

IN THE DISTRICT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF ILLINOIS,

EASTERN DIVISION.

THE UNITED STATES OF AMERICA, PETITIONER,

VS.

CENTRAL-WEST PUBLISHING COMPANY, ET AL.,

DEFENDANTS.

Equity No. 30888.

ORDER.

Upon consideration of the petition of American Press Association and Western Newspaper Union herein filed on the 12th day of January, 1940, and of the affidavits of Herbert H. Fish, verified January 2, 1940, Courtland Smith, verified January 2, 1940, Edward C. Johnson, verified January 3, 1940, W. Wilson Brown, verified January 3, 1940, and Charles B. Emde, verified January 5, 1940, and after hearing counsel for Petitioners and counsel for the United States in open Court, and it appearing to the Court that all existing and living individual and corporate parties to the original proceeding have been duly served with notice; and it further appearing to the court that the changes in the corporate defendants hereto, the changes in the character of their businesses, the changes in the country and suburban newspaper industry, and the abandonment by defendants of the activities of the defendants prohibited by the decree hereinbefore entered on August 3, 1912, as heretofore modified, have

made it proper further to modify said decree; it is therefore

ADJUDGED, ORDERED, AND DECREED that the consent decree hereinbefore entered on the 3rd day of August, 1912, as modified by the decree hereinbefore entered on the 5th day of September, 1917, be and the same is hereby further modified by striking therefrom sections II to V. both inclusive, and by substituting therefor the following:

"II That the American Press Association, a New York corporation, and Western Newspaper Union, a Delaware corporation (successor to Western Newspaper Union, an Illinois corporation, one of the original defendants herein), defendants herein, at least twenty days prior to putting into effect:

(a) any plan of merger of their respective corporations with each other;

(b) any plan of consolidation of their respective corporations into a new corporation;

(c) any plan for purchasing or acquiring the capital stock or other share capital of any other corporation engaged in the manufacture or sale of plate matter or ready prints;

(d) any plan for acquiring the property or business of any other corporation engaged in the manufacture or sale of plate matter or ready prints; or

(e) any plan of consolidation of their respective businesses, either with each other or into a new corporation; shall file said plan with the Attorney General of the United States.

III. That this court shall, in the public interest, retain jurisdiction of this cause and of the parties hereto, for the purpose of taking such further action in the premises as may seem to it to be necessary."

Except as modified by this order, said decree hereinbefore entered on the 3rd day of August, 1912, as modified by the decree hereinbefore entered on the 5th day of September, 1917, shall remain in full force and effect.

ENTER

(sd) HOLLY

United States District Judge.

Dated at Chicago, Illinois this 12th day of January,
A. D. 1940.