

**UNITED STATES OF AMERICA v. E. O. BARNARD &  
COMPANY, INC., ET AL., DEFENDANTS.**

**IN THE DISTRICT COURT OF THE UNITED STATES, FOR  
THE SOUTHERN DISTRICT OF NEW YORK.**

**In Equity No. E 46-131.**

**UNITED STATES OF AMERICA, PLAINTIFF**

**VS.**

**E. O. BARNARD & COMPANY, INC., ET AL., DEFENDANTS.**

**FINAL DECREE.**

The United States of America filed its petition herein on August 8, 1928, and the defendants having appeared by their solicitor, the United States of America, by its solicitor, moved the court for an injunction as prayed in the petition; and the defendants consented to the entry of this decree without contest.

Wherefore, it is ordered, adjudged and decreed as follows:

That the court has jurisdiction of the subject matter and of all persons and parties hereto, and that the petition states a cause of action against the defendants under the Act of July 2, 1890, entitled "An Act To protect trade and commerce against unlawful restraints and monopolies."

That the defendants and each of them, and their agents, be, and they hereby are perpetually enjoined and restrained:

1. From collusively, or by concert or agreement amongst themselves, suggesting, requesting, or, by arguments, threats or otherwise, urging, manufacturers of grey cloth or manufacturers of shirting cloth (hereinafter referred to as Finishers), not to deal with or to cease to deal with so-called Commission Converters, that is to say, persons or corporations engaged in purchasing grey cloth and contracting and arranging with Finishers for the conversion thereof into shirting cloth, not as purchasers and owners of said cloth, but as agents for other persons and corporations.

2. From collusively, or by concert or agreement amongst themselves, conferring with manufacturers, Finishers, and purchasers of shirting cloth with the intent, or with the effect, or for the purpose of causing them (1) to refuse to sell grey cloth to Commission Converters or their principals, or (2) to refuse to make contracts with Commission Converters or their principals for the purchase and sale of grey cloth, or (3) to refuse to further perform current and valid contracts with Commission Converters or their principals for converting grey cloth into shirting cloth.

3. From collusively or by concert or agreement amongst themselves, promising manufacturers of grey cloth or Finishers that defendants will increase purchases of grey cloth from them, or increase the amount of business of converting grey cloth into shirting cloth placed with them by said defendants upon condition that

said manufacturers and Finishers refrain from dealing or cease to deal with Commission Converters and their principals.

4. From further executing or complying with any promises as above described.

5. From doing any of the aforesaid acts and things in pursuance of any concert, arrangement or agreement amongst said defendants.

6. From continuing the existence and activity of any committee or committees of defendants, authorized and instructed to do, or doing, such acts and things as will prevent or tend to prevent Commission Converters and their principals from purchasing grey cloth from manufacturers thereof, or from contracting or arranging with Finishers for converting grey cloth into shirting cloth, or from obtaining employment from purchasers and users of shirting cloth as agents aforesaid.

That jurisdiction of this cause is retained by this Court for the purpose of making such other or further orders as may become necessary.

August 8, 1928.

HENRY W. GODDARD,  
*United States District Judge.*