

NO. 1979. In Equity.

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U.S. DISTRICT COURT  
Western District of Michigan

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UNITED STATES OF AMERICA,  
Plaintiff,

vs.

MAPLE FLOORING MFRS. ASSN. et al  
Defendants.

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PETITION FOR APPEAL

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LAW OFFICES OF  
NEWMAN, POPPENHUSEN, STERN & JOHNSTON  
CHICAGO

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FILED  
JAN 4 1924  
Charles Fitch  
Deputy Clerk

In the  
DISTRICT COURT OF THE UNITED STATES  
Western District of Michigan.

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UNITED STATES OF AMERICA,  
Plaintiff,  
vs.  
MAPLE FLOORING MANUFACTURERS  
ASSOCIATION et al.,  
Defendants.

In Equity.  
No. 1979.

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TO THE HONORABLE CLARENCE W. SESSIONS,  
Judge in said Court and cause presiding:

And now come Maple Flooring Manufacturers Association, a voluntary Association, W. D. Young & Company, Mitchell Brothers Company, Wisconsin Land & Lumber Co., Cobbs & Mitchell, Inc., I. Stephenson Co., Trustees, Cummer-Diggins Co., Osgood & Blodgett Mfg. Co., Holt Hardwood Company, Kerry & Hanson Flooring Company, East Jordan Lumber Co., Nichols & Cox Lumber Co., Strable Lumber & Salt Co., Foster-Latimer Lumber Co., West Michigan Flooring Co., J. W. Wells Lumber Co., Northwestern Cooperage & Lumber Co., Flanner-Steger Land & Lumber Co., Grand Rapids Trust Company, as Receiver for William Horner, North Branch Flooring Company, The Bigelow Cooper Co., Kneeland-McLurg Lumber Co., Oval Wood Dish Corporation, George W. Keehn, B. P. Whedon, M. E. Thomas, H. H. Shepeck, J. L. Colby, F. S. Blodgett, W. L. DeWitt, F. R. Welsh, J. J. Porter, F. E. Holland, George Strable, H. I. Latimer, Edwin Vollmer, W. H. Greene, Mary Vollmer, A. C. Wells, C. H. Law, J. D. Staple, P. D. Flanner, T. M. Ralston, C. A. Brand, J. E.

Dewey and F. M. Hodges, defendants herein, by NEWMAN, POPPENHUSEN, STERN & JOHNSTON and TRAVIS, MERRICK, WARNER & JOHNSON, their attorneys, and feeling themselves aggrieved by the final decree of this Court entered herein on the 4th day of January, 1924, hereby pray that an appeal may be allowed to the said defendants from the said decree to the Supreme Court of the United States, for the reasons specified in the Assignment of Errors which is filed herewith, and that a complete transcript of the record, proceedings and evidence upon which said decree is based, duly authenticated, may be sent to the Clerk of the Supreme Court of the United States; that the amount of the appeal bond and the time for filing the same may be fixed, and that the time for the presentation and filing of a certificate of evidence may be fixed and determined.

And said defendants further represent that the evidence presented upon the hearing of said cause is voluminous and includes several hundred separate documents and papers introduced as exhibits, and that it will require approximately ninety (90) days for the preparation of a certificate of evidence and transcript of the record. WHEREFORE these defendants pray that the time of the defendants within which to file a complete transcript of the record with the Clerk of the Supreme Court of the United States and to docket said cause in said Court be extended to the first day of June, A.D. 1924.

And said defendants further represent that if the said decree stands in full force and effect until said appeal is heard and decided by said Supreme Court of the United States, the said defendants will suffer great and irreparable injury, as will more fully appear from the evidence adduced in said cause and from the affidavit of George W. Keehn submitted herewith. WHEREFORE said defendants further pray that this Court exercise the discretion conferred upon it by Equity Rule 74



and enter an order herein, suspending the operation and effect of said decree during the pendency of said appeal, upon such terms as to bond, or otherwise, as this Court may consider meet and proper. And these defendants will ever pray.

MAPLE FLOORING MANUFACTURERS ASSOCIATION,  
W. D. YOUNG & COMPANY,  
MITCHELL BROTHERS COMPANY,  
WISCONSIN LAND & LUMBER CO.,  
COBBS & MITCHELL, Inc.,  
I. STEPHENSON CO., Trustees,  
CUMMER-DIGGINS CO.,  
OSGOOD & BLODGETT MFG. CO.,  
HOLT HARDWOOD COMPANY,  
KERRY & HANSON FLOORING COMPANY,  
EAST JORDAN LUMBER CO.,  
NICHOLS & COX LUMBER CO.,  
STRABLE LUMBER & SALT CO.,  
FOSTER-LATIMER LUMBER CO.,  
WEST MICHIGAN FLOORING CO.,  
J. W. WELLS LUMBER CO.,  
NORTHWESTERN COOPERAGE & LUMBER CO.,  
FLANNER-STEGER LAND & LUMBER CO.,  
GRAND RAPIDS TRUST COMPANY,  
as Receiver for William Horner,  
NORTH BRANCH FLOORING COMPANY,  
THE BIGELOW COOPER CO.,  
KNEELAND-McLURG LUMBER CO.,  
OVAL WOOD DISH CORPORATION,  
GEORGE W. KEEHN,  
B. P. WHEDON,  
M. E. THOMAS,  
H. H. SHEPECK,  
J. L. COLBY,  
F. S. BLODGETT,  
W. L. DEWITT,  
F. R. WELSH,  
J. J. PORTER,  
F. E. HOLLAND,  
GEORGE STRABLE,  
H. I. LATIMER,  
EDWIN VOLLMER,  
W. H. GREENE,  
MARY VOLLMER,  
A. C. WELLS,  
C. H. LAW,  
J. D. STAPLE,  
P. D. FLANNER,  
T. M. RALSTON,  
C. A. BRAND,  
J. E. DEWEY  
and  
F. M. HODGES,

By Reynold Cassin Sten J. Smith  
Haris Merick Loaves Johnson  
Their Attorneys.