

DOCKET

No. 7198-5963

TITLE OF CASE

UNITED STATES OF AMERICA

V.

UNITED SHOE MACHINERY CORPORATION

Basis of Action: "An Act to Protect Trade and Commerce Against Unlawful Restraints and Monopolies". For an injunction, etc. and costs of suit.

Gerald J. McCarthy Han. 6-596
James M. Malloy Room 619
294 Washington St., Boston
for Plaintiff.
Grant W. Kelleher, Special
Asst. to the Atty. Gen.
C. Worth Rowley
Alfred Karsted, Edward M.
Feeney, Roy N. Freed, Special
Attorneys 82 Devonshire St.,
Boston, Mass.
Tom C. Clark, Atty. Gen.
John F. Sonnett, Asst. Atty.
Gen. Holmes Bldg.
Bridge, Special Asst. to the
Atty. Gen., Washington, D.C.
William T. McCarthy, U.S.
Atty. 411th Floor, Federal
Bldg., Boston, Mass.
FOR DEFENDANT:
Walter Powers, 75 Federal St.,
Boston, Massachusetts
John L. Hall
Claude R. Branch
30 State Street, Boston
Charles P. Curtis Jr.
30 State St., Boston
Charles P. Curtis
Conrad W. Oberdorfer
Robert Proctor
30 State Street, Boston
*See below

*See below

[illegible]

ABSTRACT OF COSTS

256 9/69

RECEIPTS, REMARKS, ETC.

TO WHOM DUE

AMOUNT

*Attys cont'd

Chester D. Ward, 15 Broad Street, New York City, N.Y.
for deft.

Theodore Klendl, 15 Broad Street, New York City, N.Y.
for deft.

Holmes Baldrige, Special Asst. to the Atty. Gen.,

Anti-Trust Div., Dept. of Justice, Rm 619, 294 Washington
St., Boston, Mass. For pltrf. T.

Robert L. Grant, Special Atty. for the Anti Trust Div.
Rm. 619, 294 Washington St., Boston, for plttf.

Attorneys cont'd on separate page

DATE	FILINGS PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1947				
Dec. 15	Complaint filed	15	00	
15	Summons issued			
22	Sums. ret'd. by Marshal, served Dec. 16, 1947, filed			
29	Expediting certificate filed Copy delivered to Magruder, J. on Dec. 30, 1947.			
31	Deft's motion for enlargement of time for serv- ing motions in respect of the complaint so that such motions may be served on or before Feb. 2, 1948, assented to, filed			
31	FORD, J. Motion allowed by consent, time enlarged accordingly.			
1948				
Jan. 30	Appearance of Walter Powers for deft. filed			
30	Appearance of John L. Hall and Claude R. Branch for deft. filed			
30	Deft's motion for a more definite statement and bill of particulars and affidavit of Nel- son B. Todd in support thereof, with certificate of service of same and of appearances of John L. Hall, Claude R. Branch and Walter Power filed			
Feb. 6	Plaintiff's motion for production of documents under Rule 34 filed			
Mar. 1	Plaintiff's motion for leave to amend plaintiff's motion for production of documents under Rule 34, dated Feb. 6, 1948, filed			
2	Affidavit of Merwin F. Ashley in opposition to the complainant's motion for production of documents filed			
2	Affidavit of Nelson B. Todd in opposition to the complainant's motion for production of documents filed			
2	Certificate of service filed			
2	W. YZANSKI, J. Hearing on defendant's motion for a more definite statement and bill of partic- ulars; taken under advisement. Plaintiff's motion to amend motion for production of documents allowed. Hearing on plaintiff's motion for production of			

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DATE	FILER'S NAME	FILINGS-PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
			PLAINTIFF	DEFENDANT	
1948		documents; taken under advisement.			
Mar. 3	WYANSKI, J.	MEMORANDUM ON DEFENDANT'S MOTION FOR BILL OF PARTICULARS AND PLAINTIFFS' MOTION FOR PRODUCTIONS OF DOCUMENTS: ORDERED that defendant's motion for a more definite statement and for a bill of particulars is denied. Ordered that paragraphs 4(a), (b) and (c) of plaintiff's motion, as amended, for production of documents is denied. Ordered that the remaining parts of plaintiff's motion, as amended, for production of documents is granted. Ordered that each of defendant's employees affected by the aforesaid order to produce shall keep a detailed record of the hours expended by him in finding for, and producing to, plaintiff the documents required under the aforesaid order.			
		Memo. filed			
8		Defendant's motion for enlargement of time for serving an answer to the complaint so that answer may be served on or before May 7, 1948, assented to, filed			
8	WYZANSKI, J.	Motion allowed by consent, time enlarged accordingly.			
12		Withdrawal of Tom C. Clark, Attorney General, of Expediting Certificate, filed			
Apr. 30	WYZANSKI, J.	ORDERED, defendant's time for filing answer extended to and including May 27, 1948.			
May 27		Def't's answer to complaint filed with Exhibits A and B, C, D1, D2, D3, E, F. and G.			
27		Certificate of service of answer filed			
June 1		Def't's interrogatories filed			
1		Certificate of service of interrogatories filed			
11		Motion of the United States for enlargement of time within which it may serve its answers to defendant's interrogatories so that such answers may be served on or before July 6, 1948, assented to,			

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			PLAINTIFF	DEFENDANT	
1948		filed			
June 11		WYZANSKI, J. Motion allowed, time enlarged accordingly.			
16		Answers of the United States to defendant's interrogatories filed			
16		Certificate of service of answers to defendant's interrogatories filed			
23		Appearance of James M. Molly for the United States filed			
29		Motion of the plaintiff for an order compelling plaintiff to serve further answers to interrogatories filed			
29		Affidavits of Messrs. Reigeluth and Salinger in support of motion for further answers to interrogatories filed			
29		Statement of grounds and memorandum in support of motion for further answers to defendants interrogatories filed			
July 6		Answers of the United States to defendant's interrogatories filed			
6		Certificate of service of answers to defendant's interrogatories numbered 26 through 47 filed			
9		Def't's motion for an order compelling plaintiff to serve further answers to interrogatories propounded under Rule 33 filed			
19		Plaintiff's motion for production of documents under Rule 34 and affidavit of Edward M. Feeney filed			
27		Plaintiff's motion for production of documents under Rule 34 filed			
28		Certificate of service filed			
Aug. 5		Plaintiff's memorandum in opposition to motion for further answers to defendant's interrogatories filed.			
5		Affidavit of C. Worth Rowley, Jr. in opposition to defendant's motion for further answers to defendant's interrogatories filed by plaintiff.			

DATE	FILED	FILINGS-PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
			PLAINTIFF	DEFENDANT	
1948	37				
Aug 5		Certificate of service of memorandum in opposition to deft's motion for further answers to interrogatories, and affidavit of C Worth Rowley Jr. filed by plaintiff			
Aug 6		WYZANSKI, J. Hearing on deft's motions filed June 29th and July 6th for an order compelling plaintiff to serve further answers to interrogatories; rulings made			
Aug. 6		WYZANSKI, J. Hearing on plaintiff's motions filed July 19th and July 27th for production of documents - cont. to August 10th			
Aug 10		WYZANSKI, J. Hearing continues; rulings made.			
Aug 10		WYZANSKI, J. Hearing on date of trial; Monday January 3 1949 date set for trial; government's trial brief to be filed before trial.			
	38				
Aug 10		Request for admissions under rule 36 filed by plaintiff.			
	39				
" 11		Certificate of service of statement and memorandum in support of motion served July 8 1948 for futher answers to deft's interrogatories filed.			
" 11		Affidavit of Nelson B Todd in opposition to the pltf's motion of July 27 1948 for production of documents under rule 34 filed			
Sept. 7		Further answers of the United States to defendant's interrogatories filed			
16		Defendant's answer to plaintiff's request for admission under Rule 36 served Aug. 10, 1948, filed			
15		Motion of the deft. for an order compelling plaintiff to serve further answers to certain of the plaintiff's interrogatories propounded under Rule 33 filed			
24		Transcript of hearing in Chambers on Sept. 20, 1948, filed			
Oct. 1		Supplementary answers of the United States to defendant's interrogatories filed			
8		Supplementary answers of the United States to defendant's interrogatories filed			
8		Certificate of service filed			
13		Answers to interrogatories propounded by the depts. Broketon Cooperative Egg Auction Association, Inc. and New Hampshire Egg Auction, Inc. filed			

1948	DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
			PLAINTIFF	DEFENDANT	
Nov. 10		Supplementary answers of the United States to defendant's interrogatories filed			
Dec. 17		Supplementary answers of the United States to defendant's interrogatories filed			
22		Motion for order fixing time for production of documents under Rule 34 and motion for production of document under Rule 34 filed			
27		WYZANSKI, J. Hearing on plaintiff's motion for an order fixing time for productions of documents under Rule 34 of the R.C.P. filed Dec. 22, 1948; Par. 2 granted, Par. 1 dealt with as shown in stenographic record.			
31		Stenographer record of hearing on December 27, 1948, filed			
1949 Jan. 27		Supplementary answers of the U.S. to defendant's interrogatories filed			
28		Supplementary answers of the U.S. to defendant's interrogatories filed			
Feb. 1		Supplementary answers of the United States to defendant's interrogatories filed			
2		Supplementary answers of the United States to defendant's interrogatories filed			
4		Supplementary answers of the United States to defendant's interrogatories filed			
4		Supplementary answers of the United States to defendant's interrogatories filed			
7		Supplementary answers of the United States to defendant's interrogatories filed			
7		Supplementary answers of the United States to defendant's interrogatories filed			
7		Supplementary answers of the United States to defendant's interrogatories filed			
7		Supplementary answers of the United States to defendant's interrogatories filed			
8		Supplementary answers of the United States to defendant's interrogatories filed			
8		Supplementary answers of the United States to defendant's interrogatories filed			

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		PLAINTIFF	DEFENDANT	
1949				
Feb. 8	Supplementary answers of the United States to defendant's interrogatories filed			
8	Supplementary answers of the United States to defendant's interrogatories filed			
8	Supplementary answers of the United States to defendant's interrogatories filed			
9	Supplementary answers of the United States to defendant's interrogatories filed			
21	WYZANSKI, J. Hearing on answers to interrogatories, rulings made.			
23	Plaintiff's request for admission under Rule 36 filed			
23	Supplementary answers of the United States to defendant's interrogatories filed			
23	Supplementary answers of the United States to defendant's interrogatories filed			
23	Supplementary answers of the United States to defendant's interrogatories filed			
23	Supplementary answers of the United States to defendant's interrogatories filed			
23	Supplementary answers of the United States to defendant's interrogatories filed			
23	Plaintiff's request for admission under Rule 36 filed			
24	Supplementary answers of the United States to defendant's interrogatories filed			
24	Plaintiff's request for admission under Rule 36 filed			
25	Plaintiff's further answers to defendant's interrogatories filed			
25	Plaintiff's request for admission under Rule 36 filed			
Mar. 4	Plaintiff's request for admission filed			
4	Plaintiff's request for admission under Rule 36 filed			
9	Plaintiff's request for admission under Rule 36 filed			
10	WYZANSKI, D.J. Hearing on Government's oral motion to postpone trial date to June 1, 1949,			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1949	trial date set for May 23, 1949; trial brief to be filed and served by May 2.			
Mar. 11	Plaintiff's request for admission under Rule 36 filed			
16	Plaintiff's request for admission under Rule 36 filed			
16	Plaintiff's request for admission under Rule 36 filed			
18	Plaintiff's request for admission under Rule 36 filed			
18	Plaintiff's motion for authorization to issue subpoenas under Rule 45(e) filed			
23	Further answers of the United States to defendant's interrogatories filed			
25	Deft's answer to plaintiff's requests for admission under Rule 36 dated February 21, 23, 24, and 25 and March 2, 4 and 9, 1949 filed			
31	Plaintiff's request for admission under Rule 36 filed			
31	Plaintiff's request for admission under Rule 36 filed			
Apr. 4	Plaintiff's request for admission under Rule 36 filed			
7	Plaintiff's request for admission under Rule 36 filed			
8	Plaintiff's request for admission under Rule 36 filed			
11	Deft's answer to plaintiff's requests for admission under Rule 36 dated March 11, 16 and 18, 1949, filed			
11	Plaintiff's request for admission under Rule 36 filed			
12	WYZANSKI, D.J. Plaintiff's motion for authorization to issue subpoenas under Rule 45(e) allowed.			
15	Deft's answer to plaintiff's request for admission under Rule 36 dated March 16, 1949, filed			

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DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1949				
Apr. 15	Plaintiff's request for admission under Rule 36 filed			
15	Plaintiff's request for admission under Rule 36 filed			
18	Plaintiff's request for admission under Rule 36 filed			
20	Motion of interested party in the above entitled suit under Rule 24 (A)(2) filed			
20-	Supplementary answers of the United States to defendant's interrogatories filed			
20	Supplementary answers of the United States to defendant's interrogatories filed			
20	Supplementary answers of the United States to defendant's interrogatories filed			
20	Plaintiff's request for admission under Rule 36 filed			
20	WYZANSKI, D.J. Motion of Interested party in the above entitled suit to intervene denied. Counsel notified April 20, 1949.			
21	Supplementary answers of the United States to defendant's interrogatories filed			
21	Supplementary answers of the United States to defendant's interrogatories filed			
21	Supplementary answers of the United States to defendant's interrogatories filed			
22	Plaintiff's request for admission under Rule 36 filed			
27	Plaintiff's request for admission under Rule 36 filed			
28	Plaintiff's request for admission under Rule 36 filed			
29	Def't's answer to plaintiff's request for admission under Rule 36 dated March 30 and 31, and April 4 and 7, 1949, filed			
29	Plaintiff's request for admission under Rule 36 filed			
May 3	Plaintiff's motion for authorization to issue subpoenas under Rule 45 (e) for witnesses at			

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1949	greater distances than one hundred miles from Boston, Mass., filed			
May 3	WYZANSKI, D.J. Motion granted.			
6	Plaintiff's request for admission under Rule 36 filed			
6	Plaintiff's request for admission under Rule 36 filed			
9	Deft's answer to plaintiff's requests for admission under Rule 36 dated April 8 and 11, 1949, filed			
10	Appearance of Charles P. Curtis for deft. filed			
10	Appearance of Conrad W. Oberdorfer for deft. filed			
10	Appearance of Robert W. Proctor for deft. filed			
12	Plaintiff's motion for authorization to issue subpoenas under Rule 45(a) filed			
12	WYZANSKI, D.J. Motion for authorization to issue subpoenas under Rule 45(e) granted.			
16	Deft's answer to plaintiff's two requests for admission under Rule 36 dated April 14, 1949, filed			
17	Deft's answer to plaintiff's requests for admission under Rule 36 dated April 18, 22 and 27, 1949 and its two requests dated May 6, 1949, filed			
17	Plaintiff's motion for authorization to issue subpoenas under Rule 45(e) filed			
17	FORD, D.J. (In absence of WYZANSKI, D.J.) Motion allowed. Two subpoenas duces tecum issued.			
18	Plaintiff's request for admission under Rule 36 filed			
20	Deft's answer to plaintiff's requests for admission under Rule 36 dated April 20, 28 and 29, 1949 filed			
20	Plaintiff's request for admission under Rule 36 filed			
20	Plaintiff's request for admission under Rule 36 filed			
20	Stipulation filed			
23	Plaintiff's motion to issue subpoena under Rule 45(e) filed			

DATE 1949	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
May 23	WYZANSKI, D.J. Plaintiff's motion for authorization to issue subpoena under Rule 45(e) allowed.			
23	Appearance of Chester D. Ward, Jr. for deft. filed			
23	Appearance of Theodore Kiendl for deft. filed			
23	WYZANSKI, D.J. Trial without jury begins, stipulation #1 filed; evidence; adjourned to May 24, 1949.			
24	Wyzanski, D.J. Trial continues; evidence; Stipulation #2 filed; Stipulation #3 made orally; adjourned to May 25, 1949.			
25	WYZANSKI, D. J. Trial continues; evidence; Stipulation #4 filed; adjourned to May 26, 1949.			
25	Appearance of Merwin F. Ashley for deft. filed			
25	Appearance of Holmes Baldridge, Special Asst. to the Atty. Gen. for plaintiff filed			
25	Appearance of Robert L. Grant, Special Atty. Anti Trust Div., for plaintiff filed			
25	Appearance of Alfred Karsted, Special Atty. Anti Trust Div. for plaintiff filed			
25	Appearance of Gerald J. McCarthy, Special Asst., to the Atty. Gen. for plaintiff filed			
25	Appearance of Roy M. Freed, Special Atty. Anti Trust Div. for plaintiff filed			
25	Appearance of Lawrence S. Flaherty, Special Atty. Anti Trust Div., for plaintiff filed			
25	Appearance of Edward M. Feeney, Special Atty. Anti Trust Div. for plttf. filed			
25	Appearance of Morton Myerson, Special Atty. Anti Trust Div. for plaintiff filed			
25	Appearance of Bernard I. Kaplan, Special Atty. Anti Trust Div. for plaintiff filed			
25	Appearance of C. Worth Dowley, Special Atty. Anti Trust Div., for plaintiff filed			
26	Plaintiff's request for admission filed			
26	WYZANSKI, D.J. Trial continues; evidence; adjourned to Oct. 18, 1949 at 10 A.M. Deft. to file by Oct. 4th written objections to exhibits offered and not yet admitted.			

DATE 1949	DESCRIPTION	FILING PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
			PLAINTIFF	DEFENDANT	
June 2	Appearance of Clarence S. Walker for plaintiff filed				
8	Stipulation as to Schedule A and B of inter- ferences filed				
9	Interrogatories propounded by the plaintiff to the defendant filed				
14	Plaintiff's notice to take depositions upon oral examination of Mr. Morris Fine, Treasurer of the Abington Shoe Company, Inc. filed				
14	Plaintiff's notice to take depositions upon oral examination of Mr. Harold C. Keith, President of George E. Keith Company filed				
16	Plaintiff's notice to take depositions upon oral examination of Mr. H. Willis Nye, Vice- President of George E. Keith Company filed				
21	Deft's objections to interrogatories propounded by the plaintiff to the defendant, dated June 9, 1949, and affidavits in support of objections filed				
21	WYZANSKI, D.J. Hearing on objections of defend- ant to plaintiff's interrogatories; objections sustained without prejudice to renewal of inter- rogatories later.				
23	Plaintiff's notice to take depositions upon oral examination of Mr. George H. Giragosian, Treas- urer of the Adrian Shoe Co., Inc. filed				
24	Plaintiff's notice to take depositions upon oral examination of Mr. George L. Wehrle, Pres., Abbot Shoe Co., Mr. Nathan Tarlow, Pres., Acme Shoe Co., Inc. and Mr. Sam Strasnick, Kenmore Shoe Co. Inc., filed				
28	Plaintiff's notice to take depositions upon oral examination of Mr. Simon Shain, President of the Unity Shoemakers Corp. filed				
July 1	Stenographic record of hearing before Wyzanski, D.J. June 22, 1949, filed				
5	Depositions of Morris Fine and Willis H. Nye filed				

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DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1949				
July 6	Plaintiff's notice to take depositions upon oral examination of Mr. David Grove, Treas. United Shoe & Slipper Co. and Mr. Harold E. Johnson, Cost Accountant, Keith, Keith & McCain, Inc. filed			
13	Deposition of George L. Wehrle and Nathan Tarlow filed			
22	Depositions of Sam Strasnich, Simon Shain and Geo. H. Giragasian, filed			
29	Plaintiff's notice to take depositions upon oral examination of Wallace L. Kaempf K & P Shoe Manufacturing Co. et al. filed			
29	Plaintiff's notice to take depositions upon oral examination of L.A. Starr, et al. filed			
Aug 3	Exhibits G5a, G6a and G7a received and filed			
✓ Aug 15	Plaintiff's motion for production of documents and inspection of records inspection of records filed			
16	<i>Plaintiff's certificate of service of copy of above motion on Aug. 12, 1949, on defendant's attorney, filed</i>			
12	<i>Plaintiff's notice to take depositions upon oral examination filed</i>			
26	Certificate of notice to take depositions of L.K. Kane, et al, filed			
30	Deposition of Wallace M. Kempf and five Exhibits G 22A, 23A, ^{23B} 23C, and 23d filed			
30	Deposition of Harry Wolf filed			
Sept. 13	Plaintiff's notice to take oral deposition of Melvin Fenton, et al, filed			
16	Deposition of Leroy Alfred Starr and Guy Edgar Hartman filed			
19	Deposition of Victor Abel filed			
19	Depositions of Samuel J. Philipson, Leo A. Abbey and David Jacob filed			
19	Depositions of Anthony C. Maggio, and Louis H. Allis filed			
19	Depositions of Bernard A. Wiesner and Robert J. Tedeschi filed			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1949				
Sept. 21	Affidavit of John M. Reigeluth filed			
21	Affidavit of Claude R. Branch filed			
21	Affidavit of Thomas J. Ryan filed			
21	Affidavit of Merwin F. Ashley filed			
22	Depositions of: Howard Mintz, with Exhibit G-12-A for Id. attached; Abe Epstein, with Exhibit G-14-A for Id. attached; David Gordon, with Exhibit G-16-A for Id. attached, filed.			
22	Deft's motion to quash subp. duces tecum dated September 20, 1949, filed			
23	WYZANSKI, D.J. Hearing on deft's motion for production of documents filed August 15, 1949. Memo. dictated - order may be submitted.			
29	Stenographic record of hearing before Wyzanski, D.J. Sept. 23, 1949, filed			
Oct. 13	Deposition of Nathan Stix taken on behalf of the plaintiff filed			
14	Deposition of Sidney E. Cohn filed			
17	Deposition of Mr. M.G. Hamm filed			
21	Deposition of David Grove filed			
21	Deposition of Harold E. Johnson filed			
24	Deposition of E. L. Drummond filed			
25	Depositions of Albert A. Roberts, Jr. and Irving Krute filed			
25	Deposition of Hyman Snider filed			
25	Stipulation re corrections in deposition of Hyman Kay filed			
25	Stipulation re corrections in deposition of Victor Abel filed			
28	WYZANSKI, D.J. Order for production of documents. Order filed			
Nov. 1	Depositions of witnesses of Louis K. Kane, et al, filed			
4	Statement of nature of objections of the defendant to Exhibits offered by the plaintiff filed			
9	Stipulation relating to deposition of Hyman Snider (Universal Shoe Corporation) taken September 1, 1949, filed			

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DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1949				
Nov. 9	Stipulation relating to deposition of Irving Krute (Kesslen Shoe Company) taken September 29, 1949, filed			
9	Stipulation relating to deposition of Albert A. Roberts (Air Tred Shoe Corporation) taken September 29, 1949, filed			
18	Stipulation relating to deposition of Sidney E. Cohn of Acme Boot Manufacturing Company, Inc. taken September 14, 1949, filed			
29	Stipulation re attached schedules, designated Exhibits G-45-B and G-45-C, submitted to the parties by Mr. Melvin Fenton, President of Alberts Shoe Co., etc. filed			
29	Deposition of Melvin Fenton, Pres., Alberts Shoe Company, filed			
Dec. 6	Stipulation relating to deposition of Wallace L. Kaempf of K & P Shoe Manufacturing Company, taken August 22, 1949, filed			
6	Stipulation relating to deposition of Harry J. Wolf of Union Shoe Manufacturing Company, taken August 22, 1949, filed			
22	Court Reporter's record of hearing before WYZANSKI, J. filed			
27	Deposition of Anton Sobacki, Irving Tipp, Charles Abman, Edward Delehanty, Robert Katz, and Harvey Baruck, on behalf of plaintiff filed			
1950 Jan. 10	WYZANSKI, D.J. Time for filing objections ex- tended to Jan. 21, 1950. Time for date of hearing not extended.			
13	Plaintiff's request for admission under Rule 36 filed			
17	Motion of third person Euclid I. LaChapelle, to require the United States to enter certain evidence, filed			
18	WYZANSKI, D.J. Motion denied.			
25	Deft's motion to exclude from consideration references to briefs and records in other cases filed			
25	Deft's motion to strike Exhibits G-4579, G-4579A,			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1950				
	G-4579F, G-293, and G-446, filed			
Jan. 25	Deft's motion to strike from evidence Exhibits of plaintiff already admitted filed			
25	Objections to specific Exhibits offered by the plaintiff, admissibility of which has not been relied upon, and motion to limit filed			
25	Deft's motion to limit admission of Exhibits generally, filed			
26	Certificate of notice filed			
30	Deposition of John Adams filed			
Feb. 2	Deposition of Paul Kesslen filed			
2	Deposition of Arthur Rubin filed			
4	Appearance of Margaret H. Brass for United States Government filed			
Feb. 6	WYZANSKI, D.J. Trial continues; depositions (42) offered in evidence and admitted together with exhibits in full; continued to Feb. 7, 1950.			
7	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits offered by Govt.; adjourned to Feb. 8, 1950.			
8	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits offered by Govt.; adjourned to Feb. 9, 1950.			
9	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits offered by Govt.; adjourned to Feb. 10, 1950.			
10	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits offered by Govt.; adjourned to Feb. 13, 1950.			
13	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits offered by Govt.; adjourned to Feb. 14, 1950.			
14	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits; adjourned to Feb. 15, 1950.			
15	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits; adjourned to Feb. 16, 1950.			
16	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits; adjourned to Feb. 20, 1950.			
20	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits; adjourned to Feb. 21, 1950.			
21	WYZANSKI, D.J. Trial continues-on objections to admissibility of exhibits; adjourned to March 6, 1950.			

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DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1950				
Mar. 6	Appearance of Richard B. O'Donnell, Spec. Asst. to the Atty. Gen. Anti Trust Div. Dept. of Justice filed			
6	WYZANSKI, D.J. Trial continues on plaintiff's reply to defendant's objections to admissibility of exhibits offered by plaintiff; table prepared by plaintiff put into record; adjourned to March 7, 1950			
7	WYZANSKI, D.J. Trial continues.			
10	WYZANSKI, D.J. MEMORANDUM ON ADMISSIBILITY OF INTRA-COMPANY DOCUMENTS. Memo. filed			
	Counsel notified March 10, 1950.			
10	WYZANSKI, D.J. MEMORANDUM ON ATTORNEY-CLIENT PRIVILEGE. Memo. filed. Counsel notified			
	March 10, 1950.			
10	WYZANSKI, D.J. Order on five motions filed Jan. 25, 1950. Order filed. Counsel notified March 10, 1950.			
31	Affidavit under Paragraph 2 of order of Court of March 10, 1950, filed			
31	Admissions of the defendant under Paragraph 5 of the order of Court of March 10, 1950, Schedule A (I), (II) and (III) filed			
31	Orders and schedules submitted by the defendant in compliance with order of Court dated March 10, 1950.			
Apr. 4	Plaintiff's motion to modify order of March 10, 1950, filed			
10	Plaintiff's exceptions to draft orders filed by defendant pursuant to order of court dated March 10, 1950, filed			
12	WYZANSKI, D.J. (Re plaintiff's motion to modify order of March 10, 1950) Denied - The matter of admissibility has been argued for weeks and will not now be re-heard. Notices sent to Messrs. John L. Hall, Walter Powers, Gerald J. McCarthy and Theodore Kiendl, April 12, 1950.			
13	WYZANSKI, D.J. Order relating to Paragraph 5 of the order of Court dated March 10, 1950. Order filed			
	Notices sent to Messrs. Hall, Powers, McCarthy and Kiendl April 13, 1950.			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1950				
Apr. 13	WYZANSKI, D.J. Order relating to Exhibits excluded by Paragraph 4 of order of the Court entered March 10, 1950. Order filed			
13	Motion to rescind order of April 12, 1950 and to modify order of March 10, 1950 filed			
13	WYZANSKI, D.J. Order in compliance with paragraph 6 of the order of this Court entered March 10, 1950. Order filed			
13	WYZANSKI, D.J. Order relating to Paragraph 7 of the order of court dated March 10, 1950, filed			
13	Re: Motion to Rescind order of April 12, 1950 and to modify order of March 10, 1950: "In part this motion seems to overlook the point that the Court has repeatedly stated that if plaintiff by brief or otherwise adequately explains with sufficient detail the purpose for which an exhibit is offered, the Court would not exclude it on the sole ground that it was not originally cited in Part 1 of plaintiff's trial brief. Denied. WYZANSKI, J."			
13	WYZANSKI, D.J. MEMORANDUM dated April 13, 1950 with respect to the Court's Order of April 12, 1950 denying the Government's Motion of April 4, 1950. Memo, filed			
14	List of 300 Exhibits filed			
18	WYZANSKI, D.J. Order overruling defendant's objections with respect to the documents offered by the Government on the theory that there was a conspiracy between defendant and General Shoe Machinery Company to violate the anti-trust laws. Order filed. Copies furnished			
18	WYZANSKI, D.J. Order sustaining defendant's objections to exhibits offered by plaintiff, re Singer Manufacturing Company. Order filed. Copies furnished			
18	WYZANSKI, D.J. Order sustaining defendant's objections to exhibits offered by plaintiff re: (1) Alexander E. Little and A.E. Little Company;			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1950	(2) William P. Egan; and Sheehan & Egan; (3) Perley E. Barbour and Barbour Welting Company; (4) The Lamson Company; (5) Breuer Electric Manufacturing Company; (6) The DeVilbiss Company; (7) T. J. Edwards, Inc.; (8) The Protectoseal Company; Order filed Copies furnished Motion, letter from Messrs. John L. Hall and Claude R. Branch to Hon. Charles E. Wyzanski, Jr., dated April 17, 1950 filed Government's reply letter dated April 20, 1950 to the Hon. Charles E. Wyzanski, Jr., filed April 24 WYZANSKI, D.J. Hearing on motion of defendant filed April 17, 1950 and Government's reply letter dated April 20, 1950, <u>Exhibit</u> numbers 1382, 1383, 1384 and 1386 have been already ruled on and have been stricken; <u>Exhibits</u> numbered 85, 2703, 2707 and 2714 ought not to be stricken, <u>Exhibit</u> number 4360 to remain in case; <u>Exhibit</u> number 4313 stricken after consideration of all other points raised in letter and are denied. <u>Exhibit</u> number 1648 stricken All objections heretofore raised and not ruled on are overruled and denied. 27 WYZANSKI, D.J. ORDER, in addition to the exhibits relating to Barbour Welting Company struck on April 18, 1950 the following exhibits relating to the same company are struck: G-1042 1051 1052 Order filed. Copies furnished to Messrs. Hall, McCarthy and Powers and copy mailed to Theodore Kiendl, Esq. May 8 WYZANSKI, D.J. ORDER directing the Government to furnish list by year, product and competitor without editorial comment, in every instance			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1950				
	in which the Government claims defendant secured a monopoly, etc. Order filed			
	furnished to Messrs. Hall, McCarthy and Powers and mailed to Theodore Kiendl, Esq., May 8, 1950.			
May 25	Statement in response to order of the Court of May 8, 1950 filed			
Jun 9	Statement in response to Order of Court of May 8, 1950 filed			
June 12	WYZANSKI, D.J. Trial continues; evidence; adjourned to June 13, 1950.			
13	WYZANSKI, D.J. Trial continues; evidence; adjourned to June 14, 1950.			
14	WYZANSKI, D.J. Trial continues; evidence; adjourned to June 15, 1950.			
15	WYZANSKI, D.J. Trial continues; evidence; Court's exhibit #1 for identification marked; adjourned to June 16, 1950.			
16	WYZANSKI, D.J. Trial continues; evidence; continued to Tuesday, June 27, 1950 at 10 A.M.			
23	Admissions of the defendant with respect to whether or not the inventor of the invention covered by each patent listed in Exhibit G-4715 was at the time of invention employed by defendant (or its predecessor corporation) or a subsidiary, pursuant to order of court June 16, 1950 (Transcript pp. 2707-2799) filed			
23	Admission of the defendant with respect to inventions covered by unexpired patents listed in Exhibit G-4715 pursuant to order of Court June 16, 1950 (Transcript p. 2706) filed			
26	Admissions of the defendant with respect to certain patented inventions embodied in or practiced by use of 34 Machine Models, pursuant to order of Court, June 13, 1950, filed			
26	Supplement to admissions of the defendant to certain patented inventions embodied in or practiced by use of 34 Machine Models, pursuant to order of Court of June 13, 1950, filed			
27	WYZANSKI, D.J. Trial continues; evidence; adjourned indefinitely			
27	Amendment to Stipulation #4 filed			

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NO. 7198 C.A.

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1950				
July 10	Statement filed			
Sept. 7	Court Reporter's Memorandum of conference in Judge Wyzanski's Lobby filed			
Oct. 2	Stenographic record of trial Vols. 1 to 29 inc. filed			
Nov. 6	Defendant's motion for production of documents under Rule 34 filed			
6	Affidavit of Nelson B. Todd filed			
Nov. 20	WYZANSKI, D.J. Trial continues; evidence; ad- journed Nov. 27.			
21	Stenographic record of trial before WYZANSKI, D.J. Nov. 20, 1950 filed			
27	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Nov. 28, 1950.			
28	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Nov. 29, 1950.			
29	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Nov. 30, 1950			
30	WYZANSKI, D.J. Trial continues; evidence; adjourned to Dec. 5, 1950			
Dec. 5	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 6, 1950.			
6	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 7, 1950.			
7	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 8, 1950. (At Beverly)			
8	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 12, 1950. (At Beverly)			
12	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 13, 1950. (At Beverly)			
13	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 14, 1950. (At Beverly)			
14	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 15, 1950. (At Beverly)			
15	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 18, 1950.			
18	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 19, 1950.			
19	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Dec. 21, 1950.			

DATE	DESCRIPTION	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
			PLAINTIFF	DEFENDANT	
1950					
Dec. 20	Preliminary memorandum presented by the deft. filed				
21	WYZANSKI, D.J. Trial continues; evidence; adjourned to Dec. 22, 1950.				
22	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 2, 1951.				
Jan 2 1951	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 3, 1951.				
3	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 4, 1951.				
4	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 5, 1951.				
5	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 8, 1951.				
8	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 9, 1951.				
9	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 10, 1951.				
10	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 11, 1951.				
11	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 12, 1951.				
12	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 16, 1951.				
16	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 22, 1951.				
16	Subpoena duces tecum issued ^{by Court} directed to Hamilton Pell, 150 Causeway Street, Boston, Mass.				
16	Subpoena duces tecum issued ^{by Court} directed to William Solar, 150 Causeway Street, Boston, Mass.				
16	Subpoena duces tecum issued ^{by Court} directed to F.H. Mason, 150 Causeway Street, Boston, Mass.				
22	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 24, 1951.				
24	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 25, 1951.				
25	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 26, 1951.				

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1951				
Jan. 26	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 30, 1951.			
26	Subpoena duces tecum addressed to Hamilton Pell returned by Marshal without service filed			
26	Subpoena duces tecum addressed to William Solar returned by Marshal, served January 23, 1951, filed			
26	Subpoena duces tecum addressed to P.H. Mason returned by Marshal, served January 16, 1951, filed			
30	WYZANSKI, D.J. Trial continues; evidence; adjourned to Jan. 31, 1951.			
31	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 5, 1951.			
Feb. 5	WYZANSKI, D.J. Trial continues; evidence; defendant's memo. correlating certain exhibits offered under par. 89 "PARTS" received.			
5	Withdrawal of appearance of Merwin F. Ashley for defendant filed			
6	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 7, 1951.			
7	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 8, 1951.			
8	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 9, 1951.			
9	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 12, 1951.			
12	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 13, 1951.			
13	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 19, 1951.			
19	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 20, 1951.			
20	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 21, 1951.			
21	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 23, 1951.			
23	WYZANSKI, D.J. Trial continues; evidence; adjourned to Feb. 23, 1951.			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1951				
	Journed to Feb. 26, 1951.			
Feb. 26	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Feb. 27, 1951.			
27	WYZANSKI, D.J. Trial continues; evidence; ad- journed to Feb. 28, 1951.			
28	WYZANSKI, D.J. Trial continues; evidence; ad- journed to March 1, 1951.			
Mar. 1	WYZANSKI, D.J. Trial continues; evidence; ad- journed to March 2, 1951.			
2	WYZANSKI, D.J. Trial continues; evidence; ad- journed to March 5, 1951.			
5	WYZANSKI, D.J. Trial continues; evidence; ad- journed to March 6, 1951.			
6	WYZANSKI, D.J. Trial continues; evidence; ad- journed to March 7, 1951.			
7	WYZANSKI, D.J. Trial continues; evidence; ad- journed to March 8, 1951.			
8	WYZANSKI, D.J. Trial continues; evidence;			
Apr. 17	WYZANSKI, D.J. Trial continues; evidence; adjourned to Apr. 18, 1951.			
18	WYZANSKI, D.J. Trial continues; evidence; adjourned to April 23, 1951.			
23	WYZANSKI, D.J. Trial continues; evidence; Joseph R. Kelly, Esquire; of Swiger, Chambers, Kelly & Harrigan, of New York City, General Counsel for Compo Shoe Machinery Corp. appearing as amicus curiae; adjourned to April 24, 1951.			
24	WYZANSKI, D.J. Trial continues; evidence; adjourned to April 25, 1951.			
25	WYZANSKI, D.J. Trial continues; evidence; adjourned to April 26, 1951.			
26	WYZANSKI, D.J. Trial continues; evidence; adjourned to April 27, 1951.			
27	WYZANSKI, D.J. Trial continues; evidence; adjourned to April 30, 1951.			
30	WYZANSKI, D.J. Trial continues; evidence; adjourned to May 1, 1951.			
May 1	WYZANSKI, D.J. Trial continues; evidence;			

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7-1507a

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1951				
	adjourned to May 2, 1951.			
May 2	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 3, 1951.			
3	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 4, 1951.			
4	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 7, 1951.			
7	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 8, 1951.			
8	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 9, 1951.			
9	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 10, 1951.			
10	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 11, 1951.			
11	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 14, 1951.			
14	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 15, 1951.			
15	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 21, 1951.			
21	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 22, 1951.			
22	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 23, 1951.			
23	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 24, 1951.			
24	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 25, 1951.			
25	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 28, 1951.			
28	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 29, 1951.			
29	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to May 31, 1951.			
31	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to June 4, 1951.			
June 4	WYZANSKI, D.J. Trial continues; evidence;			
	adjourned to June 5, 1951.			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1951				
June 5	WYZANSKI, D.J. Trial continues; evidence; adjourned to June 6, 1951.			
6	WYZANSKI, D.J. Trial continues; evidence; adjourned to June 7, 1951.			
7	WYZANSKI, D.J. Trial continues; evidence; adjourned to June 11, 1951.			
11	WYZANSKI, D.J. Trial continues; evidence; adjourned to June 17, 1951.			
14	Plaintiff's motion for authorization to Clerk to issue subpoena under Rule 45(a) filed			
14	WYZANSKI, D.J. Plaintiff's motion for authorization to Clerk to issue subpoena under Rule 45(a) allowed.			
Nov. 6	WYZANSKI, D.J. Time for filing briefs extended to Nov. 26, 1951.			
27	WYZANSKI, D.J. ORDERED, that:			
	1. Parties file briefs on Dec. 10, 1951.			
	2. Findings of fact and conclusions of law to be filed Dec. 17, 1951.			
	3. Reply briefs to be filed Jan. 17, 1952.			
	4. Arguments to be had on a date to be determined later.			
Dec. 6	Court reporter's memorandum of confirmation in Chambers before Wyzanski, D.J., re postponement of the time for filing briefs, reply briefs and presenting arguments in this case, filed			
1952				
Jan. 10	WYZANSKI, D.J. Original briefs are to be filed on January 29, 1952, and reply briefs on March 14, 1952.			
Jan. 29	Plaintiff's motion for adoption of its requests for findings of fact and conclusions of law, filed			
29	Defendant's requests for conclusions of law, filed			
29	Defendant's requests for findings of fact, Vol. I and II, filed			
Feb. 1	Defendant's motion for adoption of its requests for findings of fact and conclusions of law, filed			
Apr. 14	Plaintiff's motion for denial of certain of the defendant's requests for findings of fact and conclusions of law, filed			

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DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1952				
Apr. 15	Defendant's motion for judgment, filed			
21	Defendant's additional requests for findings of fact, filed Volume III.			
21	Defendant's motion for adoption of its requests for findings of fact, filed			
21	Comments of defendant on plaintiff's requests for find- ings of fact and conclusions of law, Volumes 1 to 5 inclusive, filed			
25	Brief in reply for the United States of Liability and in support of objections to defendant's requested find- ings of fact and conclusions of law, filed.			
25	Appendix filed.			
June 9	WYZANSKI, J. Trial continues - arguments			
10	WYZANSKI, J. Trial continues - arguments			
11	WYZANSKI, J. Trial continues - arguments			
12	WYZANSKI, J. Trial continues - arguments. Taken under advisement.			
1953				
Feb. 18	WYZANSKI, J. Findings of fact and conclusions of law and Opinion, filed.			
18	WYZANSKI, J. Final Decree in accordance with the findings of fact and conclusions of law. Decree entered. Counsel notified. Copy of Opinion and Final Decree handed to Gerald McCarthy, Esq., Department of Justice, Anti-Trust Division and Messrs. Choate, Hall & Stewart.			
April 16	Petition for Appeal to Supreme Court filed by defendant.			
16	Statement as to Jurisdiction, filed.			
16	Assignment of Errors and Prayer for Reversal, filed.			
16	WYZANSKI, J. Order allowing appeal entered.			
21	WYZANSKI, J. Citation on Appeal issued, directed to United States, to appear in the Supreme Court at Washington, D.C., within 40 days from the signing of said citation. Service to be made by Marshal.			
21	Proof of service on Gerald J. McCarthy, Spec. Asst. to Atty. Gen., filed.			
21	Cost Bond in the sum of \$1000.00, with the United States Guaranty Company as surety thereon, filed.			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES				AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF		DEFENDANT		
1953						
April 21	Statement required by Rule 12 of the Rules of the Supreme Court of the U.S., filed.					
21	Affidavit of Service on Herbert Brownell, Jr., Atty. Gen. of U.S., Washington, D.C., filed.					
22	Citation on appeal returned by Marshal, service having been made on Anthony Julian, Esq., U.S. Atty. on April 21, 1953.					
22	Certificate of service on Anthony Julian, Esq., U.S. Atty., filed by Marshal.					
May 5	Praecipe filed by appellant.					
5	Certificate of service on Gerald J. McCarthy, Spec. Asst. to Atty. Gen., filed.					
5	Certificate of service on Herbert Brownell, Jr., Atty. General, filed.					
6	Certificate of service on Anthony Julian, U.S. Attorney, filed by Marshal.					
15	Wyzanski, J. Ordered that time for filing counter-designation of contents of record on appeal be enlarged to and including May 22, 1953.					
22	Cross-praecipe filed by plaintiff, proof of service attached.					
25	WYZANSKI, D.J. Ordered that time for filing record and docketing appeal in the Supreme Court be enlarged to and including September 15, 1953.					
Sept. 8	WYZANSKI, J. Ordered that time for filing record and docketing appeal in the Supreme Court be enlarged to and including September 25, 1953.					
18	WYZANSKI, J. Ordered that time for filing record and docketing appeal in the Supreme Court be enlarged to and including October 9, 1953.					
24	Stipulation as to certain findings of fact, filed					
30	Stipulation of Sept. 25, 1953, as to the record on appeal, filed.					
Oct. 6	Order as to the Record, approved by Wyzanski, J. and Sweeney, Ch. J., filed.					
8	Certified record on appeal delivered to U.S. Supreme Court, Washington, D.C.					
June 10	Appearance of Robert D. Salinger, Esq., for defendant, filed					

✓ 15.

DATE 1954	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
June 16	Petition of National Shoe Mfgs. Association, Inc. for leave to appear as Amicus Curiae, filed and assented to.			
21	WYZANSKI, D.J. Petition allowed by consent.			
21	Appearance of Merwin F. Ashley, Esq., for defendant, filed			
23	Mandate of the Supreme Court of the United States received and filed: It is ordered that judgment of the District Court be, and the same is hereby, affirmed.			
23	Opinion of the Supreme Court, accompanying mandate, filed			
24	Appearance of Richard F. Walker, Esq., and Herman T. Gammons, Esq., for the National Shoe Manufacturers Asso. Inc., appearing as Amicus Curiae, filed			
29	Petition of New England Shoe and Leather Association for leave to appear as Amicus Curiae, filed			
July 2	Motion by the defendant for an order correcting, construing or clarifying certain provisions of the Final decree, filed			
2	Motion of the defendant for an order correcting, construing or clarifying certain provisions of the Final Decree, filed			
6	Petition of New England Shoe and Leather Association for leave to appear as Amicus Curiae, assented to by Stanley W. Barnes, Esq., Asst. Attorney General, filed			
** 12	record of Wyzanski, D.J. this so-called motion is allowed.			
Jul 30	Stenographic/hearing before Wyzanski, J. on July 12, 1954 received and filed.			
Jul 12	WYZANSKI, J. Petitions of New England Shoe & Leather Assoc to appear as amicus curiae			
Sept. 13	Motion by the defendant for an order correcting, construing or clarifying certain provisions of the Final Decree, filed			
16	Affidavit in support of motion of defendant to amend and clarify the Final Decree in the above cause filed February 18, 1953			
Sept. 17	WYZANSKI, D.J. Motion by the defendant for an order correcting, construing or clarifying certain provisions of final decree filed Sept. 13th			

DATE 1954	FILINGS-PROCEEDINGS	CLERK'S FEES				AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF		DEFENDANT		
	allowed after hearing.					
Sept. 17	Motion of National Shoe Manufacturers Association, Inc. for amendment of paragraph 9 of the Final Decree, filed, assented to.					
17	WYZANSKI, D.J. Motion allowed by consent.					
29	Stenographic record of hearing before Wyzanski, D.J. September 17, 1954, filed					
Oct. 6	Final decree, as amended by orders of the Court July 12, 1954 and September 17, 1954, filed					
Nov 1	Letter from H H Brown Shoe Co. Inc to Judge Wyzanski with reply by Judge Wyzanski filed.					
Nov 19	Letter from John L Hall with a copy of proposed letter the United Shoe Machinery Corp is sending to lessees concerning leases terminating after December 31 1954 filed with proposed letter attached.					
30	Proposed form of lease agreement filed by defendant pursuant to paragraph 6 of final decree, filed					
30	Tariff of service charge filed by defendant pursuant to paragraph 8 of final decree, filed					
30	Petition of Shoe Manufacturers' Board of Trade for leave to appear as Amicus Curiae, filed (See letter of Dec. 1, 1954) copies mailed to John L. Hall, Esq., and to The Attorney General, Wash. D.C.)					
Dec. 14	Letter from John L. Hall, Esq., Messrs. Choate, Hall & Stewart, dated December 13, 1954, states that he has no objection on the part of the United Shoe Machinery Corporation to the intervention by the Haverhill Board of Trade, filed					
Dec. 16	WYZANSKI, D.J. Petition of Shoe Manufacturers' Board of Trade for leave to appear as Amicus Curiae, allowed. (Petition dated November 30, 1954) see letter notifying counsel					
17	Request for loan of machines form -JRL 110B, which United Shoe Machinery Corporation proposes to use for a temporary period starting January 1, 1955, filed					

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES				AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF		DEFENDANT		
1954	U.S. v. United Shoe Machinery Corp.					
Dec. 29	Copies of forms of lease agreement pursuant to paragraph 6 of the final decree - Cement Shoe Department - B70 - Goodyear Department B10 - Goodyear Department - B11, filed					
1955						
Jan. 7	Copies of forms of lease agreement pursuant to paragraph 6 of the Final Decree - Metallic Department - B40; Pulling over department - B51 - Pulling over department - B52 , filed					
11	Copies of forms of lease agreement pursuant to paragraph 6 of the Final Decree - Lasting Department - B20, Pulling Over Department -B50, Fitting Room Department - B90,filed					
18	Copies of forms of lease agreement filed Cutting Room Department B1C - Eyeletting Department B61 also of new lease rider forms J.R. 171 (Trial rider -- Initial Payment) J.R. 172 (Trial rider -- No Initial Payment) J.R. 173 (Peak Load Rider)					
27	Copies of forms of lease agreement filed Heeling Machine Department B30 Heeling Machine Department B31 " " " B33 Fitting Room Department B91					
29	Copies - of forms of lease agreement filed Goodyear Department B14 - Goodyear Depart- ment B15 - Lasting Machine Department B26 - Metallic Department B41 - Littleway Depart- ment -B38					
Feb. 3	Copies - of forms of lease agreement filed Lasting Machine Department B25 - Heeling Machune Department B35- Cement Shoe Depart- ment B71 - Littleway Department B1B					
9	Copies - of forms of lease agreement filed Goodyear Department B12 - Goodyear Depart- ment B13 - Goodyear Department B16 - Lasting Machine Department B22 - Lasting					

DATE 1955	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS	
		PLAINTIFF	DEFENDANT		
	Machine Department B24.				
Feb. 23	Pursuant to the requirement of paragraph 6 of the final decree copies of forms of lease agreement are filed and numbered as follows:				
	Goodyear Department - B17 - Goodyear Department B18 Lasting machine Department B21 -				
	Lasting machine Department - B23 - Heeling machine Department B32- Heeling machine Department - B34 - Littleway Department - B2B				
28	Motion for production of documents in aid of conference pursuant to paragraph 9 of Judgment, filed				
Mar. 2	Motion of National Shoe Manufacturers Association for an order in aid of the conferences directed to be held pursuant to paragraph 9 of the final decree herein, filed				

8	WYZANSKI, D.J. Memorandum:- Motions filed copies mailed to Attorneys -Espovich, Walker, Rowley, Hall and Whittemore				

Mar. 7	WYZANSKI, D.J. Hearing on motion for production of documents, etc., under rule 34 and in aid of conference pursuant to paragraph 9 of the final decree - decision reserved.				
7	WYZANSKI, D.J. Hearing on motion of National Shoe Manufacturers Association for an order in aid of the conference directed to be held pursuant to paragraph 9 of the Final Decree - decision reserved.				
7	Affidavit of John L. Hall, filed				
22	Pursuant to the requirement of paragraph 6 of the Final Decree copies of forms of lease agreement are filed and numbered as follows: Lasting Machine Department - B27				
	" " " B28				
	" " " B29				
	Fitting Room Department B92				
	Rubber Shoe Department B1R				

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1955				
Mar 30	Plan for terminating form A leases, dated March 30, 1955, filed.			
Mar 30	Plan for Disposing of Such Parts of the Business of United and Its subsidiaries concerned with manufacture of distribution of tacks, nails and eyelets, dated March 30, 1955, filed.			
30	Stenographic record of hearing before Wyzanski, D.J. March 7, 1955, filed			
Apr. 20	Explanatory Report of basic material used in determination of option sale prices for outstanding machines as contained in Plan filed March 30, 1955, filed by defendant.			
29	Objections of National Shoe Manufacturers Association to plan for terminating form A leases presented to the Court by defendant, United Shoe Machinery Corporation, pursuant to paragraph 9 of the Final decree herein, filed			
May 2	Objections of New England Shoe and Leather Association to plan under paragraph 9 of the decree, filed			
Apr. 29	Motion to intervene of Euclid I. LaChapelle, filed			
29	Allegation in support of motion for leave to intervene, filed			
May 4	Defendant's plan for terminating form A Leases: objections and comments of the United States, filed			
May 11	Stipulation relating to plan disposing of deft's business re manufacture or distribution of tacks, nails and eyelets in accordance with par. 10 of Final Decree, filed and approved. Order to be submitted.			
May 12	Letter dated May 11 1955 from United Shoe Machinery Corp. filed with new lease rider form attached, designated J R 176.			
13	WYZANSKI, D.J. On motion for leave to intervene, filed April 29th, 1955, motion denied - application being too late.			
13	WYZANSKI, D.J. Order pursuant to stipulation filed and approved May 13, 1955.			
13	Sales Prices for Outstanding Machinery, dated May 7, 1955, filed			

DATE 1955	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
May 16	Plan filed by defendant as of May 16, 1955, for terminating form A Leases pursuant to paragraph 9 of final decree in lieu of plan filed March 30, 1955, filed			
17	WYZANSKI, D.J. Hearing on approval of plan filed May 16, 1955, under paragraph 9 of final decree, plan approved - Order to be submitted.			
21	Request for loan machines form designated JRL 111B, filed			
26	Stenographic hearing before Wyzanski, D.J. May 17, 1955, filed			
31	Appearance of John L. Hall, Esq., of Messrs. Choate, Hall & Stewart, for defendant, filed			
June 1	WYZANSKI, D.J. Order of xxxxxxxx Hall, xxxxxxxx filed and allowed.			
2	Objection of the New England Shoe and Leather Association to the proposal of United that the reports and sales and leases be impounded, filed			
Aug 2	Copy of Proposed Form JRL 112 B with accompanying letter filed by deft.			
Sept. 28	Report of U.S.M.C. of machines leased and sold for the six(6) months period ending August 31, 1955, filed)(IMPOUNDED)(
Dec. 7	Government's bill of costs filed			
Mar 10	Costs taxed in the sum of \$850.86 Copies of clerk's taxation mailed to: Dept. of Justice, Anti Trust Div. Washington D C Choate Hall & Stewart Boston			
Mar. 21	Report of U S M C of machines leased and sold for the six months period ending February 29, 1956. Impounded.			
April 9	Check from U S M C dated March 21 1956 received from Dept of Justice, Antitrust Div. amounting to \$850.86 in payment of costs.			
May 31	Copy of New Form B Lease Rider form JR 178 and copy of new Form B Lease Rider form JR 179 filed by deft			
June 27	Copy of New standard form of lease agreement Cutting-Fitting Department - B 93, filed.			

DATE	FILINGS-PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1956				
June 26	Letter d. 6 26 56 from United Shoe re sale to Plymouth Cordage Co. on June 16 1956 of the real estate occupied by W W Cross and Company, Inc at East Jaffrey, N H and by J C Rhodes and Company Branch at New Bedford, Mass. and the assets of the Cross Company and of the Rhodes Branch used in the manufacture and distribution of tacks and nails, and shoe eyelets.			
Sep 19	REPORT of USMC of shoe machinery leased and sold for the six months ending August 31, 1956 filed. (impounded)			
Sep 26	Letter from USMC enclosing three new form B lease riders designated by form numbers JR 181, JR 182 and JR 183, filed.			
Dec 20	New Standard form of lease agreement Pulling over Department, B53 filed by deft			
Dec 12	Tariff of Service Charges, amendment effective January 1, 1957 filed by deft			
1957				
Jan 11	Two standard forms of lease agreement, B36 and B42, which will supersede stand lease forms B34 and B41, filed by deft.			
Mar 14	Deft's Report of Shoe Machinery Leased and Sold for Six Months period ending Feb. 28 1957 filed (impounded)			
Aug 23	Amendment to Tariff of Service Charges dated Aug. 23, 1957, effective Sept 3, 1957 filed by defendant.			
Sept 10	Deft's Report of shoe machinery leased and sold for six months period ending August 31, 1957 filed. (impounded)			
Nov 12	New Form B Lease rider designated J R 186 to modify and terminate outstanding Form B leases filed by U S M C.			
1958				
Jan. 8	New Form B Lease Agreement B 102 filed by deft. pursuant to par. 6 of Final Decree			
Mar. 17	Report of U.S.M.C. of machines leased and sold for period ending Feb 28 1958 filed. (impounded)			
April 24	New Form B Lease Rider designated J R 187 filed by defendant.			
Jul 22	Copy of Form B Lease Agreement B 208 filed by deft.			
Sept. 10	Report of U.S.M.C. of machines leased and sold for period ending August 31, 1958, filed. (impounded)			
1959				
Mar 18	Report of U.S.M.C. of machines leased and sold by it for the period ended February 28, 1959 filed. (impounded)			
June 23	Copy of new form B Lease Agreement, form number B B103 to be used hereafter in lieu of forms B2B, B12, B13, B16 and B102.			
July 16	Copy of form number B72 to cover installations of new United Cement Sole & Breast Flap Attaching Machine, Model A, filed Copy of form J R 188 to cover same machine on trial basis, filed.			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
<u>1959</u>				
Sep 17	Report of USMC of shoe machinery leased and sold for six months period ended August 31, 1959 filed.			
Oct 20	Copy of new lease form B, No. B215, filed by defendant.			
<u>1960</u>				
Mar 16	Deft's report of shoe machinery leased and sold for six months period ended Feb 29 1960 filed.			
Mar 23	Copy of new Form B lease agreement, form number B216, filed, by deft. Copy of new lease rider form designated J R 189 filed, by deft.			
Sept. 16	Report of USMC of shoe machinery leased & sold by it, for the six months' period ending August 31, 1960 filed.			
Dec 15	Letter dated Dec 12 1960 with reference to Tariff of Service Charges, as amended filed			
"	✓ Tariff of Service Charges dated January 1, 1961 filed.			
"	United Service Contract form F 5323 - Rev 1 1 61 filed.			
1961				
March 17	Report of USMC of shoe machinery leased & sold for the six months' period ended February 28, 1961			
Apr 24	Copy of New Form B Lease agreement, form number B73, filed.			
May 17	Copy of New Form B Lease agreement, form number B74 filed.			
May 17	Copy of New Lease Rider, form No. J R 190, filed.			
May 17	Copy of New Form B Lease agreement, form number B218, filed.			
July 10	Copy of New Form B Lease rider J.R. 191 filed.			
Aug.	Lease form J R 192 filed.			
Sept. 15	Report of USMC pursuant to the order of June 1, 1955 of Shoe Machinery Leased & sold for 6 months; period ended Aug. 31, 1961 filed.			
1962				
Mar-20	<i>Report of USMC pursuant to the order of June 1, 1955 of Shoe Machinery Leased + Sold for 6 months period ending Dec 28, 1962 filed</i>			
Jul 27	Letter d. 7 13 62 from USMC (M F Ashley) re-an application for Letters Patent, No. 200,581 for improvements in Folding Machine from Oliver Elineback, for Nelsonville, Ohio. filed.			
Sept 10	Report of USMC of shoe machinery leased and sold for six months period ending August 31, 1962 filed.			

DATE	FILINGS--PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1962				
Nov 16	Copy of New form B Lease Rider designated J R 194 filed.			
Nov 28	Copy of reprint of Tarriff of Service Charges of USMC dated Jan 1 1961 amendments of November 23 and 26 which will become effective on December 1 1962 and Copy of Service Contract (form F 5323-Rev. 12 1 62. Letter d. 12 5 62 received from USMC (Ashley) stating that letters patent application Serial No. 239,304 filed Nov 21 1962 for improvements in Heel End Assembling Machines has been acquired from Thomas D Dell of Wantagh New York and agreeing to grant non exclusive licenses on reasonable non discriminatory royalty terms under paragraph 13 of decree.			
1963 Feb 4	Letter d. 1 31 63 stating that letters patent of United States, Serial No. 164 456 filed Jan 5 1962 for improvements in Toe Lasting Machines has been acquired from Clifford C Nickels of Brownstown, Ill. and USMC grants non exclusive licenses on reasonable non discriminatory royalty terms under above application and under any patent issuing thereon in conformity with paragraph 3 of decree.			
Feb 15	Copy of new Form B lease agreement, form number B 301 filed by deft.			
Mar 12	Copy of form B lease agreement form number B105 filed by defendant USMC			
Mar 22	Report of USMC pursuant to Order of Court d. June 1, 1955 of shoe machinery leased and sold for six months period ended February 28, 1963.			
Apr 24	New Lease Rider Form J R 195 filed by USMC.			
May 9	Copies of new lease rider forms JR 196 and JR 197 filed by deft.			
May 9	Copies of new Form B leases, form numbers BN01 and BR01 filed by deft.			
July 15	Report of USMC (letter form d. 7-12-63) with schedule of attached thereto)			
<i>Sep 16</i> 1964	<i>Report of USMC " " 9/13/63. files - Impounded</i>			
March 16	Report of U.S.M.C. for 6 months period ended Feb. 29, 1964 filed. <i>If motion is filed please give Mr. Rooney a call Cap 73180</i>			
July 27	Letter dated 7/24/64 from Merwin F. Ashley, Esq. (USMC) stating that Letters Patent of the U.S., Serial No. 673,654 filed July 23, 1957 for improvements in Loop Spreader for Lacing Machines, was acquired May 23, 1960 from Philip Sparkes of Malden, Mass. and USMC grants nonexclusive licenses on reasonable nondiscriminatory terms under the above patent in conformity with Paragraph 13 of decree.			
Aug 7	Two new FORM B LEASE RIDERS (Forms JR 198 and JR 199), with letter dated Aug 6, 1964 filed by Robt D Salinger, VP and general counsel of United.			
Sep 14	Report of United Shoe Machinery Corp for 6 months' period ended August 31, 1964. <u>IMPOUNDED</u>			

DATE 1964	FILINGS-PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
Dec 14	Motion of U.S. for Order Amending Court's Order of June 1, 1955 filed. c/s			
14	WYZANSKI, J. Motion for Order Amending Court's Order of June 1, 1955, allowed. Notice to Messrs Karstad and Elliott, Dept of Justice and Ralph Carson Esq. 1 Chase Manhattan Plaza, NY, NY			
17	Stipulation re: amending Order of June 1, 1955, to permit the pltf to make such use of the semi-annual reports as it deems necessary in making the report required by Para 18 of the Court's Final Decree of Feb 18, 1953 filed.			
17	WYZANSKI, J. Stipulation, so Ordered.			
Dec 29	Report of United Shoe Machinery Corporation under Decree Paragraph 18, filed. (1)			
29	Appendices to Report of United Shoe Machinery Corporation under Decree Paragraph 18, filed. (2)			
29	Petition of United Shoe Machinery Corporation for Amendment of Decree with the following Affidavits attached thereto, filed: (3) James Forma, Francis H. Gleason, John R. DeWitt, George M. Haddad, John S. Zulick, Rudolph (Rolf) Bieringer, Milton M. Isenberg, Richard P. Curtis, Milton Carmel, Harvey Steffy, Abraham B. Rubin, Harold Goldberg, Samuel L. Slosberg, Samuel Wolff, T.R. Volenetz, Edward J. Riley, Jr., Robert S. Lockridge, Julian Samuels, Adolph K. Krause, Wallace J. McGrath, Abraham Wein an, Irving Katz, Milton Heimlich, Merwin F. Ashley, Henry L. Waelter, Richard F. Unger, Donald F. Sinclair, Alan E. Snow, Alan W. Sampson, Max W. Tetlow, Karl S. Craig, John W. Pratt and Andrew S. Kahr.			
29	Determination of Customer-Equivalent Optional Sale Prices for New Machinery filed. (4)			
29	Determination of Customer-Equivalent Optional Sale Prices for Machines Outstanding on Form B Leases filed. (5)			
29	Determinatation of Customer-Equivalent Optional Sale Prices for New Machinery filed. (6)			
29	Certificate of Service on all documents filed this day, filed.(7)			
31	Plaintiff's "C-Day Report (2 volumes) with Exhibits 1 thru 132 and Appendix Tables 54 thru 103 in Support Thereof, together with an Index of all such materials, and Notice of Service, filed.			
31	Pltf's Petition for Modification of Final Decree filed.			
- 31	Affidavit of Alfred Karstad, Esq in Support of Petition for Modification of Final Decree filed. c/s			

DATE	ATTORNEYS	PROCEEDINGS CONTINUED	CLERK'S FEES	
			PLAINTIFF	DEFENDANT
	Laurence S Flaherty, Spec. Atty Morton Myerson, " " Bernard I Kaplan " " Margaret H Brass Clarence S Walker Richard B O'Donnell, " Asst. to Atty Gen. H Graham Morrison, Asst. Atty. Gen. for Pltf, Rm 619, 294 Washington St., Boston, Mass.			
	Stanley W. Barnes, Washington D. C. Dept of Justice, Anti Trust Div.			
	Merwin F Ashley, Robert D. Salinger, for deft., 140 Federal St., Boston, Mass.			
	Joseph R. Kelly, Esq., Swiger Chambers Kelly & Harrigan, New York City for Compo Shoe Machinery Corp, amicus curiae			
	Richard F Walker, 31 Milk St Boston and Breck P Mc Allister, 2 Wall St New York 5 N Y for Int. Petr. National Shoe Manufacturers Assn. Inc			
	Arthur E Whittemore, 75 Federal St Boston for New England Shoe & Leather Assn.			
	Dean E. Nicholson, Esq., Espovich & Nicholson, 3 Washington Square, Haverhill, Mass., Tel. 4-5645 <i>for shoe manufacturers Boston Trade Association</i>			
	John L. Hall, Esq., Messrs. Choate, Hall & Stewart, 30 State St., Boston, Mass.,			
	Rhodes G. Lockwood for defendant United Shoe Machinery Corporation, 30 State-Boston.			
1965	Benjamin A. Trustman 75 Federal St., Boston for New England Shoe and Leather Association			
Jan 11	Margaret H Brass, Department of Justice, Washington DC Re 7 8200 Ext 2488			
11	W Randolph Elliott, " " 7 8200 Ext 2469			
13	James D. St. Clair, Hale and Dorr, 60 State St., Boston for International Shoe Machine Corp HU 2-3300 <i>(Petitioner for intervention) but not all</i>			
Apr 14	Thomas F. Shannon 1625 Eye St., N.W. Washington, D.C. ST 3-6372 for National Footwear Manufacturers Association <i>Re: Spindell & Co. letter</i>			
1966				
Oct 17	Louis L Stanton Jr Carter, Ledyard & Milburn 2 Wall St., NY NY RE 2-3200			
17	RALPH M CARSON and TAGGART WHIPPLE David, Polk, Wardwell, Sunderland & Kiendl 1 Chase Manhattan Plaza, NY NY			
13	<i>Att. J. Ludwig, Dept of Justice</i>			

DATE 1965	FILINGS--PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
Jan 4	Appearance of Benjamin A Trustman for New England Shoe and Leather Association filed.			
5	Request of United Shoe Machinery Corp for Hearing on Monday, Jan 11, 1965 at 9:00AM filed.			
5	Motion of United Shoe Machinery Corp that Certain Documents be Impounded with Affidavit of Robert Proctor attached thereto filed. (Exhibits 1 - 132 and Appendix Tables 54 - 103)			
5	Certificate of Service on Request for Hearing and Motion to Impound Certain Documents filed.			
11	Appearance of Margaret H. Brass Esq. for the United States filed.			
11	Appearance of W. Randolph Elliott Esq. for the United States filed.			
11	WYZANSKI, J. Hearing on motion of deft to impound certain documents; granted fully without qualification, both sides.			
11	WYZANSKI, J. ORDER entered. "In accordance with the oral opinion delivered this day, all papers filed in this cause by any party are impounded until further order of this Court. Nothing herein shall preclude any person, subject to the usual risks of the law of libel and other common law principles, from publishing any statements which it is otherwise free to publish, but such publication shall not enjoy the benefit of a privilege, if one exists, with respect to documents filed in Court." Copies fix@rdex to Margaret H. Brass Esq. and Messrs Carson, Proctor and Elkins, and Elliott.			
13	Motion of International Shoe Machine Corp for Leave to Participate As Amicus Curiae filed. c/s			
13	Stenographic transcript of hearing on Jan. 11, 1965, filed.			
20	Deft's Response to Motion of International Shoe Machine Corp for Leave to Participate as Amicus Curiae filed.c/s			
Feb 1	Received and entered: Copy of two letters dated Jan 18 1965 addressed to the Court at Japan by Mr Trustman, counsel for intervener New England Shoe & Leather Association: (1) Request, assented to, that docket entry be made nunc pro tunc July 12, 1954, showing the allowance on that date of the intervention of N E Shoe & Leather Association as amicus curiae. (2) Request, assented to, that said intervener, NES&L Association, and the National Foot ^{wear} Manufacturers Association (formerly called National Shoe Manufacturers Association) may receive and retain copy of the papers filed in this cause by the government and defendant, subject to the conditions imposed by the Court January 11, 1965.			
1	WYZANSKI, J. ORDER that clerk enter as of July 12, 1954 allowance of petition of New England Shoe & Leather Association to intervene.			

DATE	FILINGS—PROCEEDINGS	CLERK'S FEES		AMOUNT REPORTED IN EMOLUMENT RETURNS
		PLAINTIFF	DEFENDANT	
1965				
Feb 1	WYZANSKI, J. Court assents to the furnishing of copies of letters (papers) to the two Associations as requested.			
2	Parties given notice of all entries July 12, 1954, February 1 and 2, 1965. (Margaret H Brass, Esquire, Robert Proctor and Benjamin A Trustman, Esquires), .			
4	Pltf's Response to Motion of International Shoe Machine Corp for Leave to Participate as Amicus Curiae filed. c/s			
Apr 14	Appearance of Thomas F. Shannon Esq., 1625 Eye St., N.W. Washington, D.C. for National Footwear Manufacturers Assoc filed.			
May 19	Thesis filed by Donald Skolnik. (IMPOUNDED but available to parties)			
May 21	Defts' Application for Amendment or Construction of Decree with Affidavit of Ralph M. Carson attached thereto, filed. c/s			
26	Petition of The Hanover Shoe Inc for Leave to Appear as Amicus Curiae, filed. c/s			
26	WYZANSKI, J. Petition of The Hanover Shoe for Leave to Appear as Amicus Curiae, allowed. Counsel notified.			
27	Pltf's Memorandum in Opposition to Deft's Application filed on May 21, 1965, for Amendment or Construction of the Court's Decree, filed. c/s			
— 27	Deft's Brief on Application for Construction or Amendment of Decree Herein filed.			
28	WYZANSKI, J. Hearing on application for amendment or construction of DECREE. Mr. Carson heard for defendant; Miss Brass for the government; Mr. McAllister for Hanover Shoe (amicus curiae); Memorandum of Hanover Shoe filed; Mr Trustman for N E Shoe & Leather Association (amicus curiae); Mr Carson reheard; opinion and rulings dictated; application to amend Decree denied.			
Jun 2	Stenographic transcript of hearing on May 28, 1965, filed.			
18	Deft's Application for Hearing filed. c/s			
25	Government's Statement of Issues to be Tried filed. c/s			
25	WYZANSKI, J. Hearing; suggested pretrial orders offered by the government and United Shoe; report to the court on agreements by Miss Brass for the government and Mr. Carson for United Shoe; government and amici curiae to file suggestions on or before July 6, 1965; United Shoe to have until July 12, 1965 for reply suggestions; Pretrial to be held Sept 17, 1965 at 11:00AM. Scheduled hearing on June 28, 1965 cancelled.			
Jul 6	Government memo in opposition to defendant's proposed "relevant and determinative matters with respect to modification of the Decree", filed.			
6	Government's proposed pretrial order number one filed.			
6	Certificate of service of foregoing filed by government.			
6	Statement of issues filed by AMICI CURIAE, N E Shoe & Leather Assoc and Natl Footwear Manufacturers Assoc.			

DATE 1965	PROCEEDINGS	Margaret H Brass, Dept Justice Wash Robert Proctor 30 State St Boston Ralph M Carson 1 Manhattan Plaza, NYN Benj A Trustman 75 Federal St B 1 Thos F Shannon 1625 I St NW W
Jul 12	Response to government's and AMICI'S memoranda and government's proposed pretrial order filed by defendant.	
19	WYZANSKI, J. PRE-TRIAL ORDER NO 1 entered. Copy to Messrs Proctor, Hally, Elliott, Shannon and Margaret H. Brass, and <i>Ralph M. Carson, Esq.</i>	
Sep 3	Pltf's Application for Extension of Time for filing material in Support of the Plaintiff's Petition until October 26, 1965 filed. c/s	
3	WYZANSKI, CH J. ORDER entered. "...it is now ORDERED that the plaintiff's request for such extension is granted." Copy to Miss Brass, Messrs Carson, Proctor, Trustman, and Shannon.	
17	WYZANSKI, CH J. Hearing begins on report of progress made pursuant to PRETRIAL ORDER NO 1 dated July 19, 1965; report by the government; report by defendant; amici curiae ask leave to be heard after stipulations are filed; next hearing to be October 26, 1965. November 9, 1965 (Tuesday)	
21	Stenographic transcript of hearing on September 17, 1965 filed.	
27	Stipulation No. 1 filed.	
Oct 15	Motion of United Shoe Machinery Corp that the Substitute Government Report and Accompanying Material, if any, be Impounded, filed. c/s	
26	Plaintiff's Statement in Support of Its Petition filed on Dec 31, 1964 for Modification of the Final Decree filed. c/s	
26	Appendix to Plaintiff's Statement in Support of its Petition filed on Dec 31, 1964 for Modification of the Final Decree filed. c/s	
26	Affidavit of Margaret H. Brass in Support of Petition for Modification of Final Decree filed.	
Nov 9	WYZANSKI, CH J. Further hearing on progress made under pretrial order; Stipulation No 2 is filed; hearing on lifting of impounding order; ORDER upon consent entered freeing certain documents described in items 1 through 5 from impoundment. 1. Pltf's Petition for Modification of Final Decree filed 12/31/64. 2. Pltf's Statement filed 10/26/65, and Appendix thereto in Support of its Petition of 12/31/64 for Modification of Final Decree and Affidavit of Counsel in support of Pltf's Petition. 3. Petition of United Shoe for Amendment of Decree and Supporting Affidavits and Report under Decree and Appendices. 4. Application of debt and statements of issues relative to a pretrial order filed by the parties and documents filed by the amici curiae 5. All orders entered by the Court since 1/1/65 are now released from impoundment.	
9	WYZANSKI, CH J. Further hearing Tue Dec 14 1965 11 am.	

DATE	PROCEEDINGS
1965	
Dec 2	<p>WYZANSKI, CH J. ORDER, with respect to impounded documents, entered. "...ORDERED that, in addition to those documents released from impoundment by order of the Court of November 9, 1965, the following are now released from impoundment:</p> <ol style="list-style-type: none"> 1. Stipulation No. 1 and Stipulation No 2 filed by the parties, and 2. Motion of International Shoe Machinery Corp for leave to participate as <u>amicus curiae</u> filed on Jan 13, 1965, together with plaintiff's response and defendant's response to such motion. <p>It is further ORDERED that all papers filed after Nov 9, 1965 shall not be subject to the impounding order of Jan 11, 1965."</p>
14	<p>WYZANSKI, CH J. Further pretrial hearing had; Miss Brass heard; Messrs Carson & Proctor heard.</p>
1966	
May 16	<p>NOTICE of pretrial hearing mailed to all counsel: Brass, Proctor, Carson, Trustman, Shannon.</p>
17	<p>Defendant's Application for Construction of Decree filed. c/s</p>
25	<p>WYZANSKI, CH J. Hearing on application of defendant for construction of Decree. James Rill of Collier Shannon and Rill presented to Court by Mr Meserve on behalf of amici, N E Shoe and Leather Association and National Manufacturers Association. Kenneth Grafton, counsel for minority stockholders of S H Felton Shoe Co presented to Court by Mr Proctor; hearing on application; Court denies it.</p> <p>Both sides are heard on report of progress; STIPULATION #3 is filed; trial date set MONDAY, OCTOBER 17, 1966.</p>
Sep 16	<p>STIPULATION NO. 4 filed.</p>
Oct 6	<p>Plaintiff's Application for an Order for Issuance of Subpoenas filed.</p>
6	<p>WYZANSKI, CH J. MEMORANDUM entered directing issuance of subpoenas against Yale Markson, and Jules Teret. Two copies to Miss Brass, copy to Mr. Proctor, copy to Marshal.</p>
13	<p>Appearance of Robert J. Ludwig, Esquire, Department of Justice, for the plaintiff, filed.</p>
14	<p>WYZANSKI, CH J. ORDER entered. "All orders, including the order entered January 11, 1965, providing for the impounding of documents in this case are vacated effective Monday, October 17, 1966." Copy to Miss Brass, Messrs Proctor, Carson, Trustman, and Shannon.</p>
17	<p>FIRST DAY OF HEARING - SEE NEXT PAGE</p>

DATE 1966	PROCEEDINGS	Date Order or Judgment Note
Oct 17	<p>WYZANSKI, CH J Hearing begins on petitions filed by the parties for amendment and for modification of Final Decree. Appearances filed: Taggart Whipple and Louis L Stanton Jr for defendant.</p> <p>Openings by plaintiff, defendant, and on behalf of AMICI; evidence; USA files Memorandum to the Court; adjourned to Tuesday, October 18, 1966 at ten o'clock.</p>	
18	<p>WYZANSKI, CH J. SECOND DAY</p> <p>Hearing continues; errata in transcript corrected; evidence; adjourned to 11 AM October 19. Transcript VOL 1 - Oct 17 filed.</p>	
19	<p>WYZANSKI, CH J. THIRD DAY</p> <p>Hearing continues; evidence; paragraph 7 of STIPULATION #3 is admitted; evidence continues; adjourned to Oct 20, ten AM. Transcript of Oct 18 filed.</p>	
20	<p>WYZANSKI, CH J. FOURTH DAY</p> <p>Hearing continues; evidence, oral, and documentary evidence, being affidavits Exhibits 47 through 64 referred to in STIPULATION #3, received. Plaintiff's exhibits 3,26,35,36,38,113,115,142,144,155,156, 157,158,159,167,208,211,212,236 also received. All affidavits admitted; STIPULATION #5, being AMICI EXHIBIT numbered TABLES A1,A2,A3, and A4, received; defendant reads paragraph 9 of STIPULATION #1 re 34 communications, into the record. Plaintiff at this point has no further testimony to offer this date, but Plaintiff is not resting; defense evidence begins; paragraph 4 of STIPULATION #1 is read into evidence; adjourned to Oct 21 at ten o'clock. Transcript of Oct 19, 1966 filed.</p>	
21	<p>WYZANSKI, CH J. FIFTH DAY</p> <p>Plaintiff thanks Court for extension of time to 10:20AM; hearing continues; errata corrected; evidence for defendant continues; defendant starts to read paragraphs 6 and 7 of STIPULATION #3; given to Reporter Hunt to record; defendant offers paragraph 8; offers paragraph 9 of STIPULATION #3; copied into record by Reporter WONG; plaintiff objects to paragraph 8 of same stipulation being copied into record; adjourned to Oct 24 at ten o'clock AM. Transcript of Oct 20, 1966 filed.</p>	
22	<p>WYZANSKI, CH J. SIXTH DAY</p> <p>Hearing continues; errata in transcript corrected; evidence; motion and renewed motion to strike defendant's exhibit 18; Court first strikes paragraph 8 of STIPULATION #3 and then restores it as foundation for paragraph 9; defendant requests subpoenas to issue; evidence; adjourned to October 25, 10:30AM. Transcript of Oct 21, 1966 filed.</p>	
25	<p>WYZANSKI, CH J. SEVENTH DAY</p> <p>Hearing continues; errata corrected; government motion to strike defendant's exhibits 78 and 79 denied; evidence; adjourned to 10 AM Wednesday, Oct 26. Transcript of Oct 24, 1966 filed.</p>	
26	<p>WYZANSKI, CH J. EIGHTH DAY</p> <p>Errata in transcript corrected; hearing continues; evidence; government motion to strike defendants' exhibits 54,55,55A,56 and 56A, denied; adjourned to 10 AM Thursday Oct 27. Transcript Oct 25, 1966 filed.</p>	

DATE 1966	PROCEEDINGS	Date Order or Judgment Noted
Oct 27	WYZANSKI, CH J. NINTH DAY Hearing continues; AMICI file votes of Clerks of NES&L Assoc and Natl Footwear Assoc empowering Halley to appear in their behalf; evidence; adjourned to ten AM October 28. (Power of Attorney to Halley marked AMICI Exhibits A5,A6.) Transcript of Oct 26, 1966 filed.	
28	WYZANSKI, CH J. TENTH DAY Hearing continues; evidence continues; Counsel Halley for AMICI heard - "vast majority of shoe factories to go along with decree as it now is." Adjourned to Tuesday, November 1, 10:30AM. Transcript of Oct 27, 1966 filed.	
Nov 1	WYZANSKI, CH J. ELEVENTH DAY Hearing continues; plaintiff offers documents; government rests reserving right to rebuttal; defendant's evidence; adjourned to Wednesday, Nov 2, 11 o'clock.	
2	WYZANSKI, CH J. TWELFTH DAY Hearing continues; 31 photographs of shoes received Exhibits 578 1 through 31; evidence; adjourned to Nov 3, 1966 at 11 o'clock.	
3	WYZANSKI, CH J. THIRTEENTH DAY Hearing continues; errata in transcript corrected; evidence; adjourned to November 4, ten o'clock AM. Transcript Nov 2, 1966 filed.	
4	WYZANSKI, CH J. FOURTEENTH AND FINAL DAY Hearing continues; evidence; STIPULATION #6 offered; testimony of Witness CAREY struck from time Court said "I would wait"; evidence continues; government renews motion to strike defendant's exhibits D55 and D56, and related exhibits; Counsel Halley on behalf of AMICI takes limited position "allow exhibits to remain"; Court denies government motion to strike said exhibits; government concludes; defendant's motion for judgment; reserved. BRIEFS by FRIDAY, JANUARY 20, 1967; REPLY BRIEFS by FRIDAY, FEBRUARY 17, 1967; ARGUMENTS MONDAY, MARCH 6, 1967; AMICI may file briefs, no oral hearing. Transcripts of Nov 3 and Nov 4 filed.	
Dec 21	Deft's Motion to Reopen Record and to Extend Time for Briefs and Argument filed.	
23	<i>Wyzanski Chief Judge extends time for briefs 1 month; parties notified by telephone.</i>	
23	Plaintiff's Memorandum in Opposition to Deft's Motion to Reopen the Record filed. c/s	
29	Tariff of Service Charges filed.	
1967		
Jan 18	Pltf's Application for an Order for Issuance of Subpoenas filed. (No action by the Court)	
24	WYZANSKI, CH J. Hearing begins on deft's motion to reopen the record; Stipulation No 7 received in evidence (Re receiving as part of trial record, certain affidavit, certain letters, and deposition); motion to reopen as denied on the basis that all counsel agree if record were reopened it would not result in more than one percent difference in Exhibit P 68 or other exhibits related thereto. Re extension of time for briefs and arguments: First briefs - Feb 20, 1967; reply briefs - March 20, 1967 Arguments - April 3, 1967.	

DATE 1967	PROCEEDINGS	Date Order of Judgment Noted
Feb 20	Defendant's Main Brief on C-Day Hearing filed. c/s	
20	Post Trial Brief on Behalf of the United States in Support of its Petition filed on December 31, 1964 filed.	
20	Appendices to Post Trial Brief on Behalf of the United States filed.	
20	Plaintiff's Proposed Findings of Fact filed.	
20	Certificate of Service filed.	
Mar 20	Post Trial Brief on Behalf of the United States in Support of its Petition filed on December 31, 1964 filed. c/s	
— 20	Defendant's Reply Brief On C-Day Hearing and Proposed Findings and Conclusions filed. c/s	
30	Letter dated March 29, 1967 from W. Bigelow Hall, Esquire (USMC) advising acquirement of U. S. Patent No. 3,309,721 from C. G. Jourdan of Romans, France, rec'd.	
Apr 3	WYZANSKI, CH J. Arguments heard complete day; reserved.	
11	WYZANSKI, CH J. OPINION filed.	
11	WYZANSKI, CH J. ORDER entered. "In accordance with the opinion filed this day, the petition of United Shoe Machinery Corporation and the petition of the United States, each seeking modification of the decree herein, are severally denied." Copy to Miss Brass and Messrs Elliot, Ludwig, Markham, Carson, Whipple, Stanton, Proctor, Salinger, Shannon, Rill, Zelman, Trustman and Hally.	
18	WYZANSKI, CH J. ORDER entered. "It is hereby ORDERED that the following changes are made in the opinion of this Court dated April 11, 1967: Page 4 - 4th line from bottom, change "if" to "of". Page 5 - 2nd line from bottom, insert "footwear" after "vulcanised rubber." Page 7 - line 8, delete "decline in". Page 13- last line in second full paragraph, change "less" to "more". Copy to counsel.	
June 9	Pltf's Notice of Appeal, filed. Copies to Carson, Proctor, Hally, Rill.	
June 14	Deft's Motion to limit record on appeal, filed.	
June 16	WYZANSKI, CH J. ORDER ENTERED. This Court, having received defendant's motion to limit record on appeal filed June 14, 1967 allows any party to file a brief supporting of opposing the motion at any time prior to Monday, June 26, 1967. This court sees no need of oral argument upon the motion. Copies to Messrs Brass, Shapiro, Proctor, Carson, Hally, Rill.	
23	Memorandum of the United States filed (USA does not oppose deft's June 14 1967 motion to limit the record on appeal.)	

DATE 1967	PROCEEDINGS	Date Order or Judgment Noted
June 23	Memorandum of United Shoe Machinery Corporation in support of its motion to limit record on appeal, filed. c/s	
24	WYZANSKI, CH J. "Prayed for relief granted"; defendant's motion to limit record on appeal allowed. Messrs Shapiro, Miss Brass, Proctor, Carson, Hally, Rill, notified.	
Aug. 2	Original pleadings from Dec., 1964 to present delivered to U. S. Supreme Court with briefs, etc.	
4	Plaintiff's Motion for extension of time for docketing case on appeal to the Supreme Court of the U. S. up to and including October 7, 1967, filed with c/s,	
7	CAFFREY, J. Hearing on Government's motion to extend time to docket appeal in the U. S. Supreme Court. "Order - after hearing, it is ordered that the time for docketing case on appeal to the Supreme Court of the United States is extended until 5 P.M. on September 8, 1967."	
7	ORDER ENTERED re. extension of Time. Copies to Counsel.	
7	Order and Motion delivered to U. S. Supreme Court under Supplemental Certificate.	
14	Stenographic transcript of hearing before Caffrey, D.J. on August 7, 1967, filed.	
Sept 7	Exhibits and transcripts in five volumes, certified mailed to U.S. Supreme Court Washington under Supplemental Certificate.	
Dec. 8	Certified copy of the order noting probable jurisdiction from the Supreme Court filed.	
1968		
Feb 7	Lease agreement form JR 201 rider which will be used with Form B leases, in the same manner as lease rider form JR 197, filed.	
Mar 23	WYZANSKI, CH.J. further amendment to the Tariff, dated March 18, 1968, which amendment United Shoe Machinery Corp proposes will become effective April 1, 1968, filed; Noted.	
MAY 23	OPINION of the Supreme Court of the United States, dated May 20, 1968, filed. "....The District Court should proceed to determine whether the relief in this case has met the standards which this Court has prescribed. If not, the District Court should modify the decree so as to achieve the required result with all appropriate expedition."	
June 18	Mandate of the Supreme Court of the United States dated May 20, 1968, filed. "...On Consideration Whereof, it is ordered and adjudged by this Court that the judgment of the said United States District Court in this cause be, and the same is hereby, reversed; and that this cause be, and the same is hereby, remanded to the United States District Court for the District of Massachusetts for further proceedings in conformity with the opinion of this Court."	
25	WYZANSKI, CH.J. Copy of new Form B lease agreement, Form BN75, which will be used hereafter for any new shipments of the USM Twin Injection Molding Machine, Model B, filed and noted.	
Jul 26	WYZANSKI, Ch J Copy of new Form B lease agreement, FORM BN 220, which USMC is commencing to use as one of its standard forms of show mchy lease agreements; will be used hereafter for new shipments of USM Pulling and Lasting Machine, Model D. <u>noted</u>	

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DATE 1968	PROCEEDINGS	Date Order or Judgment Note
Aug 21	Two new Form B lease agreements, Form UBNO1 and Form UBNO4 which USM Corporation is commencing to use as two of its standard forms of lease agreements in lieu of Forms BNO1 and BNO4, respectively of United Shoe Machinery Corporation, filed.	
Sept 30	One new Form B lease agreement, Form UBRO1, which USM Corporation is commencing to use as one of its standard forms of lease agreements in lieu of Form BRO1 of United Shoe Machinery Corporation, filed.	
Oct 8	Three new Form B lease agreements, form UBN74, form UBN210 and form UBN212, which USM Corporation is commencing to use as three of its standard forms of lease agreements in lieu of forms BN74, BN210 and BN212, respectively, of United Shoe Machinery Corporation, filed/	
28	Two new Form B lease agreements, Form UBN103 and Form UBN300, which USM Corporation is commencing to use as two of its standard forms of lease agreements in lieu of Forms BN103 and BN300, respectively, of United Shoe Machinery Corp., filed.	
Nov 27	WYZANSKI, CH.J. New lease agreements Form Nos. BN39, BN44, BN75, BN97 and BN73 and BN215, filed and noted.	
<u>1969</u>		
Jan 20	Stipulation consenting to entry of proposed supplemental judgment, filed.	
Feb 20	WYZANSKI, CH.J. 9:12 AM SUPPLEMENTAL JUDGMENT, entered. Notice to Messrs Brass, Whipple, Carson, Trustman, Shannon.	
24	WYZANSKI, CH.J. Stipulation, filed. ORDER re: modifying the language of Section VII(d) of the Supplemental Judgment, entered. Notice to Messrs Whipple, Carson, Trustmen, Shannon.	
Mar 20	WYZANSKI, CH.J. Letter dated March 19, 1969 re: USM Machines transferred to a wholly-owned subsidiary, Transamerican Shoe Machinery Corp, etc., filed and noted.	
Apr 18	With reference to Paragraph 8 of the 1953 Decree, TARIFF OF SERVICE CHARGES, filed.	
June 17	Letter dated June 12, 1969, to Judge Wyzanski from Johnnie M. Walters, Esq Asst. Attorney General Tax Division re: withdraw permanently certain documents for use in tax litigation between the USM Corp and the United States in case number CA 68-1204-F, filed.	
17	WYZANSKI, CH.J. Order entered. "...the Court consents to the withdrawal of documents referred to in the letter of June 12." Copy to Messrs Walters, Carson and Miss Brass.	
Sept 5	Bill of costs, filed.	
16	Costs taxed against defendant in the amount of \$4,312.54, without opposition. Notice to Messrs McLaren, Brass, Saggar Whipple .	
Oct 14	<i>Satisfaction in full of Cost. filed by USA.</i>	

DATE	PROCEEDINGS	Date Order or Judgment Note
1970		
July 2	Copy of letter and telegram re: intention of United Show Machinery Corp to divest shoe machine assets to Katy Industries, Inc., in accordance with the modification of the supplemental Judgment of February, 1969..., filed. Clerk's letter of acknowledgment to Messrs Brewster, McLaren,	
1971		
Feb 8	WYZANSKI, CH.J. Stipulation re:..that the time to accomplish divestiture to Katy Industries, Inc. pursuant to the Supplemental Judgment entered February 20, 1969, as modified February 24, 1969 be extended from and including February 21, 1971 to and including February 26, 1971." SO ORDERED.	
Oct 27	Rider for attachment on July 12, 1954 and Sept 17, 1954 orders re: leasing of certain machines..intended to cover increases in rates applicable to the particular machinery following the Wage-Price Freeze, filed.	
1975		
Jan. 27	Application of deft. USM Corp. for construction and enforcement of decree filed. Certificate of service filed. Affidavit of Herbert W. Jarvis attached.	
27	Memorandum in support of application for construction and enforcement of decree filed.	
Feb. 4	WYZANSKI, S. J. Hearing on Application for Construction and Enforcement of Decree; Hearing begins; Pltff. (U.S.A.) Dept. of Justice asks 1 week to file Memorandum; and request is granted; (Feb. 11, 1975); Also Enhart to file Feb. 11, 1975; (U.S.M.) to file Memorandum Feb. 18, 1975; Deft.(U.S.M.) opens and asks for construction and enforcement of decree and for TRO. Hearing Feb. 25, 1975 at 10:00 A.M.	
5	Stenographic record of hearing on Feb. 4, 1975 filed. (Daily Copy)	
10	USMC (deft.'s) corrections for transcript of Feb. 4 filed.	
11	Gov.'s Memorandum re USMC's Application for Construction and Enforcement of Decree filed.	

DATE	PROCEEDINGS	Date Order or Judgment Noted
1975		
Feb. 13	Memorandum of Emhart Corp. Re: USM's Application under Decree filed.	
13	Affidavit of Adam J. Rathgeber filed.	
13	Affidavit of Dean M. Hennessy filed.	
13	Affidavit of T. Mitchell Ford filed.	
13	Certificates of service re Memorandum by David G. Morrow and Joseph W. Bartlett filed.	
18	Reply memorandum in support of application for construction and enforcement of decree filed.	
18	Affidavit of William S. Brewster filed.	
18	Certificate of service re Reply memo in support of application, etc. and re affidavit of William S. Brewster filed.	
25	WYZANSKI, S. J. Hearing on subjects raised in memoranda; argument by Mr. Whipple of USMC and by Mr. Shumaker of Emhart Corp; Court resuggests motion for amendment to Decree by filed by deft.; Motion of deft. to enjoin Emhart Corp. from buying any more stock not granted; Motion for amendment to Decree to be filed on Feb. 28, 1975 by USMC; Deft. to advertise in Wall Street Journal or New York Times either Mon or Tues., Mar. 3 or 4, 1975; Hearing on Motion to Amend Decree on Thurs., March 6, 1975 at 10:00 A.M.	
Mar. 3	Copy of correction of transcript of hearing on Feb. 25, 1975 from Mr. Schumacher, counsel for Emhart Corp. to Reporter, filed.	
3	B Lease Agreement received and filed.	
3	Application to modify and amend decree filed.	
3	Memorandum in support of application to modify and amend decree filed.	
3	Stenographic record of hearing on subjects raised in memoranda on Feb. 25, 1975 filed.	
4	WYZANSKI, S. J. Copy of new Form B Lease, UBN013 "noted". "Clerk's Office will please inform U. S. M. Corp. that Miss Foley is no longer a deputy clerk."	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
1975			
Mar. 5		Emhart's memorandum in opposition to USM'S second application to add parties defendant filed.	
	5	Emhart's memorandum in opposition to USM'S second application to add parties deft. filed.	
	5	Affidavit of service re the above Memoranda filed.	
	6	Memorandum concerning the Court's power and discretion to amend its final judgments filed. c/s	
	6	WYZanski, S. J. Hearing on Application to Modify and Amend Decree. Deft. USMC announces its willingness to stand on briefs; Gov. agrees Court has power to amend; Emhart argues application should be rejected. Certificate of publication of notice to shareholders of USM Corp. in Wall St. Journal and New York Times filed as part of official record; Court enters Order in order to effectuate the purposes of Decrees previously entered.	
	6	WYZANSKI, S. J. ORDER ENTERED. In Order to effectuate the purposes of decrees previously entered in this case, it is further ordered: Unless this court, after notice and hearing otherwise orders, neither USMC (previously called United Shoe Machinery Corp) nor any person, corporate or individual, who at any time after the entry of this decree owns, directly or indirectly, or otherwise controls, more than one thousand (1000) shares of any and all classes of the stock of USMC shall acquire after March 7, 1975 directly or indirectly control of any corporation or other entity (or substantially all the assets thereof) the control of which or of whose assets this court has at any time ordered USMC to divest itself. Copies to counsel.	
	7	WYZANSKI, S. J. ORDER ENTERED. Supplementing its order of March 6, 1975, this court order that: No stockholder, officer or employee of USMC shall take any action intended to bring, or having the effect of tending to bring, under common control USMC and assets of which this court ordered USMC to divest itself. Copies to counsel. (Certified by Lucht M.)	
	28	New Form B Leases: UBN973, UBN1033, UBN2133, UBN2193 and UBR013 submitted for inspection.	
	28	Wyzanski, S.J.. New Leases noted.	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE ____ OF ____ PAGES
DATE	NR.	PROCEEDINGS	
Sept.		Order to show cause, received for filing. Order granting expedited discovery, received for filing. Notice of taking the depositions of Emhart Corp. by named persons, filed. Request for production, filed. Affidavit of Herbert W. Jarvis, filed.	
Sept.	9	Oral application for Order to show cause (and Temporary Restraining Order) and for Order granting expedited discovery and for notice of taking depositions and for request for production, all supported by the affidavit of Herbert W. Jarvis, filed.	
	9	WYZANSKI, S.D.J. Conference in re "USM's" motion on oral application for an Order to Show Cause (and Temporary Restraining Order) with representatives from United Shoe Machinery, Emhart and the United States--see Reporter's (Gibbons) notes.	
	10	Letter dated 9/10/75 to Judge Wyzanski from Gaston Snow & Ely Bartlett, filed.	
	10	Response of Judge Wyzanski to letter from Gaston Snow & Ely Bartlett, filed. (copy)	
	18	Motion of the deft. for preliminary inj. and other relief filed.	