

IN THE DISTRICT COURT OF THE UNITED STATES FOR  
THE NORTHERN DISTRICT OF ILLINOIS,  
EASTERN DIVISION.

Present: The Hon. Evan A. Evans, acting district judge.  
WEDNESDAY, SEPTEMBER 5, A. D., 1917.

Equity No. 30888.

THE UNITED STATES OF AMERICA  
vs.

CENTRAL-WEST PUBLISHING COMPANY, WESTERN NEWS-  
PAPER UNION, AMERICAN PRESS ASSOCIATION, ET AL.

IN THE MATTER OF THE PETITION OF THE AMERICAN  
PRESS ASSOCIATION AND OTHERS FOR THE MODIFI-  
CATION OF THE DECREE ENTERED HEREIN ON  
AUGUST 3, 1912.

Come now the parties by their respective counsel, and the American Press Association, a corporation of New York; American Press Association, a corporation of West Virginia; and Courtland Smith having moved the court for leave to file the mandate of the Circuit Court of Appeals of the United States for the seventh circuit bearing date August 30, 1917, reversing the order and decree of this court of June 15, 1917, and remanding the cause with directions, said motion is allowed, and it is ordered that said mandate be duly filed and made a part of the record herein; and in pursuance of said mandate,

It is ordered and decreed by the court, supplemental to said decree of August 3, 1912, that the defendant Western Newspaper Union is hereby authorized to be a bidder and purchaser at a sale by the American Press Association of its plate plant and business as a going concern, on the condition and under the prohibition that the Western Newspaper Union shall not employ the plant and business so purchased or use the situation created by such purchase to charge more for its plate service to newspaper publishers than cost of production plus a fair and reasonable profit, such fair and reasonable profit to be measured relatively by the range of annual profit obtained by the Western Newspaper Union from its plate business since the entry of the original decree of August 3, 1912, without,

however, depriving the purchaser of such profits as result from its purchase by reason of the increase of business and the economies in the cost of production following the same; provided that present prices for plate service to newspaper publishers shall not be increased unless but not longer than an increase is warranted by increase in cost factors.

And said decree of August 3, 1912, is modified accordingly.

EVAN A. EVANS,  
*Acting District Judge.*