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TREASURY DEPARTMENT.

Office of the Secretary.

UNITED STATES SAVINGS BONDS OF SERIES B

[Amending Department Circular No. 554, dated December 16, 1935]

MARCH 18, 1936.

Department Circular No. 554, dated December 16, 1935, is hereby amended:

1. By inserting after the words "Treasurer of the United States, Washington, D. C.," where they occur in the first and sixth paragraphs the words "or to any Federal Reserve bank."

2. By changing the period at the end of the footnote on page 1 to a semicolon, and adding the following: "if issued by a Federal Reserve bank they will bear the dating stamp of that bank."

[SEAL]

WAYNE C. TAYLOR,
Acting Secretary of the Treasury.

[Filed, March 20, 1936; 11:34 p. m.]

FEDERAL TRADE COMMISSION.

NOTICE OF OPPORTUNITY TO BE HEARD

Commissioners: Charles H. March, Chairman; Garland S. Ferguson, Jr., Ewin L. Davis, William A. Ayres, Robert E. Freer.

File No. 117-113

In the Matter of Application for Trade Practice Conference for the Radio Receiving Set Manufacture Industry.

Opportunity is hereby extended by the Federal Trade Commission to any and all persons affected by or having an interest in the proposed trade practice rules for the Radio Receiving Set Manufacturing Industry to present to the Commission their views upon the same, including suggestions or objections, if any. For this purpose they may, upon application to the Commission, obtain copies of the proposed rules. Communications of such views should be made to the Commission not later than Tuesday, April 7, 1936, at 10 a. m. Opportunity for oral hearing will be afforded April 7, 1936, at 10 a. m., at Room 101, Federal Trade Commission Building, 815 Connecticut Avenue, Washington, D. C., to such persons as may desire to appear, and who have made prior written or telegraphic request to be heard orally. All briefs or other communications received concerning the proposed rules will become part of the public record subject to inspection by interested parties. After giving due consideration to such suggestions or objections as may be received concerning the rules proposed by the industry, the Commission will proceed to their final consideration.

By the Commission.

[SEAL]

OTIS B. JOHNSON, *Secretary.*

Entered March 19, 1936.

[Filed, March 20, 1936; 11:18 a. m.]

INTERSTATE COMMERCE COMMISSION.

EMERGENCY FREIGHT CHARGES, 1935

[Ex Parte No. 115]

IN THE MATTER OF INCREASES IN FREIGHT RATES AND CHARGES, 1935

MARCH 19, 1936.

Because of prevalent flood conditions, the hearing in the above-entitled matter now set for Boston, Mass., March 26, 1936, before Commissioner Aitchison, is postponed to a date which will be announced later.

By the Commission.

[SEAL]

GEORGE B. MCGINTY, *Secretary.*

[Filed, March 20, 1936; 12:03 p. m.]

NOTICE

MARCH 17, 1936.

To All Common Carriers by Motor Vehicle Subject to Section 223 of the Motor Carrier Act, 1935:

Section 223 of the Motor Carrier Act, 1935, provides in effect that common carriers by motor vehicle may not extend credit in collecting transportation charges due on shipments of freight which they have transported except under rules and regulations prescribed by the Commission.

Pending determination of proper rules and regulations governing the extension of credit, the Commission, by order, copy of which is attached, has authorized common carriers by motor vehicle to extend credit in the collection of transportation charges for a period not exceeding 30 days.

Particular attention is directed to the requirement in the order that the carriers shall, before extending credit, take precautions deemed sufficient to assure payment of the freight charges within the credit period, such as examination of the shippers' credit ratings or the obtaining of satisfactory surety bonds.

Carriers are not required to extend credit. However, to prevent unjust discrimination or undue preference or prejudice, the period for which credit is extended by any motor carrier should be the same to all receivers of freight who give satisfactory assurance that the tariff rates and charges will be paid within the credit period; that is to say, credit may not be extended by a motor carrier for a given period to one and for a different period to another receiver or shipper of freight, where the credit standing or other circumstances are determined to be substantially similar.

[SEAL]

GEORGE B. MCGINTY, *Secretary.*

[Filed, March 20, 1936; 12:02 p. m.]

ORDER

At a Session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 17th day of March, A. D. 1936.



FEDERAL REGISTER

Published by the Division of the FEDERAL REGISTER, The National Archives, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. L. 500), under regulations prescribed by the Administrative Committee, with the approval of the President.

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IN THE MATTER OF COLLECTION OF RATES AND CHARGES AT DESTINATION BY COMMON CARRIERS BY MOTOR VEHICLE

It appearing, That Section 223 of the Motor Carrier Act, 1935, which is effective April 1, 1936, provides in part as follows:

No common carrier by motor vehicle shall deliver or relinquish possession at destination of any freight transported by it in interstate or foreign commerce until all tariff rates and charges thereon have been paid, except under such rules and regulations as the Commission may from time to time prescribe to govern the settlement of all such rates and charges, including rules and regulations for weekly or monthly settlement, and to prevent unjust discrimination or undue preference or prejudice: *Provided,* That the provisions of this paragraph shall not be construed to prohibit any such carrier from extending credit in connection with rates and charges on freight transported for the United States, for any department, bureau, or agency thereof, or for any State or Territory, or political subdivision thereof, or for the District of Columbia.

It further appearing, That rules and regulations in the matter are necessary in the public interest;

And it further appearing, That common carriers by motor vehicle presently extend credit to shippers in the collection of rates and charges for transportation and that, pending prescription by the Commission of such rules and regulations, such carriers should be authorized to continue to extend such credit to shippers in the collection of rates and charges for transportation:

It is ordered, That pending prescription of such rules and regulations in the matter, common carriers by motor vehicles, after assuring themselves that shippers have proper credit ratings, or having obtained satisfactory surety bonds, or otherwise taken precautions deemed by them sufficient to assure payment of all tariff rates and charges within the credit period hereinafter specified, be, and they are hereby, authorized, effective April 1, 1936, to extend credit in the collection of rates and charges due and owing at the time of delivery or relinquishment of possession of freight at destination, to those who undertake to pay such charges, for a period not exceeding thirty days from the time of delivery or relinquishment of possession of freight at destination.

By the Commission, division 5.

[SEAL]

GEORGE B. MCGINTY, *Secretary.*

[Filed, March 20, 1936; 12:01 p. m.]

NOTICE

MARCH 18, 1936.

To all Common Carriers of Property Subject to the Motor Carrier Act, 1935:

Information received by the Commission indicates that some motor carriers provide in their tariffs and bills of lading, rules or provisions which limit their liability to the shipper in case of loss, damage, or injury to property transported. Under Section 219 of the Motor Carrier Act, 1935, and Section 20 (11) of the Interstate Commerce Act, a common carrier by motor vehicle may not limit its liability for loss, damage, or injury to property transported in freight or express service unless the carrier has been authorized by an order of the Commission to establish and maintain rates dependent upon the value declared or agreed upon in writing by the shipper as the released value of the property. Therefore, if tariffs filed with the Commission in compliance with the Motor Carrier Act, 1935, contain limitations upon a common carrier's liability as to property transported in freight or express service, such limitations will be void and without effect on and after the effective date of Section 219 of the Motor Carrier Act, 1935, unless authorized by an order of the Commission permitting establishment and maintenance of such rates dependent upon the value declared or agreed upon as the released value by the shipper. Tariffs containing such rates must refer to the order of the Commission which authorizes their publication.

The rates and other lawful provisions of the tariffs containing unauthorized limitations upon a carrier's liability will not be affected by such unlawful limitations, but will take effect in the same manner as if there had been no attempt to limit the carrier's liability in connection therewith. That is to say, the rates in the tariff will become effective on the published effective date, but the limitations on the carrier's liability will not be effective.

Common carriers by motor vehicle desiring to establish and maintain rates dependent upon value declared or agreed upon by the shipper as the released value should file application with the Commission for authority to establish and maintain such rates. The application should set forth the rates and commodity descriptions, including the limitations of liability, proposed to be established, and contain a complete statement of the facts and circumstances relied upon in justification of the relief sought from the provisions of Section 219 of the Motor Carrier Act, 1935, and Section 20 (11) of the Interstate Commerce Act.

In the past, orders of the Commission permitting the establishment of rates dependent upon the released value of the property transported have related to specific commo-

ties, and no general or blanket released-rate authority has been issued except as to express traffic.

Attached to this notice is a form of application for authority to establish released rates. Four copies of the application should be furnished to the Commission, one of which must be signed and sworn to before a notary public by the person making the application.

[SEAL]

GEORGE B. MCGINTY, *Secretary.*

[Filed, March 20, 1936; 12:04 p. m.]

FORM BMC 24

[Form of application for authority to establish and maintain rates dependent upon the released or agreed value of the property transported]

(Place and date)

To the INTERSTATE COMMERCE COMMISSION,
Washington, D. C.

-----, on behalf of
(Name and title of officer or agent)

(Name of carrier or carriers on behalf of which application is made. If application is made on behalf of all carriers parties to a particular tariff, schedule, or classification, reference may be made to such publications by MF-I. C. C. number)

does hereby respectfully petition the Interstate Commerce Commission that it be authorized under Section 219 of the Motor Carrier Act, 1935, to establish and maintain rates, ratings, rules, regulations, or charges for the transportation of property, other than ordinary livestock, dependent upon value declared in writing by the shipper or agreed upon in writing as the released value of the property as follows:

(State fully, either specifically or by an accompanying exhibit, the rates, ratings, rules, regulations, or charges, commodity descriptions, and limitations of liability proposed to be established.)

Your petitioner represents that the existing rates, ratings, rules, regulations, or charges are as follows:

(Set forth fully, either specifically or by reference to an accompanying exhibit, the existing rates, ratings, rules, regulations, or charges and commodity descriptions, including limitations of liability, if any, together with reference by MF-I. C. C. number and page or item of the tariff or tariffs in which the same are published.)

Your petitioner bases such request upon the following facts:

(State fully all facts relied upon in justification of the authorization sought. If the application is based upon special circumstances and conditions, upon existing rules or regulations respecting analogous commodities, or rates or ratings thereon, or upon rules, regulations, rates, or ratings applying in other localities or territories, or applicable via the lines of other carriers, full information respecting such special circumstances and conditions or existing rules, regulations, rates, or ratings must be given.)

(Name of carrier)

By -----
(Name and title of officer)

Subscribed and sworn to before me this ---- day of

----- 19--
(Only original need be verified.)

Notary Public.

[Filed, March 20, 1936; 12:04 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

UNITED STATES OF AMERICA—BEFORE THE SECURITIES AND EXCHANGE COMMISSION

At a regular session of the Securities and Exchange Commission held at its office in the City of Washington, D. C., on the 19th day of March, A. D., 1936.

Commissioners: James M. Landis, Chairman; George C. Mathews, Robert E. Healy, J. D. Ross, William O. Douglas.

File No. 32-8-1

In the Matter of the Application of East Missouri Power Company.

ORDER AUTHORIZING HEARING AND DESIGNATING OFFICER TO CONDUCT PROCEEDINGS

An application having been duly filed with this Commission, by East Missouri Power Company, pursuant to Section 6 (b) of the Public Utility Holding Company Act of 1935.

It is ordered that the matter be set down for hearing on the 28th day of March 1936, at 10:00 o'clock in the forenoon of that day at Room 1101, Securities and Exchange Building, 1778 Pennsylvania Avenue NW., Washington, D. C.; and

It is further ordered that Charles S. Lobingier, an officer of the Commission, be and he hereby is designated to preside at such hearing, and authorized to adjourn said hearing from time to time, to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law; and

It is further ordered, that any interested state, state commission, state securities commission, municipality, or other political subdivision of a state, or any representative of interested consumers or security holders, or any other person, desiring to be admitted as a party in this proceeding or to offer evidence in this matter, shall give notice of such intention to the Commission, such notice to be received by the Commission not later than March 26, 1936.

Upon the completion of the taking of testimony in this matter, the officer conducting said hearing is directed to close the hearing and make his report to the Commission. By the Commission.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[Filed, March 20, 1936; 12:23 p. m.]

[For immediate release Thursday, March 19, 1936]

SECURITIES EXCHANGE ACT OF 1934

Release No. 538 (Class A)

The Securities and Exchange Commission, deeming it necessary for the execution of the functions vested in it and necessary and appropriate in the public interest and for the protection of investors so to do, pursuant to authority conferred upon it by the Securities Exchange Act of 1934, particularly Sections 3 (a) (12), 10 (b), and 23 (a) thereof, hereby amends Rule AN9 by deleting the date "March 31, 1936", wherever the same appears in paragraph (a) of said rule, and inserting in lieu thereof the date "April 30, 1936."

The foregoing amendment shall be effective immediately upon publication.

[SEAL]

FRANCIS P. BRASSOR, *Secretary.*

[Filed March 20, 1936; 12:23 p. m.]

