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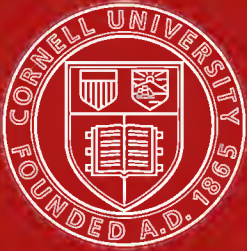
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PREFATORY NOTE

In March 1913 the first part of a "List of references on Federal control of commerce and corporations" was published by the Library. It was made up of references of a general character on Interstate commerce, the Constitutional question involved, the Interstate commerce commission, and the Sherman antitrust act. The second part, here offered, is devoted to various special aspects of the subject; to the ways, for example, in which Federal control is to be exercised, by Federal incorporation or licensing, by Federal taxation, by the regulation of capitalization, by the supervision of accounts, etc.; and to the means by which Federal control is to be accomplished through the Interstate commerce commission, the Commerce court, or other such agency. References are also given on the application of Federal control to railroads, express companies, the telegraph and telephone, etc., to interstate liquor shipments, to bills of lading, and to industrial combinations or trusts; and, finally, (see the Table of contents) to the more important litigation which has contributed to the development of the subject of Federal control of commerce and corporations. A full analytical index discloses the more minute ramifications of the subject.

H. H. B. MEYER
Chief Bibliographer

HERBERT PUTNAM
Librarian of Congress
Washington, D. C., January 20, 1914

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- 88 ————— Index to hearings on Court of commerce, railroad rates, etc. (S. 3776 and S. 5106), February 3-18, 1910.
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 "Views of the minority" signed by Albert B. Cummins and Moses E. Clapp: pt. 2, p. 17-28; "Views of Mr. Newlands": pt. 3, p. 29-47.
 10-35285-6 **HE2705.1910.C3**

- 90 **U. S.** *Dept. of justice.* Cases brought in the Commerce court. Letter from the Attorney general, transmitting, in response to Senate resolution of June 10, 1912, information relative to the cases brought in the United States Commerce court.
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- 91 ——— *Laws, statutes, etc.* The act to regulate commerce (as amended) and acts supplementary thereto: Commerce court act, Safety appliance acts, Act requiring monthly reports of accidents, Arbitration act, Hours of service act, Boiler inspection act. Pub. by the Interstate commerce commission. Revised to July 1, 1911.
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Includes some material on government ownership and the extension of the parcels post to cover all express business. Such material as a rule treats of present conditions and the need for government interference by control or ownership.

- 92 [**Allen, P. L.**] The public and the express companies.
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- 93 **Alston, Robert C.** Effect of Congressional enactments upon state statutes and decisions in reference to the valuation of shipments.
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- 94 **Atwood, Albert W.** The great express monopoly.
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- 95 **California.** *Legislature. Senate. Committee on federal relations.* In the matter of the investigation of the increase in freight and express rates. Transcript of testimony given before the Committee on federal relations, thirty-eighth session, 1909.
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- 96 **Chandler, W. H.** The express service and rates.
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- 97 **Dabney, W. D.** The public regulation of railways.
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- 98 **Dixon, F. H.** Publicity for express companies.
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- 99 **Express companies and the federal law.** By a staff contributor.
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 CONTENTS.—I. Nature and volume of business.—II. Corporate organization and business methods. **TF1.R68,v.50**
- 100 **Gardner, Obadiah.** The parcel post and postal express situation in Congress. Letter to the people of the United States.
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- 101 **Hampton, George P.** Memorial relative to a postal express. The opposition of the local merchant explained and answered by the zone system. From the testimony of Mr. George P. Hampton, representing the Farmers' national committee on postal reform and the Postal express federation. Hearings of the subcommittee of the Senate committee on post offices and post roads, December 29, 1911.
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- 102 **Hubbard, Elbert.** [Interstate commerce commission's investigation of the express companies.]
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- 103 **Jackman, William James and Mark H. Salt.** Express service and water transportation.
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- 104 **Johnson, Emory Richard and Grover G. Huebner.** Railroad traffic and rates.
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- 105 **Johnstone, James E.** Express companies and the Hepburn bill.
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- 106 **Lane, Franklin K.** The federal hand on express business.
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- 108 ——— Postal express as a solution of the parcels post and high cost of living problems. An adequate express service. Relief to consumers and shippers by a reduction of charges and extension of service to the country through rural delivery. A study in the economics of the transport of small shipments.
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- 109 **Lewis, David John.** A system of postal express to include both country merchants and farmers or express company monopoly, prohibitive rates, and inadequate service—Which? Speech in the House of representatives, June 8, 1911.
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- 110 **Merritt, A. N.** Shall the scope of governmental functions be enlarged so as to include the express business?
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- 111 **Parsons, Frank.** The railways, the trusts, and the people. With the assistance of Ralph Albertson. Ed. by C. F. Taylor.
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- 112 **Statement of express officials upon the Interstate commerce report.**
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- 113 **U. S. Congress. House. Committee on interstate and foreign commerce.** Charges for transportation of parcels by express companies. Report. <To accompany H. R. 12810.>
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- 114 ————— **Postal express. Report. <To accompany H. R. 23713.>**
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 Statement of Mr. Lewis, with appendices.
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- 116 ——— Senate. Committee on interstate commerce. Hearing on the bill S. 6668, to prevent express companies from transporting commodities in which they have ownership or interest. January 22, 1909. Series no. 12.
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- 117 ——— Industrial commission. Report on transportation, including testimony, review and topical digest of evidence.
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[Washington, Govt. print. off., 1908.] 15 p. 23^{cm}. (60th Cong., 1st sess. Senate. Doc. 468.)
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- 119 ——— No. 4198. In the matter of express rates, practices, accounts, and revenues. Submitted March 1, 1912. Decid d June 8, 1912.
(In its Interstate commerce commission reports. Decisions. v. 24. Washington, 1913. 23½^{cm}. p. 380-541.) HE2705.185,v.24
- 120 ——— Laws, statutes, etc. Parcel-post system. Bills introduced in the Senate and House of representatives during the present Congress in relation to parcel post.
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- 121 **Williams, Nathan B.** The American post-office. A discussion of its history, development, and present-day relation to express companies.
 [Washington, Govt. print off., 1910.] 49 p. 23^{cm}. ([U. S.] 61st Cong., 2d sess. Senate. Doc. 542.)
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- 122 ——— Express companies and the Post office.
Freight, Aug. 1910, v. 11: 237-238. **HE2122.T7,v.11**
- 123 ——— In the United States Circuit court of appeals. Eighth circuit. Nathan B. Williams, as informer on his own behalf and on behalf of the United States of America, plaintiff in error, vs. Wells-Fargo & company express, defendant in error. No. 3047. Error to the District court of the United States, for the Western district of Arkansas. Brief and argument on behalf of plaintiff in error. Nathan B. Williams. For plaintiff in error.
Kansas City, Mo., F. T. Riley pub. co., [1909?] cover-title, 61 p. 25½^{cm}.
 9-17328 **HE5903.W5W7**
- 124 ——— Usurpation by express companies.
Chicago legal news, July 25, 1908, v. 40: 403-404.
 Reprinted from Law and commerce.
 "Our conclusion is that the true intent and meaning of sections 3982-85 of the Revised statutes of the United States make it unlawful to either send or deposit for transportation, in any other manner than by mail, any mailable article within the weight limits described by law, except letters under full prepaid postage and in the manner provided in section 3992. And that it is unlawful for any person or persons, firm, company, or corporation to transport over any post route, any mailable article, in any other manner than as a part of the mail, saving the exceptions found in the statutes above mentioned."

TELEGRAPH AND TELEPHONE

- 125 **American digest**; a complete digest of all reported American cases from the earliest times to 1896. [Century ed.]
St. Paul, West publishing co., 1897-1904. 50 v. 26½^{cm}.
 "Telegraphs and telephones": v. 45, col. 2407-2594; "Regulation and operation": col. 2431-2594.
 Nov. 9, 98-1*
- 125a **American digest.** Decennial edition of the American digest of all reported cases from 1897 to 1906. v. 1-24.
St. Paul, West publishing co., 1908-12. 24 v. 26½^{cm}.
 (*American digest system.*)
 "Telegraphs and telephones": v. 19, p. 1-125.
 8-17767
 Continued by American digest annotated. Key number series, v. 1-15, 1907-1913.

- 126 **American telephone and telegraph company.** Commission telephone cases. Comp. by the American telephone and telegraph company, legal department.

New York, 1911-12. 2 v. tables, diagr. 24^{cm}.

"Volume III will contain the decisions in telephone cases for the year 1911 of all commissions in the United States and Canada having jurisdiction over telephone companies."—Preface.

"The Interstate commerce commission acquired jurisdiction over telephone companies on June 18, 1910, and on November 16 of that year issued to all telegraph and telephone companies a notice of a hearing held on December 7, 1910, for consideration of the application of the amended law to such companies. As a result of the hearing, an order was issued in 1911, which will be printed, together with the notice of the hearing, in volume III."

11-32891

HE8746.A6

- 127 ——— Constitutional provisions, general statutes and session laws of the states and territories of the United States, and acts of Congress relating to telegraph and telephone corporations, in effect January 1, 1904.

New York, [J. B. Lyon company, printers], 1904. 3 v. 26^{cm}. 4-29810

- 128 **Cary, William J.** Government control of telegraphs.

Government, Nov. 1908, v. 3: 217-225.

Discusses various proposals for federal regulation of telephone companies and advocates government ownership. **H1.G7,v.3**

- 129 **Casson, Herbert N.** The future of the telephone.

World's work, May, 1910, v. 20: 12903-12918.

Federal supervision: p. 12909-12910.

AP2.W8,v.20

- 130 **Collier, N. C.** Law of the place governing an interstate telegram.

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- 131 **Croswell, Simon Greenleaf.** A treatise on the law relating to electricity.

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"Federal franchise of telegraph companies": p. 34-49.

12-11276

- 132 **Escher, F.** Western union's move toward corporation publicity.

Harper's weekly, Oct. 22, 1910, v. 54: 22.

AP2.H32,v.54

- 133 **Frame, William A.** Report on proposed telephone accounting systems.
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 "Comparison of Wisconsin commission system with that proposed by Interstate commerce commission and that prescribed by Bell companies." **TK1.T36,v.62**
- 134 **Goodrich, W. F.** An independent view of interstate accounting plan.
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- 135 **Gorman, M. J.** Regulation of telegraph companies.
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 "Summary of American law": p. 680-688.
- 136 **Jones, Sidney Walter.** A treatise on the law of telegraph and telephone companies.
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- 137 **Kerr, William Dunton.** Public relations of telephone companies; a paper prepared for the fourteenth annual convention of the National independent telephone association, held at Chicago, February 8, 9 and 10, 1911.
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- 138 **Lansley, William J.** Advocates state supervision of telephone business.
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- 139 **McMillan, Archibald Harold.** Telephone law; the organization and operation of telephone companies.
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- 140 **Minor, H. Dent.** Telegraphs and telephones.
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- 141 **Payne, George W.** The constitutionality of state legislation
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- 142 **Stark, Francis Raymond.** Telegraphs and telephones.
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- 143 **U. S. Bureau of labor.** Investigation of Western union and
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- 144 ——— Investigation of telephone companies. Letter from the
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- 145 ——— *Congress. House. Committee on interstate and foreign*
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- 146 U. S. Congress. House. Committee on interstate and foreign commerce. Messages of interstate telegraph and telephone companies. Report [to accompany H. R. 3010]. Aug. 2, 1912.
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- 147 ———— The transmission of telegrams. Hearings [on] H. R. 3010, May 24, 1912.
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- 149 ———— Senate. Committee on interstate commerce. Interstate telegraph and telephone business. Hearing February 28 [and March 13] 1908, on the bill (S. 4395) to prohibit the giving to or receipt by public officers under the constitution or laws of the United States of any free frank or privilege for the transmission of messages by telegraph or telephone, to prevent discriminations in interstate telegraph and telephone rates, and fixing requirements governing the receipt and preservation of such messages.
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- 150 ———— Committee on the judiciary. Interstate race gambling. Hearing before a subcommittee of the Committee on the judiciary, December 14, 1909, on the bill S. 225, to prevent the nullification of state antigambling laws by international or interstate transmission of race-gambling bets or of racing odds.
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- 151 ———— Interstate race gambling by telegraph. Statements before the subcommittee of the Committee on the judiciary, on the bill S. 509, to prevent the nullification of state antigambling laws by interstate race gambling by telegraph [January 21, 1909].
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- 152 **U. S. Industrial commission.** Report on transportation, including testimony, review and topical digest of evidence. *Washington, Govt. print. off., 1900-01. 2 v. map, facsimis., tab., diagrs. 23½cm.* (*The Commission's Reports, vol. iv, ix.*)
 See indexes under Telephone, telegraph, etc.
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- 153 ——— *Interstate commerce commission.* Uniform system of accounts for telephone companies, as prescribed by the Interstate commerce commission, in accordance with section 20 of the Act to regulate commerce. First issue. Effective on January 1, 1913.
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- 155 ——— ——— Tentative uniform system of accounts for telegraph and cable companies. Jan. 10, 1912.
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- 157 **American law review** [Editorial]. "Original package decisions".
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- 158 ——— The "original package" case.
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- 159 **Bruce, A. A.** The Wilson act and the Constitution.
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 "Constitutional right to regulate interstate commerce in intoxicating liquors and the application of the 'original package' cases."
- 160 **Caldwell, Frederick S.** Interstate shipments of intoxicating liquors; argument in favor of the Kenyon (S. 4043) and McCumber (S. 2310) bills.
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- 161 **Constitutionality** of the control of interstate shipments of liquor. Brief on the so-called Kenyon interstate liquor bill. Presented by Mr. Gronna. Feb. 3, 1913.
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- 162 **Cooke**, Frederick H. What legislation by Congress is desirable to give effect to state liquor legislation?
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- 163 **Dinwiddie**, Edwin C., and **Andrew Wilson**. State control of interstate liquor traffic. Excerpts from hearing before the Committee on interstate commerce having under consideration the bill to limit the effect of the regulations of commerce between the several states and with foreign countries in certain cases; [arguments in favor of the act].
[*Washington, Gov't print. off., 1904.*] 15 p. 23cm. ([U. S.] 58th Cong., 2d sess. Senate. Doc. 168.)
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- 164 **Kerr**, Allen H. The Webb act.
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- 165 **Lisle**, R. Mason. The original package case.
American law review, Nov.-Dec., 1890, v. 24: 1016-1026.
- 166 **Maxwell**, Lawrence. "C. O. D." state laws. Legislatures can not regulate the business of interstate carriers by forbidding the transportation of liquors.
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- 167 **Miller**, Shackelford. The latest phase of the original package doctrine.
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- 168 **Oakes**, Henry W. The Webb act.
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- 170 **Patterson**, C. Stuart. The "original package" case.
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- 171 **Prentice**, E. Parmalee. Interstate commerce and original packages.
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- 172 **Shippen, Joseph.** Original packages and prohibition.
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- 173 **Townley, Morris M.** What is the original package doctrine?
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- 174 **Trickett, William.** The original package ineptitude.
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- 175 **Uhle, John B.** The law governing an original package.
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- 176 **U. S. Congress.** Speeches and debates in the Senate and House of representatives, Dec. 16-18, 1912; Jan. 10, 11; Feb. 7, 8, 10, 1913, on the bills H. R. 17593 and S. 4043, to divest intoxicating liquors of their interstate commerce character in certain cases.
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- 177 ——— *House. Committee on the judiciary.* Argument of Hon. Richard Bartholdt in opposition to the several bills to restrict interstate commerce in certain cases. [Hearing, April 10, May 1, 1908.]
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 8-35522 **HV5077.I6A4 1908b**
- 178 ——— ——— ——— Hearing, [February 21-March 20, 1906], in relation to H. R. 3159, H. R. 13655, H. R. 13856, H. R. 16479.
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- 179 ——— ——— ——— Hepburn-Dolliver bill. Full hearings on the bill (H. R. 4072) entitled "A bill to limit the effect of the regulations of commerce between the several states and with foreign countries in certain cases."
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 5-4627† **HV5077.I6A4 1904**
- 180 ——— ——— ——— H. R. 4776. [A bill to limit the effect of the regulation of commerce between the several states and territories. Hearing, April 29, 1908.]
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- 181 **U. S. Congress. House. Committee on the judiciary.** Interstate traffic in intoxicating liquors. Hearings Jan. 11, 19, 23; Feb. 17, 28; Mar. 4-6, 11, 22; Apr. 5, 15, 19, 22, 26, 1912. *Washington, Govt. print. off., 1912. 3 pts. in 1 v. 23^{cm}.*
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- 183 ———— Limiting the effect of the regulations of commerce between the several states, etc. Report [to accompany H. R. 15331]. Jan. 26, 1903. [*Washington, Govt. print. off., 1903.*] 2 p. 23½^{cm}. (57th Cong., 2d sess. *House. Rept. 3377.*)
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- 184 ———— Regulating interstate commerce in certain cases. Report [to accompany H. R. 4072]. April 8, 1904. [*Washington, Govt. print. off., 1904.*] 13 p. 23^{cm}. (58th Cong., 2d sess. *House. Rept. 2337.*)
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- 185 ———— Regulating interstate commerce in certain cases. *Washington, Govt. print. off., 1907. 1 p. l., 13, 306 p. 23^{cm}.* (59th Cong., 2d sess. *House. Doc. 522.*) 5155
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- 188 ———— Report amending H. 17593, to divest intoxicating liquors of their interstate-commerce character in cases [where intoxicating liquors are transported into state or territory and are intended to be used therein in violation of law of such state or territory]. Feb. 7, 1913.
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- 189 ———— To make spirituous, malt, vinous, and intoxicating liquors of all kinds, in interstate commerce [a special class in such commerce, and to regulate in certain cases the transportation and sale thereof]. Report. <To accompany H. R. 16479.>
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- 190 ———— *Committee on ways and means.* Liquor tax laws. Hearings before the subcommittee on internal revenue of the Committee on ways and means, 59th Congress, 1st session. Shipment of liquor C. O. D. Publication of lists of special-tax stamp holders. Prohibiting issuance of special-tax stamps in prohibition communities. February 3 and 5, 1906.
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- 191 ———— *Senate. Committee on interstate commerce.* Limiting the effect of regulations of commerce between the states, etc. Report [to accompany S. 224]. June 14, 1897.
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- 102 U. S. Congress. Senate. Committee on interstate commerce. State control of interstate liquor traffic. Excerpts from hearing before the Committee on interstate commerce having under consideration the bill to limit the effect of the regulations of commerce between the several states and with foreign countries in certain cases. Feb. 25, 1904. [Washington, Govt. print. off., 1904.] 15 p. 23½^{cm}. (58th Cong. 2d sess. Senate. Doc. 168.)
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- 193 ————— State control of interstate liquor traffic. Hearing [Feb. 13, 1903] before the Committee on interstate commerce, having under consideration the bill (H. R. 15331) to limit the effect of the regulations of commerce between the several states and with foreign countries in certain cases.
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- 194 ————— Committee on the judiciary. Hearings before a subcommittee of the Committee on the judiciary on bills to limit the effect of the regulations of commerce between the several states, etc., in certain cases.
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- 196 ————— Interstate shipments of intoxicating liquors into "dry" territory. Hearing before a subcommittee of the Committee on the judiciary on bills relating to interstate shipments of intoxicating liquors into "dry" territory, being S. 1523, S. 2310, S. 3710, S. 4043.
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- 199 ————— To regulate interstate commerce in intoxicating liquors, etc. Report. <To accompany S. 6576.>
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Contains views of Mr. Knox, Mr. Nelson, Mr. Fulton, Mr. Bacon, Mr. Rayner and Mr. Culberson, relative to the constitutionality of bills to regulate such commerce.
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- 200 ————— To regulate interstate commerce in intoxicating liquors, etc. Report from the Committee on the judiciary, with hearings held by a subcommittee of said Committee, on bills to limit the effect of the regulations of commerce between the several states in certain cases.
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- 201 ————— *Laws, statutes, etc.* Public—No. 398. S. 4043. An act divesting intoxicating liquors of their interstate character in certain cases. Passed over President Taft's veto, Mar. 1, 1913.
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- 203 **American digest.** Decennial edition of the American digest; a complete digest of all reported cases from 1897 to 1906. v. 1-24.
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- 204 **American law review** [Editorial]. Extension of federal jurisdiction over state canals.
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- 205 **Chilton, E. G.** Navigable waters.
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- 206 **Donnelly, J. C.** One phase of federal power under the commerce clause of the Constitution [control of navigable waters].
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- 208 **Gould, John Melville.** A treatise on the law of waters, including riparian rights, and public and private rights in waters tidal and inland. 3d ed.
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- 212 **Teller, Henry M.** Federal jurisdiction over navigable stream. Speech in the Senate, Mar. 31, 1908, on the bill (H. R. 7618) to authorize the Benton water company, its successors or assigns, to construct a dam across the Snake River, in the state of Washington.
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- 248 **James, Francis Bacon.** Pomerene Senate bill, no. 1654. Article from the *Traffic world* in relation to immediate congressional legislation needed to correct defects in existing laws on bills of lading.

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- 251 **Pierson, Lewis E.** Necessary bill-of-lading reform.

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- 259 **Baker, J. Newton.** The segregation of white and colored passengers on interstate trains. *Yale law journal, Apr. 1910, v. 19: 445-452.*
- 260 **Graser, Ferdinand H.** Pullman company under federal law. Extent and nature of business. *Railway world, Sept. 14, 1906, v. 50: 781-782. TF1.B68,v.50*
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- 269 **Anderson**, Benjamin M. jr. Competition versus monopoly the issue of the campaign.
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- 270 **Bacon**, N. T. The control of corporations.
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- 270a **Baker**, J. Newton. The evil of special privilege. Regulation of industrial corporations.
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- 273 **The Cyclops of trade: two views.**
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- 314 **Baker, J. Newton.** Federal incorporation of railroads.

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- 315 **Bascom, John.** Industrial corporations. Federal incorporation for those doing an inter-state business.

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FOR THE DEFENSE

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JOINT TRAFFIC ASSOCIATION

FOR THE PROSECUTION

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HATTERS' CASE

(Loewe et al. vs. Lawlor)

FOR THE PROSECUTION

- 430 **Beck**, James Montgomery. Dietrich E. Loewe and Martin Fuchs, plaintiffs in error, (plaintiffs below), vs. Martin Lawlor et al., defendants in error, (defendants below). Brief for plaintiffs in error. James M. Beck, Daniel Davenport, counsel for plaintiffs in error.
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- 431 ——— Dietrich E. Loewe and Martin Fuchs, plaintiffs in error, (plaintiffs below), vs. Martin Lawlor et al., defendants in error, (defendants below). Oral arguments for plaintiffs in error made before the Supreme court, December 4 and 5, 1907. <Stenographically reported.> James M. Beck, Daniel Davenport, counsel for plaintiffs in error.
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- 439 **Knowlton**, Jerome C. Labor organizations in legislation.
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- 440 **Merritt**, Walter G. Law of the Danbury hatters' case.
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- 441 ——— The significance of the Loewe decision.
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NORTHERN SECURITIES COMPANY

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The following are a few additional references mostly legal.

FOR THE PROSECUTION

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9-5472 HD2780.N87A34
- 449 Griggs, John William.** The Northern securities company and others, appellants, vs. The United States, appellees. Brief of John W. Griggs for the Northern securities company, appellant.
New York, Hamilton print, [1903]. cover-title, 53 p. 23cm.
United States Supreme court, October term, 1903. No. 277.
9-21613 HD2780.N87A335

- 450 **Johnson**, John G. Northern securities company et al., appellants, vs. The United States. Appeal from the Circuit court of the United States for the district of Minnesota. Brief for Northern securities company, appellant. John G. Johnson, for Northern securities company. *Philadelphia, Allen, Lane & Scott, prs., [1903]. cover-title, 67 p. 23^{cm}.*
 No. 277. October term, 1903. In the Supreme court of the United States.
 9-21607 **HD2780.N87A332**

- 451 **Young**, George Brooks. Northern securities co., et al., appellants, vs. United States of America, appellees. Brief for Northern securities co., et al., appellants. Geo. B. Young, of counsel. *[n. p., 1903.] cover-title, 320 p. 24^{cm}.*
 Supreme court of the United States. October term, 1903, no. 277.
 9-5556 **HD2780.N87A33**

- 452 **Beach**, Charles Fisk, jr. The Northern securities company, the Great Northern railway company, the Northern Pacific railway company, and others, appellants, v. The United States, respondent. Railway "mergers" operating a substantial division of territory the result of an irresistible trend or tendency in railway development—Their inevitability as disclosed in the history of railway combination and amalgamation throughout the world—Their consonance with public policy—Their economic validity—Constitutional considerations. *Argument Amicus curiae. [St. Paul, 1903.] cover-title, 95 p. 23^{cm}.*
 In the Supreme court of the United States. October term, 1903. No. 277.
 9-5470 **HD2780.N87A48**

COURT DECISIONS, ETC.

- 453 **U. S.** *Circuit court (8th circuit).* United States v. Northern securities co. et al. (Circuit court D. Minnesota, Third division. April 9, 1903.) No. 789.
(In Federal reporter, v. 120. St. Paul, 1903. 224^{cm}. p. 721-732. Decision rendered by Judge Thayer.
 Also in Federal anti-trust decisions, Washington, 1912, v. 2, p. 215-232. **HD2780.A2 1912,v.2**

454 **U. S. Supreme court.** The Northern securities company and others vs. the United States. Opinion delivered by Mr. Justice Harlan, with concurring and dissenting opinions. Delivered March 14, 1904. March 28, 1904.—Ordered printed.

Washington, Govt. print. off., 1904. 72 p. 23^{cm}. (58th Cong., 2d sess. Senate. Doc. no. 232.) 4591

No. 277.—October term, 1903.

4-17912

Also in United States reports, New York, 1904, v. 193, p. 197-411; and in Federal anti-trust decisions, Washington, 1912, v. 2, p. 338-532. HD2780.A2 1912,v.2

COMMENT AND DISCUSSION

455 **Clark, Hugo, and Bartlett Brooks.** The trusts and the constitution; a monograph; the evils of allowing one corporation to hold stock in another and the unconstitutionality of state statutes which permit it; the Northern securities company in a new light, and the absolute power in the national government to control or abolish trusts and monopolies.

[*Bangor, Me., The T. W. Burr printing co., 1904.*] 34 p. 23^{cm}. 7-28643 HD2778.C59

456 **Cutting, Robert L.** The Northern securities company and the Sherman anti-trust law.

North American review, Apr. 1902, v. 174: 528-535.

AP2.N7,v.174

457 **Garner, James Wilford.** The Northern securities case.

American academy of political and social science. Annals, July, 1904, v. 24: 123-147. H1.A4,v.24

458 **Langdell, C. C.** The Northern securities case and the Sherman anti-trust act.

Harvard law review, June, 1903, v. 16: 539-554.

Railway world, July 25-Aug. 1, 1903, v. 29: 847, 850-852; 875, 878-879. TF1.R68,v.29

459 **Meyer, Balthasar Henry.** The action of the federal government in the Northern securities case.

Railway critic, May, 1907, v. 6: 130-139.

TF1.R42,v.6

460 ——— The action of the state authorities in the Northern securities case.

Railway critic, Jan. 1907, v. 6: 600-610.

TF1.R42,v.6

461 ——— History of the Northern securities case.

Railway age, Mar. 18, 1904, v. 37: 409-412.

TF1.R3,v.37

- 462 **Meyer, Balthasar Henry.** A history of the Northern securities case.
Railway critic, Nov. 1906, v. 5: 511-517. **TF1.R42,v.5**
- 463 **Noyes, A. D.** [Northern securities decision.]
Forum, July, 1903, v. 35: 39-42. **AP2.F8,v.35**
- 464 **Randolph, Carman F.** The Northern securities decision.
North American review, June, 1903, v. 176: 846-855.
AP2.N7,v.176
- 465 **Whitney, Edward B.** The Northern securities company.
Yale law journal, June, 1902, v. 11: 387-398.
This article incorporates a portion of a paper on "Parasite corporations" read at the meeting of American social science association, Apr. 1902.

STANDARD OIL COMPANY

FOR THE PROSECUTION

- 466 **United States.** In the Circuit court of the United States for the Eastern division of the Eastern judicial district of Missouri. United States of America v. Standard oil company of New Jersey, and others. No. —.
[*St. Louis? 1906.*] *cover-title, 276 p. fold. map. 23cm.*
Petition of the U. S., "by David P. Dyer, the U. S. attorney for the Eastern district of Missouri."
9-8901 **HD2780.S506D2**
- 467 **United States, petitioner.** In the Circuit court of the United States for the Eastern division of the Eastern judicial district of Missouri. United States of America, petitioner, v. Standard oil company of New Jersey et al., defendants.
Washington, Govt. print. off., 1908-09. 21 v. 23½cm.
Counsel for petitioner: Frank B. Kellogg, C. B. Morrison, J. H. Graves; for the defendants, John G. Milburn, M. Rosenthal, J. S. Miller, M. F. Elliott, M. Carey, F. L. Crawford, D. Campbell.
8-35456 **HD2780.S506D4**
- 468 ——— *Dept. of justice.* United States of America, petitioner, v. Standard oil company of New Jersey et al., defendants. Brief of the law for petitioner. George W. Wickersham, Attorney-general. Frank B. Kellogg [etc.] special assistants to the Attorney-general.
[*Washington, Govt. print. off., 1909.*] *198 p. 23cm.*
In the Circuit court of the United States for the Eastern division of the Eastern judicial district of Missouri.
9-35427 **HD2780.S506D5**

469 **United States.** *Dept. of justice.* United States of America, petitioner, v. Standard oil company of New Jersey et al., defendants. Brief of facts and argument for petitioner . . . George W. Wickersham, Attorney-general. Frank B. Kellogg, Charles B. Morrison, Cordenio A. Severance, and J. Harwood Graves, special assistants to the Attorney-general.

[*Washington, Govt. print. off., 1909.*] 2 v. 23^{cm}.

In the Circuit court of the United States for the Eastern division of the Eastern judicial district of Missouri.

9-35457

HD2780.S506D44

470 ———— United States of America, petitioner, v. Standard oil company of New Jersey et al., defendants. Brief of facts and argument for petitioner. Abridgment of volume 2.

[*Washington, Govt. print. off., 1909.*] v, 225 p. 23^{cm}.

In the Circuit court of the United States for the Eastern division of the Eastern judicial district of Missouri.

Signed: George W. Wickersham, Attorney-general. Frank B. Kellogg [etc.] special assistants to the Attorney-general.

CONTENTS.—Unfair methods of competition: Local price cutting. Payment on rebates on oil purchases. Operation of bogus independent companies. Reports of competitors' shipments.

9-35436

HD2780.S506D45

471 ———— In the Circuit court of the United States for the Eastern division of the Eastern judicial district of Missouri. United States of America, petitioner, v. Standard oil company of New Jersey et al., defendants. [Petitioner's testimony.]

Washington, Govt. print. off., 1908. 6 v. 23½^{cm}.

Counsel for petitioner: Frank B. Kellogg, C. B. Morrison, J. H. Graves; for the defendants, John G. Milburn, M. Rosenthal, J. S. Miller, M. F. Elliott, M. Carey, F. L. Crawford, D. Campbell.

8-35456

HD2780.S8A4

472 ———— The Standard oil company of New York, petitioner, v. the United States. Petition for a writ of certiorari to the United States Circuit court of appeals for the Second circuit. Brief in opposition.

[*Washington, Govt. print. off., 1910.*] cover-title, 46 p. incl. *diagr.* 23^{cm}.

No. 775 in the U. S. Supreme court, October term, 1910.

Signed: George W. Wickersham, Attorney-general. William S. Kenyon, assistant to the Attorney-general, [etc.]

10-36128

HD2780.S510B5

- 473 **United States.** *Dept. of justice.* Standard oil company of New Jersey et al., appellants, v. United States of America, appellee. Brief for the United States.
 [Washington, Govt. print. off., 1910.] 2 v. fold. tables. 23^{cm}.
 U. S. Supreme court, October term, 1909. No. 725.
 10-35346 **HD2780.S506D7**
- 474 ——— Standard oil company of New Jersey, et al., appellants, v. United States of America, appellee. Reply brief for the United States.
 [Washington, Govt. print. off., 1910.] cover-title, 1 p. l., 66 p. 13 fold. tab. 23^{cm}.
 No. 398 in the U. S. Supreme court, October term, 1910.
 "George W. Wickersham, Attorney general. Frank B. Kellogg, Cordenio A. Severance, special assistants to the Attorney general."
 10-35031 **HD2780.S506D8**
- 475 ——— Standard oil company of New Jersey et al., appellants, v. United States of America, appellee. Reply brief for the United States.
 [Washington, Govt. print. off., 1911.] cover-title, 1 p. l., 68 p. 17 fold. tab. 23^{cm}.
 No. 398 in the U. S. Supreme court, October term, 1910.
 11-35093 **HD2780.S506D82**
- 476 ——— Standard oil company of New Jersey et al., appellants, v. United States of America, appellee. Oral argument of the Attorney general on behalf of the United States.
 [Washington, Govt. print. off., 1911.] cover-title, 25 p. 23^{cm}.
 No. 398 in the U. S. Supreme court, October term, 1910.
 11-35215 **HD2780.S506D85**
- 477 **Kellogg, Frank Billings.** Standard oil company of New Jersey et al., appellants, v. United States of America, appellee. Transcript of stenographer's minutes of the oral argument of Frank B. Kellogg on behalf of the United States.
 [Washington, Govt. print. off., 1911.] cover-title, 76 p. 23^{cm}.
 No. 398 in the U. S. Supreme court, October term, 1910.
 11-35214 **HD2780.S506D86**

FOR THE DEFENSE

- 478 **Standard oil company p^aintiff.** Transcript of record. Proceedings in United States Circuit court of appeals, seventh circuit, October term, A. D. 1907. No. 1409. Standard oil company, a corporation organized and existing under the laws of Indiana, plaintiff in error, vs. United States of America, defendant in error. In error to the District court of the United States for the Northern district of Illinois, Eastern division.

[*Washington, Govt. print. off., 1908.*] cover-title, ii, 101 p. 23^{cm}.

8-37750

HD2780.S506B28

- 479 **Standard oil company, respondent.** The United States, petitioner, v. Standard oil company, a corporation existing under the laws of Indiana, respondent. Answer of respondent to petition for certiorari.

New York, C. G. Burgoyne, [1908]. cover-title, 44 p. 23^{cm}.

In the Supreme court of the United States. October term, 1908. No. 628.

Signed: John S. Miller, Moritz Rosenthal, A. D. Eddy, for respondent.

9-8893

HD2780.S506B54

- 480 **Johnson, John G.** Standard oil company of New Jersey et al., appellants, against United States of America, appellee. Brief for appellants. John G. Johnson, John G. Milburn, of counsel.

New York, C. G. Burgoyne, [1909?]. 2 v. fold. tables, diagrs. 23½^{cm}.

10-13155

HD2780.S506D6

- 481 ——— United States of America vs. Standard oil company and others. Brief on behalf of defendants Standard oil company and others. John G. Johnson, John G. Milburn, of counsel.

[*n. p., 1909.*] 1 p. l., 188 p. 23½^{cm}.

9-22039

HD2780.S506D58

- 482 **Rosenthal, Moritz.** United States of America, petitioner, vs. Standard oil company (New Jersey) et al., defendants. Brief for defendants on the facts. Moritz Rosenthal, Frank L. Crawford, Chauncey W. Martyn, Douglas Campbell, Walter F. Taylor, of counsel.

[*n. p., 1909.*] 3 v. diagrs. (partly fold.) 23½^{cm}.

In the Circuit court of the United States for the Eastern division of the Eastern judicial district of Missouri.

CONTENTS.—I. Historical statement. Pipe lines. Competitors.—II. Railroad freight rates.—III. Profits and prices. "Unfair competition." Galena-Signal oil co.

9-22040

HD2780.S506D55

- 483 **Watson**, David Thompson. United States of America, petitioner, v. Standard oil company of New Jersey et al., defendants. Defendants' brief on the law. D. T. Watson, John M. Freeman, Ernest C. Irwin, for respondents.
 [n. p., 1909.] *cover-title*, 1 l., iii, 188, 5 p. 23½^{cm}.
 In the Circuit court of the United States for the Eastern division of the Eastern judicial district of Missouri.
 9-22037 **HD2780.S506D59**
- 484 ——— United States of America, petitioner, v. Standard oil company of New Jersey et al., defendants. Defendants' brief on the facts. D. T. Watson, John M. Freeman, Ernest C. Irwin, for respondents.
 [n. p., 1909.] *cover-title*, [2], 157, 3 p. 23½^{cm}.
 In the Circuit court of the United States for the Eastern division of the Eastern judicial district of Missouri.
 9-22038 **HD2780.S506D56**
- 485 ——— Standard oil company et al., appellants, vs. the United States. Brief on the law on part of appellants. D. T. Watson, John M. Freeman, Ernest C. Irwin, for appellants. *Pittsburg, Smith bros. co. inc., Franklin print, [1910]. cover-title, v, 289, 4 p. 23^{cm}.*
 In the Supreme court of the United States. October term, 1909. no. 725. **HD2780.S506D62**
- Appendix to brief on the law for appellants. D. T. Watson, John M. Freeman, Ernest C. Irwin, for appellants. *Pittsburg, Smith bros. co. inc., Franklin print, [1910]. cover-title, 38 p. 23^{cm}.*
 In the Supreme court of the U. S., October term, 1909, no. 725. Appeal from the U. S. Circuit court for the Eastern district of Missouri.
 10-13213-4 **HD2780.S506D62 App.**
- 486 ——— Standard oil company et al., appellants, vs. the United States. Revised brief on the law on part of appellants on re-argument. D. T. Watson, for appellants. *Pittsburgh, Pa., Smith bros. co. inc., [1910]. cover-title, 3 p. l., 358 p. 23^{cm}.*
 No. 398 in the U. S. Supreme court, October term, 1910, appeal from the U. S. Circuit court for the Eastern district of Missouri.
 13-12418

- 487 **Milburn**, John George. Standard oil company of New Jersey et al., appellants, against United States of America, appellee. Oral arguments on behalf of appellants. *New York, C. G. Burgoyne, [1911]. cover-title, 1 p. l., 103 p. 23½^{cm}.*
 No. 398 in the U. S. Supreme court, October term, 1910, on reargument of the appeal from the Circuit court, Eastern district of Missouri, Eastern division.
 Contains the arguments of John G. Milburn, David T. Watson, and John G. Johnson.
 11-8119 HD2780.S506D9

COURT DECISIONS, ETC.

- 488 **U. S.** *Circuit court (8th circuit).* United States v. Standard oil co. of New Jersey et al. (Circuit court, E. D. Missouri, E. D. March 7, 1907.) No. 5,371.
(In Federal reporter, v. 152. St. Paul, 1907. 22½^{cm}. p. 290-297.)
 Decision rendered by Judge Sanborn.
 Also in Federal anti-trust decisions, v. 3, Washington, 1912, p. 173-184. HD2780.A2 1912,v.3
- 489 ———— United States v. Standard oil co., of New Jersey et al. (Circuit court, E. D. Missouri, E. D. November 20, 1909.) No. 5,371.
(In Federal reporter, v. 173. St. Paul, 1910. 22½^{cm}. p. 177-200.)
 Decision rendered by Judge Sanborn; concurring opinion by Judge Hook.
 Also in Federal anti-trust decisions, v. 3, Washington, 1912, p. 696-730. HD2780.A2 1912,v.3
- 490 ———— United States v. Standard oil company of New Jersey and others. Supplemental decree.
[Washington, Govt. print. off., 1911.] cover-title, 14 p. 23^{cm}.
 11-35897 HD2780.S506D93
- 491 ———— *Supreme court.* The Standard oil company of New Jersey et al., appellants v. the United States. Opinion of the court delivered by Mr. Chief Justice White. Dissenting opinion by Mr. Justice Harlan. Delivered May 15, 1911.
Washington, Govt. print. off., 1911. 43 p. 23½^{cm}. (62d Cong., 1st sess. Senate. Doc. 34.)
 No. 398.—October term, 1910.
 11-35486 HD2780.S506E5
 Also in United States reports, v. 221, p. 1-106; and in Federal anti-trust decisions, Washington, 1912, v. 4, p. 79-168.
HD2780.A2 1912,v.4

COMMENT AND DISCUSSION

- 492 **Butler, Pierce.** Decisions of the Supreme court in the Standard oil company and tobacco trust cases.
(In Minnesota state bar association. Proceedings, 1911. [St. Paul, 1911.] 23^{cm}. p.69-76.)
- 493 **Cotton, J. B.** The recent trust cases.
(In Minnesota state bar association. Proceedings, 1911. [St. Paul, 1911.] 23^{cm} p. 58-68.)
On the Standard oil and tobacco trust decisions of the United States Supreme court.
- 494 **Evans, Harold.** The Standard oil and American tobacco cases.
University of Pennsylvania law review, Feb. 1912, v. 60: 311-323.
- 495 **Humphrey, Alex. P.** Discussion of Standard oil co. and American tobacco co. decisions.
(In Kentucky state bar association. Proceedings, 1911. Louisville, 1911. 23^{cm} p. 222-267.)
- 496 **Kellogg, Frank B.** Results of the Standard oil decision.
American review of reviews, June, 1912, v. 45: 728-730.
AP2.R4,v.45
- 497 **Lay, George C.** The Standard oil and American tobacco decisions.
Trust companies, June, 1911, v. 12: 421-424.
HG4341.T8,v.12
- 498 **Noble, Herbert.** The Standard oil case.
American law review, Jan.-Feb. 1910, v. 44: 1-11.
- 499 **Noyes, Alexander D.** The Standard oil decision.
Forum, Jan. 1910, v. 43: 40-48.
AP2.F8,v.43
- 500 **Raymond, Robert L.** The Standard oil and tobacco cases.
Harvard law review, Nov. 1911, v. 25: 31-58.
- 501 **Roosevelt, Theodore.** The Standard oil decision—and after.
Outlook, June 3, 1911, v. 98: 239-240.
AP2.O8,v.98
- 502 **Royall, William L.** The trust decisions.
Central law journal, July 28, 1911, v. 73: 57-65.
- 503 **Seager, Henry Rogers.** The recent trust decisions.
Boston, Ginn & company, 1911. 1 p. l., p. 581-614. 23^{cm}. 11-31946
HD2778.S4
"Advance sheets from Political science quarterly, vol. xxvi, no. 4, December, 1911."
H1.P8,v.26
"The Standard oil decision": p. 591-598.

504 **Spencer, Arthur W.** The Standard oil decision.
Green bag, June, 1911, v. 23: 279-284.

505 **Standard oil company.** [Statements on the subject of the separation of the various corporations of the company under the ruling of the courts.]

[*New York, 1911.*] 3 broadsides in 1 v. 27½-37cm.

CONTENTS.—Letter to the stockholders, July 28, 1911, concerning distribution of stocks.—List of the transfer offices of the various companies whose stocks have been distributed.—Letter, Nov. 15, 1911, showing the method of distribution on the basis of the ownership of 1 share of Standard oil company (New Jersey) stock.

12-7730

HD2769.04S7

506 **The Supreme court decisions.**

North American review, July, 1911, v. 194: 1-95.

CONTENTS.—The judgment, by Peter S. Grosscup.—“The reason,” by William J. Bryan.—The effect, by John Larkin.—The record, by Frederic R. Coudert.—The quandary, by James M. Beck.—The remedy, by Samuel Untermeyer.

AP2.N7,v.194

507 **Swift, Ray L.** An interpretation of the Standard oil and American tobacco cases. Do they read the word “unreasonable” into the law?

Case and comment, Feb. 1912, v. 18: 519-524.

508 **Walker, Albert Henry.** A review of the opinions of the Chief justice of the United States in the Standard oil and tobacco cases.

American law review, Sept.-Oct. 1911, v. 45: 718-749.

509 ——— The “unreasonable” obiter dicta of Chief Justice White in the Standard oil case; a critical review.

[*New York*], 1911. cover-title, 21 p. 25½cm.

Also printed in Central law journal, June 9, 1911, v. 72: 413-423.

11-21080

HD2780.S7W3

510 **Wilgus, H. L.** The Standard oil decision; the rule of reason.

Michigan law review, June, 1911, v. 9: 643-670.

AMERICAN TOBACCO COMPANY

FOR THE PROSECUTION

511 **United States, petitioner.** The United States of America, petitioner, against the American tobacco company and others, defendants. Original petition.

Washington, Govt. print. off., 1907. cover-title, 135 p. 27cm.

In the Circuit court of the United States for the Southern district of New York.

9-26716

13886°-14—6

- 512 **United States.** Transcript of record . . . Supreme court of the United States. October term, 1910. No. 118. The United States of America, appellant, vs. the American tobacco company, and others. No. 119. The American tobacco company, and others, appellants, vs. the United States of America. Appeals from the Circuit court of the United States for the Southern district of New York . . . Filed December 23, 1908. (21456, 21457.)
 [*New York, Press of Appeal printing co., 1908.*] 5 v. fold. tables. 24^{cm}.
 CONTENTS.—I. Pleadings, decrees, etc.—II-IV. Testimony of witnesses.—V. Government's exhibits.
 13-12395
- 513 **U. S. Dept. of justice.** The United States of America, appellant, v. the American tobacco company and others. The American tobacco company and others, appellants, v. the United States of America. Brief for the United States. [*Washington, Govt. print. off., 1910.*] cover-title, 329 p. 23^{cm}.
 No. 118, 119, in the U. S. Supreme court, October term, 1910, on appeal from the Circuit court, Southern district of New York.
 Signed: George W. Wickersham, Attorney general. J. C. McReynolds, special assistant to the Attorney general.
 10-35034 **HD2780.T6A56**
- 514 ——— The United States of America, appellant, v. the American tobacco company and others . . . The American tobacco company and others, appellants, v. the United States of America . . . Oral argument of the Attorney-general on behalf of the United States, in reply to defendants.
 [*Washington, Govt. print. off., 1910.*] cover-title, 36 p. 23½^{cm}.
 No. 118 and 119 in the U. S. Supreme court, October term, 1909, on appeal from the U. S. Circuit court, Southern district of New York.
 No. 118 and 119 stamped over printed no. 316 and 317 respectively.
 Signed: George W. Wickersham, Attorney-general.
 13-12404
- 515 ——— No. 118. The United States of America, appellant, v. The American tobacco company et al., appellees. No. 119. The American tobacco company et al., appellants, v. the United States of America, appellee. Concluding argument of the Attorney general on behalf of the United States.
 [*Washington, Govt. print. off., 1911.*] cover-title, 39 p. 23^{cm}.
 No. 118 and 119 in the U. S. Supreme court, October term, 1910.
 Geo. W. Wickersham, Attorney general.
 11-35084 **HD2780.T6A6**

- 516 U. S. *Dept. of justice.* The United States of America v. the American tobacco company and others. Oral argument of George W. Wickersham, Attorney general of the United States, on hearing of application for approval of plan of disintegration.

[*Washington, Govt. print. off., 1911.*] cover-title, 16 p. 23^{cm}.

In the U. S. Circuit court for the Southern district of New York.

11-35900

HD2708.A7A3 1911h

- 517 ——— *Bureau of corporations.* United States of America v. American tobacco company, and others. Memorandum for the Attorney general on the investigation of the disintegration plan of the tobacco combination. Prepared by Dr. A. C. Muhse, of the Bureau of corporations.

[*Washington, Govt. print. off., 1911.*] 12, 2 p. incl. tables. 23½^{cm}

Includes "Table showing sales of product of the American tobacco co., Liggett & Myers tobacco co., and P. Lorillard co., in the United States, separated by geographic divisions, prepared by Dr. A. C. Muhse, 1910, [which] supplements Table 1 of Memorandum on the investigation of the disintegration plan of the American tobacco co."

11-35904

HD2769.T6A5 1911

- 518 ——— *Dept. of justice.* Prosecution of American tobacco co. Letter from the Attorney general, transmitting, in response to House resolution, information as to prosecutions against the American tobacco co. or its constituent companies, etc.

[*Washington, Govt. print. off., 1911.*] 2 p. 24^{cm}. (62d Cong., 1st sess. *House. Doc. 69.*)

Geo. W. Wickersham, Attorney general.

11-35492

HD2780.A7A3, 1911a

FOR THE DEFENSE

- 519 **American tobacco company, defendant.** The United States of America, petitioner, against the American tobacco company and others, defendants. Answer.

New York, Evening post job printing office, [1908?]. cover-title, 73 p. 28^{cm}.

In the Circuit court of the United States for the Southern district of New York.

9-17988*

HD2780.T6A3

- 520 **Ivins**, William Mills. The United States of America, petitioner-appellant, against the American tobacco company and others, defendants-appellees. The American tobacco company and others, appellants, against the United States of America, appellee . . . Brief and argument for the defendant, the American tobacco company and certain other defendants-appellees in the first of said appeals and appellants in the second. William M. Ivins, of counsel. [*New York? 1911.*] *cover-title*, 208 p. 23^{cm}.

October term, 1910, no. 118 and 119 in the U. S. Supreme court, cross appeals from the Circuit court of the United States for the Southern district of New York.

13-12402

- 521 ——— United States, petitioner-appellant, against the American tobacco company and others, defendants-appellees, the American tobacco company and others, appellants, against the United States . . . appellee . . . Brief and argument for the defendant, the American tobacco company and certain other defendants-appellees in the first of said appeals and appellants in the second. William M. Ivins, of counsel.

[*New York? 1911.*] *cover-title*, xxv, 211 p. 23^{cm}.

October term, 1910, nos. 118 and 119 in the U. S. Supreme court, cross appeals from the U. S. Circuit court, Southern district of New York.

11-32900

HD2780.A7A3 1910m

- 522 [**Johnson**, John G.] The United States, petitioner-appellant, against the American tobacco company and others, defendants-appellees. The American tobacco company and others, appellants, against the United States, appellee. Brief and argument for the defendant the American tobacco company and certain other defendants-appellees in the first of said appeals and appellants in the second.

New York, The Evening post job printing office, [1910?] *cover-title*, 1 p. l., 278 p. 23^{cm}.

In the U. S. Supreme court, no. 316 and 317, cross appeals from the U. S. Circuit court, Southern district of New York.

John G. Johnson, Wm. J. Wallace, W. W. Fuller, De Lancey Nicoll, Junius Parker, of counsel.

11-34111

HD2780.A7A3 1910d

523 [Johnson, John G.] The United States, petitioner-appellant, against the American tobacco company and others, defendants-appellees. The American tobacco company and others, appellants, against the United States . . . appellee . . . Reply brief for the defendant the American tobacco company and certain other defendants-appellees in the first of said appeals and appellants in the second.

New York, The Evening post job printing office, [1910?]. cover-title, 41 p. 23^{cm}.

No. 316-317 in the U. S. Supreme court, cross appeals from the U. S. Circuit court, Southern district of New York.

Signed: John G. Johnson, Wm. J. Wallace, W. W. Fuller, De Lancey Nicoll, Junius Parker.

11-34110

HD2780.A7A3 1910f

524 [————] The United States against the American tobacco company and others. The American tobacco company and others against the United States. Supplemental brief of the American tobacco company and certain other defendants-appellees in the first of said appeals and appellants in the second.

New York, The Evening post job printing office, [1911?]. cover-title, 47 p. 23^{cm}.

In the U. S. Supreme court, October term, 1910, 118 (formerly 316) and 119 (formerly 317), cross appeals from the Circuit court, Southern district of New York.

Signed by John G. Johnson, Wm. J. Wallace, W. W. Fuller, De Lancey Nicoll, Junius Parker.

11-32901

HD2780.A7A3 1910k

525 ——— The United States of America, petitioner-appellant, against the American tobacco company and others, defendants-appellees . . . The American tobacco company and others, appellants, against the United States of America, appellee . . . Oral argument of John G. Johnson, esq., for the defendant: the American tobacco company and certain other defendants-appellees in the first of said appeals and appellants in the second.

New York, The Evening post job printing office, [1910]. cover-title, 33 p. 23^{cm}.

No. 118 and 119 in the U. S. Supreme court, cross appeals from the U. S. Circuit court, Southern district of New York.

No. 118 and 119 stamped over printed no. 316 and 317 respectively.

13-12403

- 526 **Nicoll, De Lancey.** The United States of America, appellant, v. the American tobacco company and others. The American tobacco company and others, appellants, v. the United States of America. Oral argument of De Lancey Nicoll, John G. Johnson, Junius Parker, for the American tobacco company and others; and of Sol. M. Stroock for United cigar stores company, on January 9, 10 and 11, 1911.

New York, The Evening post job printing office, [1911]. cover-title, 143 p. 23^{cm}.

In the U. S. Supreme court, October term, 1910, no. 118 (formerly 316) and no. 119 (formerly 317).

11-32399

HD2780.A7A3 1910s

- 527 **Hornblower, William Butler.** United States of America, appellant, against the American tobacco company and others, appellees. Oral argument of William B. Hornblower, on behalf of the Imperial tobacco company of Great Britain and Ireland, limited, appellee.

New York, C. G. Burgoyne, [1911]. cover-title, 43 p. 23½^{cm}.

No. 118 in the U. S. Supreme court, October term, 1910.

13-12399

- 528 ——— United States of America, appellant, against the American tobacco company and others, appellees. Brief on reargument for the Imperial tobacco company of Great Britain and Ireland, limited, appellee (impleaded with the American tobacco company and others). William B. Hornblower, John Pickrell, William W. Miller, Morgan M. Mann, of counsel.

New York, C. G. Burgoyne, [1911]. cover-title, 80 p. 23½^{cm}.

No. 118 in the U. S. Supreme court, October term, 1910.

13-12397

- 529 **Carruth, Charles R.** The United States of America, appellant, vs. the American tobacco company and others. The American tobacco company and others, appellants, vs. the United States of America . . . Brief for appellee R. P. Richardson, jr., & company, inc. Charles R. Carruth, Charles J. McDermott, C. B. Watson, James T. Morehead, of counsel.

N[ew] Y[ork], The Evening post job printing office, [1909]. cover-title, 8 p. 23½^{cm}.

No. 118 and 119 in the Supreme court, on appeal from the Circuit court of the United States, Southern district of New York.

No. 118 and 119 stamped over printed no. 316 and 317 respectively.

13-12401

530 Stroock, Solomon Marcus. The United States of America, appellant, against the American tobacco company and others, appellees. Brief and argument for the defendant: United cigar stores company, appellee. Stroock & Stroock, solicitors for United cigar stores company . . . Sol. M. Stroock, of counsel.

N[ew] Y[ork], *The Evening post job printing office*, [1909]. cover-title, ii, 53 p. 23½^{cm}.

No. 118 in the U. S. Supreme court.

13-12400

531 Thacher, Thomas. United States of America, against American tobacco company et al., appellees . . . American tobacco company et al., appellants, against United States of America, appellee. Brief on question common to this case and *Thomsen v. Union castle S. S. co.*, filed by leave of the court by counsel for defendants in the latter case. Thomas Thacher, J. Parker Kirlin [*amici curiae*] counsel.

N[ew] Y[ork], *The Evening post job printing office*, [1910]. cover-title, 19 p. 23½^{cm}.

No. 118 and 119 in U. S. Supreme court, October term, 1909.

No. 118 and 119 stamped over printed no. 316 and 317 respectively. 13-12396

532 Cockran, William Bourke. The United States of America, appellant, vs. the American tobacco company and others, appellees . . . The American tobacco company and others, appellants, vs. the United States of America, appellee. Brief [by] W. Bourke Cockran [*amicus curiae*] . . .

N[ew] Y[ork], *The Evening post job printing office*, [1910]. cover-title, 1 p. l., 52 p. 23½^{cm}.

No. 118 and 119 in the U. S. Supreme court.

No. 118 and 119 stamped over printed no. 316 and 317 respectively. 13-12398

COURT DECISIONS, ETC.

533 U. S. *Circuit court (2d circuit)*. In the Circuit court of the United States for the Southern district of New York. *The United States of America v. The American tobacco company and others*. Before: Lacombe, Coxe, Noyes, and Ward, circuit judges. Opinions—Filed Nov. 7, 1908.

[*Washington, Govt. print. off.*, 1908.] 32 p. 23^{cm}.

9-11743

HD2780.T6A49

Also in Federal reporter, v. 164, St. Paul, 1909, p. 700-728; and in Federal anti-trust decisions, Washington, 1912, v. 3, p. 427-470.

HD2780.A2 1912,v.3

Printed as Senate document 646, 60th Congress, 2d session. 5407

HD2780.T6A5

- 534 **U. S.** *Circuit Court (2d circuit)*. United States v. American tobacco co. et al. (Circuit court S. D. New York. December 15, 1908.)
 (In Federal reporter, v. 164. St. Paul, 1909. 22½^{cm}. p. 1024-1025.)
 Final decree in case decided Nov. 7, 1908.
 Also printed in Federal anti-trust decisions, Washington, 1912, v. 3, p. 468-470. **HD2780.A2 1912,v.3**
- 535 ——— *Supreme court*. The United States of America, appellant v. the American tobacco company and others. Opinion of the Court delivered by Mr. Chief Justice White. Dissenting opinion by Mr. Justice Harlan. Delivered May 29, 1911.
Washington, Govt. print. off., 1911. 32 p. 23^{cm}. (62d Cong., 1st sess. Senate. Doc. 40.)
 Nos. 118 and 119.—October term, 1910.
 11-35499 **HD2780.A7A3 1911**
 Also in United States reports, v. 221, p. 106-193; and in Federal anti-trust decisions, Washington, 1912, v. 4, p. 168-245.
HD2780.A2 1912,v.4
- 536 ——— *Circuit court (2d circuit)*. The United States of America, petitioner, against the American tobacco company and others, defendants. Decree on the mandate from the Supreme court of the United States.
 [*Washington, Govt. print. off., 1911.*] *cover-title, 5 p. 23^{cm}.*
 In the U. S. Circuit court for the Southern district of New York.
 11-35899 **HD2780.A7A3 1911c**
- 537 ——— ——— The United States of America v. the American tobacco company and others. Before Lacombe, Coxe, Ward, and Noyes, circuit judges. Opinion of the Court on hearing of application for approval of plan of disintegration. November 8, 1911.
 [*Washington, Govt. print. off., 1911.*] *cover-title, 40 p. 23^{cm}.*
 U. S. Circuit court, Southern district of New York.
 11-35901 **HD2780.A7A3 1911k**
- 538 ——— ——— United States of America vs. the American tobacco company and others. Opinions of the Court, and decree.
New York, The Evening post job printing office, [1911]. cover-title, 69 p. 26½ x 20½^{cm}.
 In U. S. Circuit court for the southern district of New York. Dated Nov. 15, 1911.
 11-33770 **HD2780.A7A3 1911m**
 Also in Federal reporter, v. 191, p. 371-431.

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- 539 **American tobacco company.** Circular to security holders, December 9, 1911.
 [*Jersey City? 1911.*] [7] p. 28^{cm}.
 Regarding the disintegration of the company, distribution of stocks, etc.
 12-3459 HD9139.A6 1911
- 540 **Brandeis, Louis D.** An illegal trust legalized.
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- 541 **Butler, Pierce.** Decisions of the Supreme court in the Standard oil company and tobacco trust cases.
 (In Minnesota state bar association. Proceedings, 1911. [St. Paul, 1911.] 23^{cm} p. 69-76.)
- 542 **Cotton, J. B.** The recent trust cases.
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- 543 **Evans, Harold.** The Standard oil and American tobacco cases.
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- 544 **Freemantle, John.** Signing a blank check.
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- 545 **Hill, Percival S.** Statement of Percival S. Hill, president of the American tobacco company. [Nov. 1912.]
 [*New York, 1912.*] 13 numb. l. 28^{cm}.
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 Statement concerning the effect of the order of the Supreme court disintegrating the American tobacco company. HD2769.T6H5
- 546 **Humphrey, Alex. P.** Discussion of Standard oil co. and American tobacco co. decisions.
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- 547 **Lay, George C.** The Standard oil and American tobacco decisions.
Trust companies, June, 1911, v. 12: 421-424.
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- 547a **Muhse**, Albert Charles. The disintegration of the tobacco combination.
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- 548 **Raymond**, Robert L. The Standard oil and tobacco cases.
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- 549 **Roosevelt**, Theodore. The Tobacco trust and the court.
Outlook, Nov. 25, 1911, v. 99: 711. AP2.O8,v.99
- 550 **Royall**, William L. The trust decisions.
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- 551 **Seager**, Henry Rogers. The recent trust decisions.
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11-31946 HD2778.S4
- 552 **Southard**, L. C. The Sherman antitrust act [as interpreted in the American tobacco company case].
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- 553 **U. S. Congress. Senate. Committee on the judiciary.** United States v. the American tobacco co. Adverse report.
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[Washington, Govt. print. off., 1912.] 20, 29 p. 23½cm. (62d Cong., 2d sess. Senate. Rept. 545.)
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Submitted by Mr. Clark, of Wyoming. Ordered printed April 2, 1912.
Part 2 consists of "Views," submitted by Mr. Cummins (for himself), Mr. Borah, Mr. Culberson, Mr. Nelson, and Mr. Brown.
12-35460 HD2769.T6.15 1912
- 554 **Untermeyer**, Samuel. The tobacco trust farce. Corporation attorney advocates a government commission to regulate trusts.
World to-day, Dec. 1911, v. 21: 1429-1438. AP2.W75,v.21
- 555 **Walker**, Albert Henry. A review of the opinions of the Chief justice of the United States in the Standard oil and tobacco cases.
American law review, Sept.-Oct. 1911, v. 45: 718-749.
- 556 ——— The Supreme court wrong?
World to-day, Dec. 1911, v. 21: 1441-1442.
A criticism of the tobacco trust decision. AP2.W75,v.21

- 557 **Wickersham**, George Woodward. The government's side [of the tobacco trust case].
World to-day, Dec. 1911, v. 21: 1438-1439. AP2.W75,v.21

UNION PACIFIC MERGER

FOR THE PROSECUTION

- 558 **United States**, complainant. The United States of America, complainant, v. the Union Pacific railroad company; the Oregon short line railroad company, [et al.] defendants. Evidence and proceedings before the special examiner.
 [Washington, Govt. print. off., 1909]-10. 11 v. 23^{cm}.
 No. 993. In equity. In the Circuit court of the United States, district of Utah.
 Special examiner: Sylvester G. Williams.
 9-35426 HE2712.U5C55
- 559 **United States**, appellant. The United States, appellant, v. the Union Pacific railroad company; the Oregon short line railroad company, et al. Motion to advance.
 [Washington, Govt. print. off., 1911.] cover-title, 3 p. 23^{cm}.
 No. 820 in the U. S. Supreme court, October term, 1911; appeal from the U. S. Circuit court, district of Utah.
 11-35853* HE2712.U5C57
- 560 ——— Transcript of record. Supreme court of the United States. October term, 1911. No. 820. The United States of America, appellant, vs. the Union Pacific railroad company et al. Appeal from the Circuit court of the United States for the district of Utah. Filed October 9, 1911.
 [Washington, Govt. print. off., 1911.] 12 v. fold. tables, fold. maps. 23½^{cm}.
 Cover-title.
 CONTENTS.—I-VII. Evidence for complainant.—VIII-X. Evidence for defendants.—XI. Evidence for defendants. Evidence for complainant in rebuttal.—XII. Pleadings, orders, etc.
 13-12371
- 561 **U. S.** Dept. of justice. United States of America, appellant, vs. the Union Pacific railroad company [et al.] . . . respondents. Appellant's brief of the law. Geo. W. Wickersham, Attorney general. Frank B. Kellogg, Cordeño A. Severance, special assistants to the Attorney general.
 [n. p., 1912.] cover-title, v, 115 p. 23½^{cm}.
 No. 820 in the U. S. Supreme court, October term, 1911.
 13-12376

- 562 **U. S.** *Dept. of justice.* The United States of America, appellant, vs. the Union Pacific railroad company et al., respondents. Appellant's brief of facts. Geo. W. Wickersham, Attorney general, Cordenio A. Severance, Frank B. Kellogg, special assistants to the Attorney general.
[n. p., 1912.] cover-title, 5 p. l., [A-1]-A-48, 633 p. 23½cm.
 No. 820 in the U. S. Supreme court, October term, 1911.
 13-12378
- 563 **United States, appellant.** The United States of America, appellant, vs. the Union Pacific railroad company, et al., respondents. Map.
[St. Paul? 1912.] cover-title, map. 79 x 109cm fold. to 23½ x 16cm.
 No. 820 in U. S. Supreme court, October term, 1911.
 13-12379
- 564 **U. S.** *Dept. of justice.* Union Pacific railroad. In District court for district of Utah, United States v. Union Pacific railroad company, and others; answer.
Washington, Govt. print. off., 1913. 9 p. 23cm.
 Same; decree, 1913. 15 p.

FOR THE DEFENSE

- 565 **Dunne, P. F.** The United States of America, appellant, vs. Union Pacific railroad company, et al. . . . Brief (with appendix) for appellees, Union Pacific railroad company, Oregon short line railroad company, Oregon railroad & navigation company, Southern Pacific company. P. F. Dunne, of counsel for appellees.
[n. p., 1912.] cover-title, ii, 288 p., 1 l., 157 p. 2 maps. 23½cm.
 No. 820 in the U. S. Supreme court, October term, 1911, appeal from the U. S. Circuit court for the district of Utah.
 13-12375
- 566 **Loomis, Nelson Henry.** The United States of America, appellant, vs. Union Pacific railroad company et al. . . . Argument of N. H. Loomis, of counsel for Union Pacific railroad company, Oregon short line railroad company, Oregon railroad & navigation company, Southern Pacific company, appellees.
New York, C. G. Burgoyne, [1912]. cover-title, iii, 169 p. 2 maps. 23½cm.
 No. 820 in the U. S. Supreme court, October term, 1911, appeal from the U. S. Circuit court for the district of Utah.
 13-12374

567 **Cravath, Paul Drennan.** The United States of America, appellant, against the Union Pacific railroad company et al., respondents. Memorandum on behalf of individual respondents. Submitted by Paul D. Cravath, of counsel for the respondents Jacob H. Schiff and Otto H. Kahn. James M. Beck, of counsel for the respondent James Stillman.

[*New York? 1912.*] cover-title, 8 p. 23½^{cm}.

No. 820 in the U. S. Supreme court, October term, 1911.

13-12373

568 **Stambaugh, H. F.** The United States of America, appellant, vs. the Union Pacific railroad company [et al.] . . . brief on behalf of Henry C. Frick. H. F. Stambaugh, D. T. Watson, attorneys for Henry C. Frick.

Pittsburgh, Pa., Smith bros. co. inc., [1912]. cover-title, 2 p., 1 l., 138 p. 23^{cm}.

No. 820 in the U. S. Supreme court, October term, 1911, appeal from the U. S. Circuit court for the district of Utah.

13-12372

569 **Dunne, P. F.** The United States of America, appellant, vs. the Union Pacific railroad company, et al. . . . Defendants' abstract of testimony. P. F. Dunne and N. H. Loomis, solicitors for defendants.

[*n. p., 1912?*] cover-title, 1 p. l., 955, xxxix p. fold. tables. 24^{cm}.

No. 820 in the U. S. Supreme court, October term, 1911, appeal from the U. S. Circuit court for the district of Utah.

13-12377

COURT DECISIONS ETC.

570 **U. S.** *Circuit court (8th circuit).* United States v. Union Pac. R. co. et al. (Circuit court, D. Utah. June 24, 1911.) No. 993.

(*In* Federal reporter, v. 188. St. Paul, 1911. 22½^{cm}. p. 102-127.)
Decision rendered by Judge Adams; dissenting opinion by Judge Hook.

Also in Federal anti-trust decisions, Washington, 1912, v. 4, p. 303-338. **HD2780.A2 1912,v.4**

571 ——— *Supreme court.* United States v. Union Pacific railroad company. Appeal from the Circuit court of the United States for the District of Utah. No. 446. Argued April 19, 22, 23, 1912.—Decided December 2, 1912.

(*In* U. S. Supreme court. United States reports, v. 226. New York, 1913. 23½^{cm}. p. 61-98.)

- 572 **U. S.** *Supreme court.* United States v. Union Pacific railroad company. Motion as to form of mandate. No. 446. Submitted December 19, 1912.—Decided January 6, 1913. (In U. S. Supreme court. United States reports, v. 226. New York, 1913. 23 $\frac{1}{2}$ ^{em}. p. 470-477.)

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- 573 **Daggett, Stuart.** The decision on the Union Pacific merger. *Quarterly journal of economics, Feb. 1913, v. 27: 295-328.*
Also issued separately, Cambridge, Mass., 1913. **HB1.Q3,v.27**
- 574 **Escher, Franklin.** The Union Pacific muddle. A traffic alliance rather than change of ownership of the Central Pacific seems the logical solution of the difficulty. *Harper's weekly, Mar. 29, 1913, v. 57: 22-23.* **AP2.H32,v.57**
- 575 ——— The Union Pacific-Southern Pacific divorce. The Supreme court's decision in the famous Union Pacific merger case, and its bearing on the earning power of these and other railway securities. *Harper's weekly, Dec. 21, 1912, v. 56: 22.* **AP2.H32,v.56**
- 576 **The Union Pacific decision.** *Journal of political economy, Jan. 1913, v. 21: 71-73.*
HB1.J7,v.21
- 577 **Vincent, R. W.** How the egg was scrambled. Some inside history of the Union Pacific-Southern Pacific merger now being unmerged. *Moody's magazine, May, 1913, v. 15: 377-380.*
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