



E. I. DU PONT DE NEMOURS & COMPANY

WILMINGTON 98 DELAWARE

LEGAL DEPARTMENT

June 21, 1946

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JOC

Mr. James D. Ewing
Alexander S. Green
120 Broadway
New York, N. Y.

Dear Mr. Ewing: Re: In the Matter of National Lead
Co. et al. FTC Docket No. 100

Mr. Joseph Wright of the Federal Trade Commission has advised that return on the subpoena duces tecum served upon William Richter, formerly General Manager of our Fabrics and Finishes Department, could be made by our making available to you for production at the hearing the documents called for therein, together with a statement as to those which cannot be found.

Pursuant to this advice, we submit the following:

Specification No. I: After a diligent search we are unable to locate the original letter dated September 8, 1933 from F. M. Carter, President of National Lead Company, 111 Broadway, New York, New York, addressed to William Richter, or any copy thereof. In view of the date of the letter we believe it was destroyed pursuant to a routine destruction of old correspondence.

Specification No. II: There is enclosed the original contract entered into on February 3, 1938, between National Lead Company and E. I. du Pont de Nemours & Co., Inc., concerning the manufacture and packaging of white-lead-in-oil by National Lead Company for E. I. du Pont de Nemours & Co., Inc.; together with a copy of letter agreement dated January 31, 1940 extending the contract of February 3, 1938 to February 28, 1942 (after diligent search we are unable to locate an original thereof); a letter agreement dated June 26, 1942 amending the contract of February 3, 1938 and extending the term thereof to June 30, 1944; and a letter agreement dated June 26, 1944 extending the said agreement, as amended, to June 30, 1945.

DUP 000013

FEDERAL TRADE COMMISSION
Docket No. 27422 Commission's Exhibit No. 777 A
IN THE MATTER OF National Lead Co.
DATE 6/21/46 WITNESS
BY [Signature]
[Signature]

N 3183

Mr. J. D. Ewing

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June 21, 1946

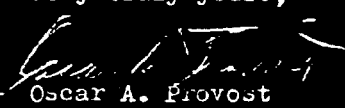
Specification No. III: There is enclosed the original of a letter agreement dated May 4, 1945 extending the agreement of February 3, 1938, as amended on June 28, 1942, for a further twelve months' period, ending June 30, 1946, and which is the contract presently in force between National Lead Company and E. I. du Pont de Nemours & Co., Inc. concerning the manufacture and packaging of white-lead-in-oil by National Lead Company for E. I. du Pont de Nemours & Co., Inc.

Specification No. IV: Our records indicate that the original memoranda and attachments concerning costs of producing white-lead-in-oil by National Lead Company under contract with E. I. du Pont de Nemours & Co., Inc. dated January 8, 1938, prepared by W. F. Malloch were given to one Robert T. Dunn of the Federal Trade Commission by J. Richter on July 16, 1943. In any event, after a diligent search we are unable to find the originals of said memoranda, and we are enclosing carbon copies thereof.

There are also enclosed photostatic copies of each of the attached documents, it being my understanding with Mr. Wright that it will be agreeable to put the photostatic copies into the record, if they are otherwise admissible, so that the originals may be returned to our files.

We greatly appreciate the cooperation of you and Mr. Wright in this matter, and if we can be of further assistance please advise.

Very truly yours,


Oscar A. Provost

OAP:D-encls.

CC:

Joseph Wright, Esq.
Federal Trade Commission
Washington, D. C.

Mr. William Richter

FEDERAL TRADE COMMISSION
Serial No. 5253, Commission's Exhibit No. 777-E

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DUP 000014