
IN THE SENATE OF THE UNITED STATES.

DECEMBER 4, 1889.

Mr. SHERMAN introduced the following bill; which was read twice and referred to the Committee on Finance.

A BILL

To declare unlawful trusts and combinations in restraint of trade and production.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That all arrangements, contracts, agreements, trusts, or com-
4 binations between persons or corporations made with a view,
5 or which tend, to prevent full and free competition in the im-
6 portation, transportation, or sale of articles imported into the
7 United States, or in the production, manufacture, or sale of
8 articles of domestic growth or production, or domestic raw
9 material that competes with any similar article upon which a
10 duty is levied by the United States, or which shall be trans-
11 ported from one State or Territory to another, and all ar-
12 rangements, contracts, agreements, trusts, or combinations
13 between persons or corporations designed, or which tend, to
14 advance the cost to the consumer of any such articles, are
15 hereby declared to be against public policy, unlawful, and
16 void.

1 SEC. 2. That any person or corporation injured or damni-
2 fied by such arrangement, contract, agreement, trust, or com-
3 bination may sue for and recover, in any court of the United
4 States of competent jurisdiction of any person or corporation
5 a party to a combination described in the first section of this
6 Act, the full consideration or sum paid by him for any goods,
7 wares, and merchandise included in or advanced in price by
8 said combination.

1 SEC. 3. That all persons entering into any such ar-
2 rangement, contract, agreement, trust, or combination de-

3 scribed in section one of this act, either on his own account or
4 as agent or attorney for another, or as an officer, agent, or
5 stockholder of any corporation, or as a trustee, committee, or
6 in any capacity whatever, shall be guilty of a high misde-
7 meanor, and on conviction thereof in any district or circuit
8 court of the United States shall be subject to a fine of not
9 more than ten thousand dollars, or to imprisonment in the
10 penitentiary for a term of not more than five years, or to
11 both such fine and imprisonment, in the discretion of the
12 court. And it shall be the duty of the district attorney of
13 the United States of the district in which such persons reside
14 to institute the proper proceedings to enforce the provisions
15 of this Act.