

New York, N. Y.

November 6, 1933.

A meeting of the Executive Committee of the Lead Industries Association was held on Monday, November 6, 1933 in the Board Room of the National Lead Company, 111 Broadway, New York City, at 11:45 A.M.

Present

Clinton H. Crane, Chairman
E. A. Behr
R. M. Roosevelt
W. C. Beschorman
F. M. Carter
W. Y. C. Hunt
F. Y. Robertson

F. E. Wormser, Secretary.

Representing

St. Joseph Lead Company
American Smelting & Refining Co.
Eagle-Picher Lead Co.
National Lead Co.
National Lead Co.
Reynolds Metals Co.
United States Smelting Refining
& Mining Co. Inc.

The minutes of the previous meeting were approved.

The Chairman stated that the Pigments Division had concluded the drafting of a Supplementary Code of Fair Competition and was ready to have it approved by the Executive Committee, for submission to the Administrator in Washington.

Whereupon it was moved and seconded that the third draft of the Supplementary Code of Fair Competition for the Lead Pigments Division, as appended to these minutes, be approved for submission to the National Recovery Administration, whenever the Pigments Division desires to submit it.

Unanimously carried.

The Chairman presented the application of the Rex Metal Works for membership in the Lead Industries Association.

Whereupon it was moved, seconded and carried that the Rex Metal Works be admitted to membership in the Lead Industries Association.

The Chairman reported the death, on November 2, of Capt. E. J. Raddatz, President of the Tintic Standard Mining Company, one of the charter members of the Lead Industries Association

Whereupon the following resolution was adopted:

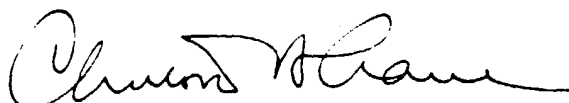
WHEREAS the untimely death of Captain E. J. Raddatz has deprived the lead mining industry of an outstanding leader in the development of Utah's mining resources, and whose kindly cooperation and counsel have always been of inestimable value to his friends and colleagues

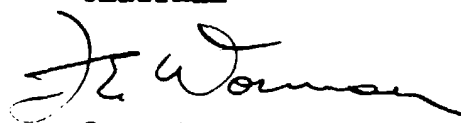
BE IT HEREBY RESOLVED that the Lead Industries Association, representing the entire lead mining industry in the United States, through its Executive Committee, mourns the loss of one of its members and extends to his family and associates, its deepest sympathy.

Mr. Carter reported the result of a conversation he had had in Chicago, with a former representative of the Retail Lumber Associations in the United States, who proposed the cultivation of a closer contact between the Retail Lumber Dealers in the United States and the manufacturers of white lead, for the advancement of their mutual interests, lumber and paint being frequently sold by the same dealers. Inferior paints had adversely affected the market for lumber. Mr. Carter felt that the general problem of cooperative work with the lumber dealers, looking toward an increased use of white lead, was essentially an Association matter, a view in

which the rest of the Executive Committee concurred. The Chairman thereupon requested Mr. Carter, Mr. Roosevelt and the Secretary to consult with the lumber representative upon his arrival in New York, so that a program could be discussed for suitable later action.

The meeting adjourned at 12:30 P.M.


Chairman


Secretary.

LIA02447

October 5, 1933

Lead Pigments Code
Third Draft

SUPPLEMENTARY CODE OF FAIR COMPETITION FOR THE
LEAD PIGMENTS DIVISION OF THE LEAD INDUSTRIES
ASSOCIATION

As provided in Art. XIII of the Code of Fair Competition for the Lead Industry, hereinafter termed the "Master Code", this supplementary code is hereby made a part of said Master Code with the same force and effect as any provisions thereof, except that it shall be applicable only to Lead Pigments, as defined in Art. II of said Master Code; i.e., basic carbonate white lead, dry or in oil, basic lead sulphate, dry or in oil, litharge, red lead, dry or in oil, orange mineral and other lead oxides with or without metallic lead content.

PRICE LISTS

Art. I. Each member of the Code shall file with the Secretary within ten (10) days after the effective date of this Code, his price list, together with terms and conditions of sale. Any change in the said list or terms shall be reported to the Secretary in writin within twenty-four (24) hours after the effective date of such change. After December 31, 1933, any member making a sale or quotation at variance with his price list or terms on file at the time said sale or quotation is made, shall notify the Secretary concerning the variation by letter, mailed within twenty-four (24) hours. The information, as reported, shall be re-issued to the members at such time, and in such manner as may be determined by them.

UNIFORM SALES CONTRACTS

Art. II. Uniform sales contracts specifically designed for use in selling Dry White Lead and Lead Oxides shall be developed as soon as practicable and thereafter used by all members after said contract forms shall have been adopted by a two-thirds vote of members manufacturing the products to which the contracts apply. From time to time, changes in the uniform sales contracts can be made by a two-thirds vote of members manufacturing such products. All sales shall conform to the conditions set forth in the uniform contract forms.

UNFAIR TRADE PRACTICES

Art. III. The following shall be considered unfair trade practices and are violations of this code.

(a) Misbranding or misrepresentation of lead pigments.

LIA02448

N 639.01

(b) Making or promising to any purchaser or prospective purchaser of lead pigments, or to any officer, employee, agent or representative of any such purchaser or prospective purchaser, any commission, gratuity, or other payment or remuneration, directly or indirectly, except in the case of payments made with the consent of the employer for a definite service rendered.

(c) Inducing or in any manner attempting to induce a breach, default or cancellation of a contract between a competitor and his customer during the term of such contract.

(d) Guaranteeing for a definite time the life and/or service of lead pigments.

(e) Making false or derogatory statements with respect to the prices, policies, products, practices, business or credit to any competitor.

(f) Exchanging the products of a member for those of another.

(g) No merchandise shall be sold at a concession in price, or used as an inducement, to influence the sales of any lead product, nor shall any concession be given in the price or terms of sale of a lead product to influence the sale of any other merchandise.

RETURNED GOODS

Art. IV. No member of the Code shall accept the return of merchandise without first giving consent for its return. On such goods as are accepted for return, a reasonable charge shall be made and freight charges must be prepaid by the shipper returning the merchandise, except in the case of defective products or where in some other way the manufacturer may be responsible.

TAXES

Art. V. Any sales tax uniformly applicable upon all sellers shall be for buyer's account and shall be added to the selling price to be paid by the buyer.