

Western Auto Associates - John D. Heronemus

April 10, 1974

Mr. Walter F. Schultz, Jr.

J. T. Rafferty

Law Department

Enclosed is a copy of a notice, dated April 5, 1974, which we received from C T Corporation System, together with a copy of its enclosures. Also, enclosed is a copy of my letter of today's date to Mr. Miller.

I would appreciate your advice concerning our position in this matter.

*John Rafferty*

JTR:sc

Enclosure

*4/25/74  
Phone conv. w/ Mr. Schultz's sec  
re. Mr. T. will check status  
+ get back to me.  
J.T.R.*

NL 000041837

April 10, 1974

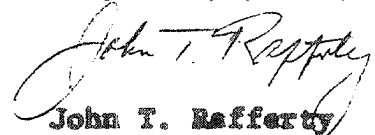
Stephen H. Miller, Esquire  
Stults, Jayne, Murphy & Anderson  
P. O. Box 166  
Reedsport, Oregon 97467

Re: Account No. 030101-0195416 - Western Auto Assoc.  
451 Fir Avenue, Reedsport, Oregon 97467  
John D. Heronemus

Dear Mr. Miller:

Our statutory agent, C T Corporation System, has sent your letter of April 2, 1974 to us. This letter will be referred to our Dutch Boy Paints Division for their review and you can expect to hear from us.

Very truly yours,

  
John T. Rafferty

JTR:sc

bcc: Mr. W. F. Schultz, Jr.

NL 000041838

N 27461.01

**CT SYSTEM**

## SERVICE OF PROCESS TRANSMITTAL FORM

C T Corporation System  
The Corporation Trust Company  
C T Law Technology, Inc.

RECEIVED

APP

T. P. MEDICK

TO: T. P. Mesick, Csl.  
N L Industries, Inc.  
111 Broadway  
New York, N.Y. 10006  
(Authorized Recipient)

TO: C T CORPORATION SYSTEM  
(C T Office)  
NEW YORK, NEW YORK  
(City) (State)  
FROM: C T CORPORATION SYSTEM  
(Originating Agent)  
Per [Signature]  
PORTLAND, OREGON  
(City) (State) ✓  
DATE: 4-5-74 VIA: ( ) Certified Mail  
~~XXXX~~ Certified Air Mail

VIA: (XX) Certified Mail ( ) Messenger  
( ) Certified Air Mail

RE: **PROCESS SERVED IN** OREGON

(Jurisdiction)

FOR N L INDUSTRIES INC.  
(Name of Company)

NEW JERSEY  
(Home State)

Enclosed are copies of legal process served upon the statutory agent of the above company as follows:

- Title of Action: Not an action. Re: Account No. 030101-0195416 - Western Auto Assoc., 451 Fir Avenue, Reedsport, Oregon 97467 - John D. Heronemus.
- Document(s) ~~Served~~: Received: Letter dated April 2, 1974 from Attorney Stephen H. Miller
- Court: Atty. Miller advises he has been retained by Mr. Heronemus to represent him re franchise contract between him and N L Industries Inc., formerly National Lead Company, under which he agrees to purchase Dutch Boy Paints. Breach of franchise agreement is alleged because Dutch Boy Paints were placed with PayLess Drug Store in Coos bay and North Bend, Oregon, allowing a price for said paint to be sold at less than dealer's cost to Mr. Heronemus who requests instructions as to where his remaining stock should be sent for credit on his outstanding bill, copy of which is attached.
- Nature of Action: tries Inc., formerly National Lead Company, under which he agrees to purchase Dutch Boy Paints. Breach of franchise agreement is alleged because Dutch Boy Paints were placed with PayLess Drug Store in Coos bay and North Bend, Oregon, allowing a price for said paint to be sold at less than dealer's cost to Mr. Heronemus who requests instructions as to where his remaining stock should be sent for credit on his outstanding bill, copy of which is attached.
- On Whom Process was Served: dealer's cost to Mr. Heronemus who requests instructions as to where his remaining stock should be sent for credit on his outstanding bill, copy of which is attached.
- Date and Hour of Service: Received by regular mail by C T Corporation System, Portland, Oregon,
- Appearance or Answer Due: At 9:15 A.M., April 5, 1974.
- Plaintiff's Attorney(s): Ask reply in "near future".  
Stephen H. Miller, P. O. Box 166, Reedsport, Oregon 97467.

9. Remarks:

KINDLY ACKNOWLEDGE RECEIPT BY SIGNING AND RETURNING TO US THE ENCLOSED CARBON COPY OF THIS TRANSMITTAL FORM.

RECEIVED AND FORWARDED ON 4/8/74 (Date)BY: C T CORPORATION SYSTEM

Per V. Colvell, Jr.  
V. Colvell, Asst. Vice Pres.  
277 Park Ave.  
(Address)

New York, N.Y. 10017

NJ291-6-73 25M-Seis

N 27461.02

NL 000041839