



E. I. DU PONT DE NEMOURS & COMPANY
INCORPORATED
WILMINGTON, DELAWARE

FINISHES DIVISION

136-0
April 15, 1935.

MR. C. M. SPARGO
LEGAL DEPARTMENT
BUILDING.

HERMAN & ERNST
New York City.

In connection with the Tuller and
Moosman controversy, you will be interested in reading
the attached copy of letter from salesman J. P. Surtoc.

W. F. DONOHUE

By:

K. M. Rogers

KMR-E.
Encl.

C
O
P
Y

MANAGER'S OFFICE TRADE
REPORT
FINISHES DIVISION #35

136.226
CC: J. H. STUTT
B. A. WILSON
TRADE RECORD (2)
FILE

By J. P. SURTOC

Date of Visit 3/26/35

Customer HERMAN & ERNST

Address 122 E. 42nd St., New York, N. Y.

Interviewed Mr. Herman

-
- 1 - Purpose of Call or Report
 - 2 - Accomplishments
 - 3 - Action Needed
-

- (1) To be examined by Tuller & Moosman's attorney in connection with our suit against Tuller & Moosman.
- (2) Mr. Novack, attorney for Tuller & Moosman, did not wish to continue my examination and preferred to continue with Freer and Wilkens, who were not present (at Mr. Herman's instructions.) Considerable discussion took place between the attorneys with a view to arriving at a satisfactory settlement.

Mr. Novack continued to express the statement that Tuller & Moosman have nothing to lose, but finally was convinced by Mr. Herman that all of us are losing too much time on it, and it was agreed that Mr. Herman would contact John Kennedy & Co.'s attorney to determine how much money is due Tuller & Moosman and how much of it is indisputable and collectable by Tuller & Moosman. Then, Mr. Herman is to submit to Novack a plan if possible of satisfying our compromise figure and still leave some money for Tuller & Moosman.

After this meeting, I expressed my personal view to Mr. Herman that it may be wise to discuss with Mr. Spargo the possibility of settling on a definite compromise figure out of money now collectable from Kennedy and the balance of our total claim may be agreed upon as due us, and to be collected from the claim of "extras" Tuller & Moosman have against Kennedy. There is a reasonable chance of realizing something on the latter.

- (3) No further action needed at present since any action will depend on later developments arising out of Mr. Herman's conference with Kennedy's attorneys.