

DOCKET

103

TITLE OF CASE				ATTORNEYS		ABSTRACT OF COSTS	
						To Whom Due	AMOUNT
United States of America				United States Attorney (James Lawrence Fly - Spec. Asst. to Atty Gen. Walter L. Rice, Spec. Asst. to Atty. Gen. Dept. of Justice, Wash. D. C.			\$5-5/4/36. 16 11/15/36.
- vs -				Sullivan & Cronwell, 48 Wall St.			
The Sugar Institute, Inc., et al.				Henry J. Cochrane, 62 Wm. St. (For Dep. C.D. Brynyn) Badruldeen, Whitehead Lane & Co., 40 West St. Special Atty. R. Spruckelle 67 Pine St. Wm. H. Wright			
DATE	CASH ACCOUNT—PLAINTIFF	RECEIVED	DISBURSED	DATE	CASH ACCOUNT—DEFENDANT	RECEIVED	DISBURSED
AUG 2 - 1931 DEPOSIT	5+C	10		APR 27 1931 DEPOSIT	-H. FC	10	
SEP 30 1931 FEES EARNED		5	2	NOV 13 1931 To Cochrane			10
DEC 8 - 1931 DEPOSIT	"		5				
DEC 31 1931 FEES EARNED							
JUL 14 1935 DEPOSIT		1	1	JUL 7 - 1931 DEPOSIT	@ W & T	10	
SEP 30 1935 FEES EARNED			5	SEP 30 1931 FEES EARNED			5
NOV 16 1935 To Sullivan & C		16	16	NOV 13 1931 To W & T		10	10

DATE			FILINGS, PROCEEDINGS, ETC.	No. of Words	CLERK'S FEES		Amounts Reported in Emolument Returns
MONTH	DAY	YEAR			PLAINTIFF	DEFENDANT	
			Deposits continued page 425				
MAR 30	1931		Filed Petition, process & Issued subpoenas. (orig & 12 Dupl orig)	5			
APR - 1	1931		" Order for service of subpoenas to left indicated - Coleman				
APR - 1	1931		" Petition of U.S. for Order for issuance of subpoenas				
APR 16	1931		Filed Subpoena & Marshal's Return P. S. on Henry E. Worcester (personally)				
APR 17	1931		and as Vice president for Revere Sugar Refinery 4/6/31.				
			" Subpoena and Marshal's Return P.S. on Fred J. Taylor as				
			Exec. Vice Pres. for The Sugar Institute, Inc.,				
			3/31/31. - P.S. on Fred J. Taylor 3/31/31. - P.S. on				
			H. Beach Carpenter (atty who accepted service)				
			for The American Sugar Refining Co. 3/31/31. -				
			P.S. on H. Beach Carpenter (atty who accepted service)				
			for J. F. Abbott 3/31/31. - P.S. on H. Beach Carpenter				
			(atty who accepted service) for Earl D. Babat 3/31/31.				
			P.S. on H. Beach Carpenter (atty who accepted service)				
			for H. Edward Foster 3/31/31. - P.S. on Walter J.				
			Bartlett as Vice pres. for The Colonial				
			Sugar Co. 4/6/31. - P.S. on James H. Post as Chairman				
			of Board for Cuban-American Sugar Co. 4/6/31. -				
			P.S. on James H. Post, as Pres. for The National				
			Sugar Refining Co. of New Jersey - 4/6/31. P.S. on				
			Edgar H. Stone, as Vice pres. for Spruckelle Sugar				
			Corp. 4/6/31. - P.S. on J. P. Cody 4/6/31. - P.S. on				
			M. E. Goetzinger 4/6/31. - P.S. on C. B. Newman 4/6/31. -				
			P.S. on George E. Xavier - 4/8/31. - P.S. on James				
			H. Post - 4/6/31. - P.S. on Charles D. Brynyn 4/6/31. -				
			P.S. on Rudolph Spruckelle 4/8/31. - P.S. on H. H. Harper 4/6/31. -				
			P.S. on Margaret A. Jamison - 4/9/31. - P.S. on				
			Edgar H. Stone 4/6/31. -				
APR 20	1931		Filed Notice of Appearance - The Sugar Institute, Inc., The				
			American Sugar Refining Company; California &				
			Hawaiian Sugar Refining Corp., Ltd., The Colonial				
			Sugars Co.; Cuban-American Sugar Co.; Godchaux				
			Sugars, Inc., William Henderson, Hunt Henderson,				
			Continued on page 425.				

UNITED STATES DISTRICT COURT

CASE NO. *E. 59-103**U. S. - vs - The Sugar Institute, Inc., et al.*

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CONTINUED FROM PAGE 16

FILED	DATE			FILINGS, PROCEEDINGS, ETC.	No. of Words	CLERK'S FEES	
	MONTH	DAY	YEAR			PLAINTIFF	DEFENDANT
	APR	20	1931	contd from 103 - (Christ Gamble, and Fred Gamble doing business under the firm name and style of Henderson Sugar Refinery; Imperial Sugar Co.; H. J. McCahan Sugar Refining & Molasses Co.; The National Sugar Refining Co. of New Jersey; Pennsylvania Sugar Co.; Revere Sugar Refinery; Savannah Sugar Refining Corp.; Texas Sugar Refining Corp.; J. D. & A. B. Spreckels Securities Co (doing business under the trade name of Western Sugar Refinery); J. T. Abbott; Earl D. Babst; W. Edward Fuller; George M. Ralph; William B. Tyler; C. P. Newman; George E. Kiser; Jacob Moog; L. H. Kampner; Harry S. Thompson; Louis V. Place; Manuel E. Rionda; James H. Post; Charles D. Bruyn; William N. Hoodless; Henry E. Worcester; Benjamin D. Sprague; Thomas D. Ward; Alexander Smith; N. B. Moore; Frank E. Sullivan and Fred J. Taylor in the above entitled suit.			
	APR	20	1931	Filed Consent & Order extending time of defts (of appearance dated April 20-1931) to file answers to 5/11/31. -			
	APR	20	1931	" Subpoena and Marshal's Return P. on George Ralph - as pres. for Calif. & Hawaiian Sugar Refining Corporation 4/8/31. - P. on William B. Tyler, Counsel & Asst. Secy for Calif. & Hawaiian Sugar Refining Corporation - 4/8/31. - P. on Frank E. Sullivan (Executive Vice President for J. D. & A. B. Spreckels Investment Company doing business under the trade name of Western Sugar Refinery 4/8/31. - P. on Louis R. Campiglia Vice President for Calif. & Hawaiian Sugar Refining Corporation 4/8/31. - P. on Frank E. Sullivan (Executive Vice President for J. D. & A. B. Spreckels Investment Company doing business under the trade name of Western Sugar Refinery - 4/8/31. -			
	APR	23	1931	Filed Notice of Appearance - Margaret A. Jamison & Nevada A. Jamison, doing business under the firm name and style of Arbuckle Bros. & J. P. Coby & M. E. Gatzinger			
	APR	23	1931	Filed Stip. & order extending time to answer to 5/11/31. - defts as of 4/23/31. -			
	APR	24	1931	" Affd. of service of subpoenas & Order. P. on Martha A. Jamison - 4/24/31. -			
	APR	24	1931	" Subpoena and Marshal's Return P. on Benjamin D. Sprague, (personally) & as pres. for Savannah Sugar Refining Corp. 4/6/31. - P. on Thomas D. Ward - 4/6/31. -			
	APR	24	1931	" Subpoena and Marshal's Return P. on N. B. Moore (personally) & as pres. for Texas Sugar Refining Corp. 4/10/31. - P. on L. H. Kampner 4/10/31. - P. on Harry S. Thompson personally & as Active Vice-pres. for Imperial Sugar Co. - 4/17/31. -			
	APR	24	1931	" (Copy) order for service of subps. -			
	APR	24	1931	" (Copy) blank subpoena. -			
	APR	24	1931	Filed Stip. & order extending time to answer to 5/16/31. - (Spreckels Sugar Corp. - Rudolph Spreckels, Edgar H. Stone, & W. H. Harper.			
	APR	27	1931	" Subpoena and Marshal's Return P. on Manuel E. Rionda - 4/23/31. -			
	APR	27	1931	Filed Notice of Appearance - Charles D. Bruyn (N. J. C.) (to 426.)			

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UNITED STATES DISTRICT COURT

CASE No. E 59-103 - U. S. - Sugar Institute, Inc.CONTINUED FROM PAGE 425

DATE	FILINGS, PROCEEDINGS, ETC.	No. of Words	CLERK'S FEES		Amounts Reported in Enrolment Returns
			PLAINTIFF	DEFENDANT	
MONTH DAY YEAR					

MAY - 9 1931 *Filed Affdt. & Order extending time of defts to answer petition to 20 days after entry of order determining defts motion for better statement of claims Knox, J.*

MAY 12 1931 *" Affdt. & Order substituting J. D. & A. B. Spreckels Investment Company (doing business under trade name of Western Sugar Refinery) as party defts. in place of J. D. & A. B. Spreckels Securities Co. etc. Knox, J.*

MAY 14 1931 *Filed Stip. & order extend'g time to answer to 6/5/31. - Spreckels Sugar Corp., Rudolph Spreckels, Edgar H. Stone & W. W. Harper -*

MAY 18 1931 *" Copy of order of 5/12/31 - with notice of entry -*

MAY 18 1931 *Filed Notice of Appearance J. D. & A. B. Spreckels Investment (Inc.) Company (doing bus. under trade name of West. Sug. Ref.)*

JUN - 4 1931 *Filed Stip. & order extend'g time to answer to 6/26/31. - Spreckels Sugar Corp., Rudolph Spreckels, Edgar H. Stone, & W. W. Harper.*

JUN 24 1931 *Filed Stip. & order extend'g time to answer to 7/7/31. - Spreckels, Sugar Corp., R. Spreckels, Edgar H. Stone & W. W. Harper -*

JUN 25 1931 *" Affdt. & notice of motion for further & better statements of nature of claims contained in petition - memo. End; motion is denied. Woolsey, J. -*

JUN 25 1931 *" Affdt. of James Lawrence Ely in opposition to motion.*

JUN 25 1931 *" Opinion #6571 - Woolsey, J. - motion denied -*

JUL - 7 1931 *" Notice of appearance, Cadwalder, W. P.*

JUL - 7 1931 *" Assurs of Spreckels Sugar Corp., R. Spreckels, E. H. Stone & W. W. Harper*

JUL 13 1931 *" Notice proposed Order granting motion for further statement of petitioners claims etc. l.c.*

AUG 30 1931 *Filed Answer of Defts.*

The Sugar Institute, Inc., The American Sugar Refining Company, Margaret A. Jamison and Martha A. Jamison, doing business under the firm name and style of Arbuckle Bros., California & Hawaiian Sugar Refining Corporation, Ltd., Colonial Sugars Co., The Cuban-American Sugar Co., Godchaux Sugars, Inc., William Henderson, Hunt Henderson, Christian J. Gambel, and Frederick A. Gambel, doing business under the firm name and style of William Henderson (described in the petition as Henderson Sugar Refinery), Imperial Sugar Company, W. J. McCahan Sugar Refining & Molasses Co., The National Sugar Refining Co. of New Jersey, Pennsylvania Sugar Company, Revere Sugar Refinery, Savannah Sugar Refining Corporation, Texas Sugar Refining Corp. J. D. & A. B. Spreckels Investment Company, substituted for J.D. & A.B. Spreckels Securities Co. (doing business under the trade name of Western Sugar Refinery), J. F. Abbott, Earl D. Babst, W. Edward Foster, J. P. Cody, M. E. Goetzinger, George M. Rolph, William B. Tyler, C.B. Newman, George E. Keiser, Jacob Moog, I. H. Kempner, Harry G. Thompson, Louis V. Place, Manuel E. Rionda, James H. Post, Charles D. Bruyn, William H. Hoodless, Henry E. Worcester, Benjamin O. Sprague, Thomas Oxnard, Alexander Smith, H. B. Moore, Frank E. Sullivan and Fred G. Taylor.

AUG 14 1931 *Filed Note of Issue, Motion for Bill of Particulars - Ret. 8/18/31. (S.C.)*

AUG 15 1931 *" " " " " preference - Ret. - 8/18/31. -*

AUG 26 1931 *" Affdt. - notice of motion for preference - memo. End; preference granted for first Monday of January - 1932 term of Court. - Mack, C. J.*

AUG 26 1931 *" Affdt. of John C. Higgins, -*

SEP - 2 1931 *" Order preferring cause for Jan. 5 - 1932. - Mack, C. J.*

SEP - 5 1931 *" copy " " " " " notice of entry -*

SEP 29 1931 *" Motion for Bill of particulars - (see memo. End - Mack, C. J.)*

SEP 29 1931 *" Petitioners' affid. in opposition to mo. for part - to 428.*

UNITED STATES DISTRICT COURT

CASE No. E 59-103.U.S. - vs - Sugar Institute, etc.CONTINUED FROM PAGE 426

DATE			FILINGS, PROCEEDINGS, ETC.	No. of Words	CLERK'S FEES		Amounts Reported in Emolument Returns
MONTH	DAY	YEAR			PLAINTIFF	DEFENDANT	
SEP	29	1931	Filed Petitioner's Supplemental Affet. in opposition to motion for Particulars.				
NOV	- 6	1931	" Order for Bill of particulars - Mach, C. J.				
NOV	21	1931	" Bill of particulars. -				
JAN	- 8	1932	" Sup. + Order adjourning trial to Feb. 2-1932. - Mach, C. J.				
JAN	18	1932	" Application + Order for issuance of subpoenas to parties indicated - Coffey, J. -				
JAN	26	1932	" Order adjourning trial to 2/9/32. - Mach, C. J.				
FEB	- 2	1932	" Ret. + Order for issuance of subp. duces tecum - Mach, C. J.				
FEB	- 8	1932	" " " " " " " " - Coffey, J. -				
"	9	"	Before Mach, C. J. Trial begun + adj. to 2/10/32.				
"	10	"	Cont'd. Wit. pref. 1-E. 7 - 3rd def. 0-E. 0 - adj. to 2/11/32.				
"	11	"	" " " " " " " " 0-0-1- " 2/15/32. -				
"	15	"	" " " " " " " " 0-0-0- " 2/16/32. -				
"	16	"	" " " " " " " " 0-0-3- " 2/17/32. -				
"	17	"	" " " " " " " " 0-0-0- " 2/18/32. -				
"	18	"	" " " " " " " " 0-0-0- " 2/19/32. -				
"	19	"	" " " " " " " " 0-0-4- " 2/23/32. -				
"	23	"	" " " " " " " " 0-0-2- " 2/24/32. -				
"	24	"	" " " " " " " " 0-0-0- " 2/25/32. -				
"	25	"	" " " " " " " " 0-0-0- " 2/26/32. -				
"	26	"	" " " " " " " " 0-0-0- " 2/29/32. -				
"	29	"	" " " " " " " " 0-0-0- " 3/1/32. -				
Mar.	1	"	" " " " " " " " 0-0-70- " 3/2/32. -				
"	2	"	" " " " " " " " 0-0-63- " 3/3/32. -				
MAR	3	1932	" " " " " " " " 0-0-5- " 3/4/32. -				
MAR	4	1932	" " " " " " " " 0-0-9- " 3/5/32. -				
"	5	"	" " " " " " " " 2-0-1- " 3/14/32. -				
MAR	14	1932	Filed Order for issuance of subpoenas duces tecum, to W. H. Edgar + Son Edgar Sugar House, Inc., and Detroit Harbor Cannifals Inc, Del. Mich. - Patterson, J.				
MAR	15	1932	" Order deeming exp. procech. Sugar Corp, Rudolph Spreckels, Edgar N. Stone + W. H. Harper to be joined in all objections made to evidence introduced by petitioner etc. - Mach, C. J.				
April	5	1932	" Notice of Motion to amend petition - Demo. Sub. - Granted, Mach, C. J.				
APR	- 5	1932	" appearance + Order for subpoenas - Mach, C. J.				
apr.	8	1932	" Order amending petition as indicated - Mach, C. J.				
July	21	"	" Cont'd. + adj. to 27 July. - " " - Mach, C. J.				
July	22	1932	Before Mach, C. J. Trial cont'd. + adjourned to 7/25/32.				
"	25	"	Trial cont'd. + adj. to July 26-1932.				
"	26	"	" " " " " " 27- " -				
"	27	"	" " " " " " 28- " -				
"	28	"	" " " " " " 29- " -				
"	29	"	" " " " " " Aug 1-1932 -				
AUG	- 1	1932	" " " " " " 2- " -				
AUG	- 2	1932	" " " " " " 3- " -				
AUG	- 3	1932	" " " " " " 4- " -				
AUG	- 4	1932	" " " " " " 5- " -				
Aug	5	"	" " " " " " 8- " -				
SEP	- 8	1932	" " " " " " Sept. 9- " -				
SEP	- 9	1932	" " " " " " 12- " -				
"	12	"	" " " " " " 13- " -				
"	13	"	" " " " " " 14- " -				
"	14	"	" " " " " " 15- " -				
"	15	"	" " " " " " 16- " -				

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UNITED STATES DISTRICT COURT

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CASE No. 259-103 U.S.A. vs - Sugar Institute, etc.

CONTINUED FROM PAGE 428

DATE			FILINGS, PROCEEDINGS, ETC.	No. of Words	CLERK'S FEES		Amounts Reported in Enrolment Returns
MONTH	DAY	YEAR			PLAINTIFF	DEFENDANT	
SEP 1	16	1932	Trial commenced & adjourned to 9/19/32. -				
"	19	"	" " " " " 9/20/32. -				
"	20	"	" " " " " 9/21/32. -				
"	21	"	" " " " " 9/22/32. -				
SEP 22	22	1932	" " " " concluded -				
JAN 16	16	1933	" " " " + adjourned to 1/17/33				
"	17	"	" " " " " 1/18/33				
"	18	"	" " " " " 1/19/33				
"	19	"	" " " " " 1/20/33				
"	20	"	" " " " concluded - Dec. Resonator.				
OCT 25	25	1933	Filed order apptg. Herbert S. Marks as Special Master, etc. - Mack, C.J.				
OCT 28	28	1933	" Order apptg. H. S. Marks as Special master at compensation indicated - Mack, C.J.				
JAN -2	-2	1934	" Order continuing H. S. Marks as special master - Mack, C.J.				
FEB 14	14	1934	" " " " " " " etc. - " "				
MAR -7	-7	1934	" Opinion #8286 - Mack, C.J. (see opinion)				
MAY -2	-2	1934	" Order increasing allowance for additional expenditures by Master to \$460.00 - Mack, C.J.				
AUG 15	15	1934	" Order designating H. S. Marks as Master at compensation not to exceed \$1,000.00 - Mack, C.J.				
OCT -9	-9	1934	" Findings of fact & conclusions of law - Mack, C.J.				
OCT -9	-9	1934	" Final decree perpetually enjoining defts; pliff. to recover all costs - Mack, C.J.				
OCT 16	16	1934	" Order for additional fee to master of \$1,125. - Mack, C.J.				
DEC 8 -	-	1934	" notice of appeal -				
DEC 8 -	-	1934	" Pet. for appeal - to Sup. Ct. (S.C.)				
DEC 8 -	-	1934	" Order allowing appeal - Sugar Institute has stats; Mack, C.J.				
DEC 8 -	-	1934	" assignment of errors -				
DEC 8 -	-	1934	" Bond on appeal \$500.00 Nat'l. Surety Corp. - app. Mack, C.J.				
DEC 8 -	-	1934	" Statement of jurisdiction of appeal to Sup. Ct. -				
DEC 14	14	1934	" Notice of service of appeal papers pursuant to Rule 12 para 2, Sup. Ct. - + admission of service -				
DEC 24	24	1934	" Citation Ret. 40 days - Mack, C.J.				
JAN -7	-7	1935	" Order extending time to file record to 3/1/35 - Mack, C.J.				
FEB 15	15	1935	" " " " " " " 3/1/35 - Mack, C.J.				
FEB 28	28	1935	" " " " " " " 4/1/35 - Mack, C.J.				
APR -1	-1	1935	" " " " " " " 5/1/35 - Mack, C.J.				
MAY -6	-6	1935	" " " " " " " 5/20/35 - " "				
MAY 15	15	1935	" " " " " " " 5/27/35 - " "				
JUN -5	-5	1935	" " " " " " " 7/15/35 - " "				
JUL -3	-3	1935	Logged narrative statement of evidence (3 vols.)				
JUL -3	-3	1935	Filed notice of lodgment of narrative statement of evidence				
JUL -3	-3	1935	" order extending time to file praecipe to 7/15/35 - Mack, C.J.				
JUL -3	-3	1935	" Sup. Re: accuracy of narrative statement.				
JUL -3	-3	1935	" Praecipe for transcript of the record				
JUL -3	-3	1935	" " " additional portions of the record				
JUL -3	-3	1935	" Order approving narrative statement of evidence - Mack, C.J.				
JUL -3	-3	1935	" narrative statement of evidence (3 vols.)				
JUL -9	-9	1935	" Order extending time to file record to 7/22/35 - Mack, C.J.				
" 19	19	"	Issued Ctf on Record on Appeal to N.S. Supr. Ct. v. 100				
" 19	19	"	" " " Statement re Jurisdiction				
JUL 22	22	1935	Filed Gov't + defts. exhibits (2 sets)				
AUG -6	-6	1935	" Enc (1) vol. (excerpta from testimony)				
" 6	6	1935	Issued Ctf on Record on Appeal to U.S. Supreme Court (Appellee's Praecipe) p. 459				

UNITED STATES DISTRICT COURT

CASE No. 59-103 U.S.A. - vs- Sugar Institute, etc.CONTINUED FROM PAGE 429

DATE			FILINGS, PROCEEDINGS, ETC.	No. of Words	CLERK'S FEES		Amounts Reported in Emolument Returns
MONTH	DAY	YEAR			PLAINTIFF	DEFENDANT	
AUG 29	1935		<i>Filed Sup. regarding exhibit 349.</i>				
AUG 29	1935		<i>" Sup. regarding exhibit 350.</i>				
AUG 29	1935		<i>" Sup. regarding supplemental praecipe.</i>				
AUG 29	1935		<i>" Order regarding supplemental praecipe (Patterson)</i>				
AUG 29	1935		<i>" Supplemental praecipe for additional portions of the record.</i>				
JAN 28	1936		<i>" Order approving errata to narrative statement of evidence - Mack, C.J.</i>				
MAY -4	1936		<i>" Mandate from Sup. Ct. modifying decree of Dist. Court as provided in opinion of Sup. Ct. & U. S. to recover \$2570.64 against Sugar Institute et al - (mailed notice)</i>				
JUN 24	1936		<i>" Bill of costs taxed by U. S. A. at \$6,006.18 -</i>				
OCT 23	1936		<i>" Notice of motion & order on mandate modifying decree of Dist. Ct. as indicated and U. S. A. to recover \$2570.64 in addition to costs heretofore awarded in this Court - Mack, C.J.</i>				
OCT 29	1936		<i>" Opinion # 10126 - Mack, C.J. appli. to retro costs denied</i>				
NOV 18	1936		<i>" Letter to Clerk from Sullivan & Cromwell Re: enclosure of check for \$8,576.82 for costs as provided for in order of mandate filed 10/23/36.</i>				
Nov 12	1936		<i>" Motion for modification of decree filed Oct. 1936 (by California & Hawaiian Sugar Refin. Assn.)</i>				
"	"		<i>" Order modifying decree entered 10-9-36 amended 10-12-36 - Conger J. (commented to)</i>				

P & C

J & L