

UNITED STATES OF AMERICA, PETITIONER

VS.

ATLANTIC CLEANERS AND DYERS, INC., ET AL.,
DEFENDANTS.

DECREE.

This cause came on to be heard at this term on plaintiff's motion to strike the amended answers of defendants, Atlantic Cleaners and Dyers, Inc., Globe Dry Cleaners and Dyers, Arcade-Sunshine Co., Vogue Dry Cleaning Company, Samuel Rubenstein, Charles Rubenstein, John F. McCarron, Samuel Grozbean, Harry Viner and Samuel Goldenberg, and the Court being of opinion that the amended answers of said defendants are insufficient in law to constitute a defense to the cause of action alleged in the petition, it is, by the Court, this 5th day of November, 1931,

Ordered, adjudged, and decreed that the amended answers of defendants, Atlantic Cleaners and Dyers, Inc., Globe Dry Cleaners and Dyers, Arcade-Sunshine Co., Vogue Dry Cleaning Company, Samuel Rubenstein, Charles Rubenstein, John F. McCarron, Samuel Grozbean, Harry Viner and Samuel Goldenberg, be and the same are hereby stricken from the files.

And said defendants, by their attorneys, appearing in open Court and electing to stand upon their said amended answers to the petition, it is, by the Court, upon consideration thereof, this 5th day of November, 1931, further

Ordered, adjudged and decreed, as follows:

1. That this Court has jurisdiction of the subject matter and of all the parties hereto; that the petition herein states a good cause of action against the defendants herein under the Act of Congress approved July 2, 1890, entitled "An Act To protect trade and commerce against unlawful restraints and monopolies." and under the common law.

2. That the petition herein be and the same is hereby

dismissed as to the defendants, Majestic Cleaning and Dye Works, Inc., Isidore Janet, The Mutual Cleaning Company and Joseph A. Geier.

3. That the defendants, Atlantic Cleaners and Dyers, Inc., Globe Dry Cleaners and Dyers, Arcade-Sunshine Co., Vogue Dry Cleaning Company, Samuel Rubenstein, Charles Rubenstein, John F. McCarron, Samuel Grozbean, Harry Viner and Samuel Goldenberg, have been and are engaged in a combination and conspiracy in restraint of trade and commerce in the District of Columbia in cleaning, dyeing and/or otherwise renovating clothes, as described in the petition, in violation of the Act of Congress approved July 2, 1890, entitled "An Act To protect trade and commerce against unlawful restraints and monopolies," and of the common law.

4. That the defendants, Atlantic Cleaners and Dyers, Inc., Globe Dry Cleaners and Dyers, Arcade-Sunshine Co., Vogue Dry Cleaning Company, Samuel Rubenstein, Charles Rubenstein, John F. McCarron, Samuel Grozbean, Harry Viner and Samuel Goldenberg, their officers, agents, servants, employees, and attorneys, and all those in active concert or participation with them, be and they are hereby perpetually enjoined and restrained from—

(a) Further carrying out the combination and conspiracy in restraint of trade and commerce in the District of Columbia in cleaning, dyeing; and/or otherwise renovating clothes, herein mentioned;

(b) Agreeing upon or making effective any assignment or allotment of the business of retail dyers and cleaners of clothing;

(c) Agreeing upon prices, terms and conditions to be charged and received by them for cleaning, dyeing and renovating clothes;

(d) Doing any acts to effectuate or enable them to observe any agreement for an assignment or allotment of the business of retail dyers and cleaners of clothing, or any agreement upon prices, terms and conditions to be charged and received by them for cleaning, dyeing and renovating clothes.

5. That jurisdiction of this cause be retained by this Court for the purpose of enforcing this decree.

6. That plaintiff recover from said defendants its costs, to be taxed by the Clerk, and that it have execution therefor.

ALFRED A. WHEAT,
Chief Justice.

Filed Nov. 5, 1931.