Des Moines, Iowa, with violation of the Federal Trade Commission Act in the sale of an electric signalling device for automobiles. The Commission order recites that it appears the evidence is not sufficient to sustain the allegations of the complaint. (4331)

Weaver Real Estate Appraisal Training Service—Howard S. Weaver, trading as Weaver Real Estate Appraisal Training Service, Kansas City, Mo., has been ordered to cease and desist from misrepresentations in connection with the sale and distribution of home study courses in rural and city real estate appraisal training.

The Commission finds that in advertising published in newspapers and magazines and broadcast by radio, and through his agents, the respondent represented that the demand for land appraisers greatly exceeded the supply; that land appraising was an uncrowded field, lacking qualified men; that various loan agencies of the Government, as well as private industry, were seeking men trained by the respondent; that the Civil Service Commission was holding examinations for land appraisers from time to time, and that salaries up to \$3800 were obtainable; that men trained by the respondent were earning \$175 to \$300 a month, and that choice money-making positions were available to them. (4353)

June Index

	Page
ABC of Radio (Second Edition)	519
American Society of Composers, Authors and Publishers	564
CBS Counter Proposal	564
Broadcast Music, Inc.	501-523-545-565
ASCAP Decrees Suit	545
ASCAP Writers to Publish Through BMI	566
BMI Decree Conformed to ASCAP's	502
Comment on Marks Suit	565
Composers Hit the Jack Pot	545
"Dipping Into the Claret"	546
Exhibit	502
Extra copies of BMI Index Available	524

	Page
Broadcast Music, Inc.—Continued	
Feature Tunes	502-523-546-565
Hymn of Freedom	502
Let's Look at the Record	545
License Forms Approved	523
Music Programs Popular	566
Music Publishers Protective Association Notice	563
Musical Feast	545
New BMI Contract	564
New BMI Publishers	566
New Compositions	523
New Log Service	523
New Radio Logging Begins	545
Success Story	565
Suit to Clarify Performance Rights in Marks' Songs	545
Supreme Court Decision	501
Broadcast Business Up 19%; Industry Income Up 39%	505
Excess Profits Tax	506
Federal Communications Commission	506-525-544-549-568
Applications Approved WPMC-KEVR	525
Chairman Interprets Regulations	544
Commission Clarifies "Blue" Order	544
Educational FM	506
Educational FM Station	568
Illegal Broadcaster Apprehended	507
Little Brooklyn Cases	549
New York City Station	568
New York "FM" Congestion	550
Newspaper Hearing Postponed	568
Newspaper Stations	506
Orders Amended	550
Propaganda Study	525
Questionnaire on War Broadcasts	568
Refuses WHDH and KOA Stay	549
Report Number 9—Actions on Rules and Regulations	550
Rules and Regulations	568
Service Broadcasts Expedited	568
"How to Use Radio" Second Edition	561
IRNA Committee Meets ASCAP	524
Labor	505-546
ACA Plans	546
American Federation of Musicians Convention	546
AFRA, IBEW Oppose Tax	505
Bonus Plans	568
Cost of Living	546
Pay Averages	546
Rennaker Heads ABTU	505
Wage and Hour Act	505
Legislation	507-548
New Recording, Libel Laws	548
State	507

	Page
Mutual Independent Radio Network Affiliates Disbands	525
National Daylight Time	506
Nebraska Broadcasters Association	506
New Mutual Contract	563
Newsome, Gilbert	549
National Defense	501-549-567
Army's Recruiting Campaign	501
Constructive Suggestions Welcome	501
Navy's Recruiting Campaign	501
Patriotic Announcement	568
Radio Men in Service	501-549
Two Changes for the Better	501
War Department Transcriptions	549
Sales	503-521-546-566
Answers to Questions	547
Bankers Hear Talk on Radio	546
Comparison of Media	547
Cost-Per-Inquiry	503-548-567
Harry M. Miller, Inc.—American Schools	503
Radio Income Builders—Speed King Hot Water Heaters	503
Regnis Advertising—Nu-Phonic Corporation	548
The "Sign"	567
Delay in Filling Orders	566
Deupree Talks Available	504
Double-Billing Condemned	504
Effective Retail Selling	503
Excessive Merchandising	504
Federal Trade Commission Script Review	505
Free Time Request	503-548
Metro-Goldwyn-Mayer Pictures	503
Metropolitan Life Insurance Company	548
Miami Beach	548
Ringling Brothers	548-567
Handling Mail Accounts	566
International Advertisers Report	567
Max Goldberg Advertising Agency	503
Selling Points for Saturday	521
Sales Calls—J. C. Penny Co., W. T. Grant Company	503
Technicians Shortage	544
White Hearing	497-517-537-559
Advertising Agencies	500
Commission vs. Congress	497
Court Review	500
Effect on Remote Stations	517
Mutual Lawyer Wants Amendment	518
News Commentators	520
Powers of the FCC	499
Smaller Stations	501
Strong Arguments for Amendment	517
Will Agencies "Go Network"?	521
World Series	518