

IN THE DISTRICT COURT OF THE UNITED STATES FOR  
THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

September Term 1941.

Civil No. 1962.

UNITED STATES OF AMERICA

VS.

DETROIT TILE CONTRACTORS' ASSOCIATION; GREATER  
DETROIT TILE CONTRACTORS' ASSOCIATION; WALTER T.  
OZIAS; RICHARD BRUNY; ANDREW S. JACKSON;  
CHARLES E. SCOTT; LOUIS VITALI; ANTHONY VIVO-  
NETTO; LOUIS PALOMBIT; HUMBERT MULARONI; JOHN  
CROCI; BRICKLAYERS, MASONS AND PLASTERERS' INTER-  
NATIONAL LOCAL UNION No. 32; LOCAL No. 40 OF THE  
INTERNATIONAL ASSOCIATION OF MARBLE, STONE, AND  
SLATE POLISHERS, RUBBERS AND SAWYERS, TILE AND  
MARBLE SETTERS HELPERS AND TERRAZZO WORKERS  
HELPERS; PATRICK J. RUDDY; THOMAS COWPER-  
THWAITE; JOHN E. HUGHES; DANIEL A. MARTIN;  
LOUIS MEDICI, OTTO WILLIAMS; JAMES HAGAN; E.  
STANTON PIPER; RANDALL MARTIN; JAMES RANDOLPH.

DECREE MODIFYING FINAL DECREE

1. This cause came on to be heard this 3rd day of  
October, 1941, the plaintiff being represented by Thur-  
man Arnold, Assistant Attorney General, and John C.  
Lehr, United States Attorney for the Eastern District  
of Michigan, and the defendants being represented by  
their counsel.

2. Bricklayers, Masons and Plasterers' International  
Local Union No. 32, Local No. 40 of the International  
Association of Marble, Stone, and Slate Polishers, Rub-  
bers and Sawyers, Tile and Marble Setters Helpers and

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Terrazzo Workers Helpers, Patrick J. Ruddy, Thomas  
Cowperthwaite, John E. Hughes, Louis Medici, Otto  
Williams, James Hagan, defendants in the above-entitled  
cause, having filed herein on October 3, 1941, an applica-  
tion for a modification of the final decree entered herein,  
with the consent of all parties, on July 9, 1940, and the  
proposed modification not being opposed, after notice  
given, by any of the other defendants or by the United  
States of America and having been found by the Court  
to provide suitable relief concerning the matters alleged  
in the complaint and application herein, it is

ORDERED, ADJUDGED, AND DECREED as follows, as to all  
of the parties to this cause and upon their consents here-  
to, as signified in writing at the foot of this decree:

3. That the aforesaid consent decree of July 9, 1940  
be and the same is hereby modified by the cancellation of  
sub-paragraph (k) of paragraph 8, and the substitution  
therefor of the following sub-paragraph:

(k) Because such person, partnership, or corpora-  
tion had, in the past, worked with the tools: *provided*,  
*however*, that nothing in this decree shall prevent  
the International Union or a subordinate union, their  
officers, agents, or employees, from requiring such  
person, partnership, or corporation to cease working  
with the tools after the expiration of six months  
from the date said International Union or sub-  
ordinate union, their officers, agents, or employees,  
serves written notice of such requirement upon such  
person, partnership, or corporation, except that  
contractors may work with the tools on small repair  
jobs in private homes.

4. That the cancellation and substitution herein decreed  
shall become effective upon the date of entry of this  
decree.

Dated: October 3, 1941.

ERNEST A. O'BRIEN,  
United States District Judge.