

The Board met in Room 1202 of the Board's building in Washington, D. C., at 10:00 a.m. on Monday, December 13, 1948, for the purpose of holding a public hearing in connection with the proceeding filed against Transamerica Corporation under the Clayton Act.

PRESENT: Mr. McCabe, Chairman  
 Mr. Szymczak  
 Mr. Draper  
 Mr. Evans  
 Mr. Vardaman

Mr. Carpenter, Secretary  
 Mr. Sherman, Assistant Secretary  
 Mr. Morrill, Special Adviser  
 Mr. Thurston, Assistant to the Board  
 Mr. Vest, General Counsel  
 Mr. Townsend, Solicitor  
 Mr. Chase, Attorney

Messrs. Samuel B. Stewart and  
 Hugo A. Steinmeyer, Counsel  
 for the respondent, Transamerica  
 Corporation

Mr. Eccles did not attend this meeting, having disqualified himself as a participant in the Board's proceeding against Transamerica Corporation under the Clayton Act in order to appear as a witness, and Mr. Clayton absented himself because the question of his qualification was to be discussed.

Oral arguments on the following motions filed by Transamerica Corporation were made by Mr. Stewart for Transamerica Corporation and Mr. Townsend for the Board:

1. Motion that complaint be dismissed and notices of hearing quashed and vacated for improper venue, insufficiency of allegations, and failure to comply with Administrative Procedure Act.

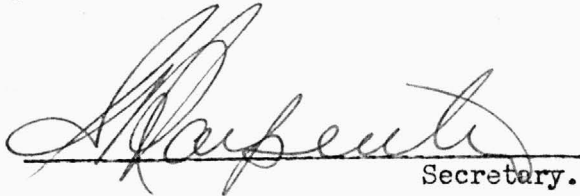
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2. Motion to dismiss for lack of due process of law.
3. Motion that complaint be dismissed for lack of jurisdiction.
4. Motion to disqualify Lawrence Clayton.

At the conclusion of the oral arguments Mr. Stewart requested an opportunity to file a brief in support of his argument. This request was granted by the Board with the understanding that Counsel for Transamerica would have until December 24, 1948, to place the brief in the mails, that the Solicitor for the Board would have ten days from date of receipt of the brief in which to file his answer, and that thereafter the Board would take the matter under consideration and reach its decision.

A transcript of the oral arguments has been placed in the record of the proceeding filed against Transamerica Corporation.

  
Secretary.

Approved:

  
Chairman.