

NATIONAL RECOVERY ADMINISTRATION

CODE OF FAIR COMPETITION

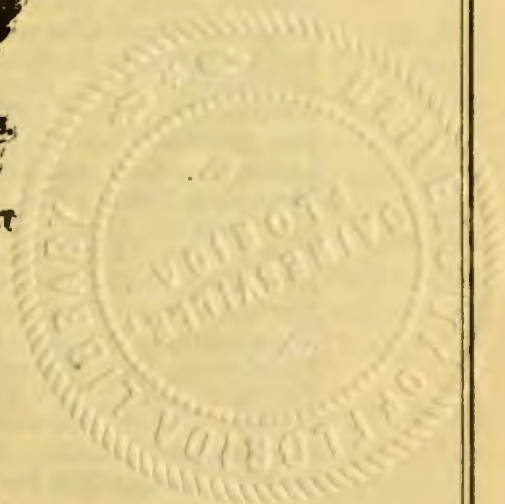
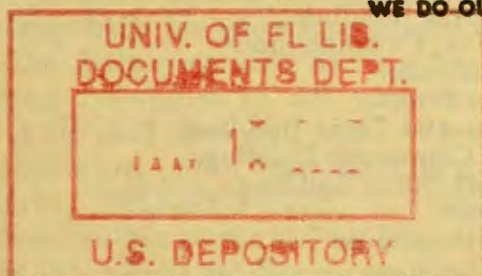
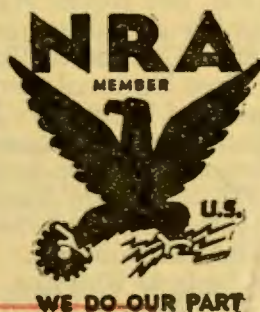
FOR THE

MALLEABLE IRON INDUSTRY

AS APPROVED ON NOVEMBER 27, 1933

BY

PRESIDENT ROOSEVELT



1. Executive Order
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Approved Code No. 132

CODE OF FAIR COMPETITION
FOR THE
MALLEABLE IRON INDUSTRY

As Approved on November 27, 1933

BY
PRESIDENT ROOSEVELT

Executive Order

An application having been duly made, pursuant to and in full compliance with the provisions of title I of the National Industrial Recovery Act, approved June 16, 1933, for my approval of a Code of Fair Competition for the Malleable Iron Industry, and hearings having been held thereon and the Administrator having rendered his report containing an analysis of the said Code of Fair Competition together with his recommendations and findings with respect thereto, and the Administrator having found that the said Code of Fair Competition complies in all respects with the pertinent provisions of title I of said Act and that the requirements of clauses (1) and (2) of subsection (a) of Section 3 of the said Act have been met:

NOW, THEREFORE, I, Franklin D. Roosevelt, President of the United States, pursuant to the authority vested in me by title I of the National Industrial Recovery Act, approved June 16, 1933, and otherwise, do approve the report and recommendations and adopt the findings of the Administrator, and do order that the said Code of Fair Competition be and it is hereby approved.

FRANKLIN D. ROOSEVELT.

Approval recommended:

HUGH S. JOHNSON,
Administrator.

THE WHITE HOUSE,
November 27, 1933.

NOVEMBER 14, 1933.

The PRESIDENT,
The White House.

SIR: This is a report upon the Code of Fair Competition proposed by the Malleable Iron Industry, and on the hearing conducted thereon in Washington, D.C., on October 2, 1933, in accordance with the provisions of the National Industrial Recovery Act.

PROVISIONS OF THE CODE AS TO WAGES AND HOURS

The Code provides for a 40-hour week, applicable to all employees, including clerical and office employees, with certain exceptions carefully limited both as to hours and numbers by the Code.

Child labor is prohibited and employment of persons less than 18 years of age in hazardous occupations.

Minimum rates of pay are 35¢ and 40¢ per hour in the North and 30¢ and 32½¢ per hour in the South.

Equitable adjustment of all pay schedules above the minimum is provided, and the same minimum rates for piece work as for work upon an hourly basis.

Processes involved in production in this industry cannot always be completed within eight hours and may require an additional half or full hour in a working day. For a large part of this time the workers are not actively engaged because they must wait for furnace operations to develop. Therefore, while the industry recognizes the principle of the eight-hour day and has so stated in the Code proposed, it appears that an absolute requirement of eight hours would work an undue hardship.

ECONOMIC EFFECT OF THE CODE

The Malleable Iron Industry includes all manufactures of malleable iron castings, whether for consumption by the producer, for transfer, or for sale. The industry is cyclical and unstable, its operations having dropped from 87% of capacity in early 1929 to 8% of capacity in August 1932. The present rate of capacity is 35%.

The Code is presented by the Malleable Founders' Society, which represents about 95% of the industry, with a total invested capital of about \$105,000,000 and an estimated annual payroll in a normal year of approximately \$55,000,000.

Pertinent figures with respect to workers, hours, and wages, as presented by the industry, are as follows:

	Number of persons em- ployed by companies assenting to to the Code	Minimum wages paid common labor per hour (cents)	Average wages paid per hour of all companies covering all plant em- ployees (cents)
Mar. 1926 (peak month).....	33,453	32	56.4
July 1926.....	26,610	32	56.1
Nov. 1926 (low month).....	22,809	32	57.0
Mar. 1929 (peak month).....	42,957	30	55.1
July 1929.....	36,114	30	54.9
Dec. 1929 (low month).....	22,809	30	53.9
Jan. 1933.....	14,110	18	38.2
Mar. 1933.....	13,800	18	38.2
July 1933.....	22,200	18	37.0
Aug. 1933.....	22,320	23	37.5
Sept. 1933.....	24,105	23	40.5

	Average work week per wage worker (hours)	Approximate aggregate weekly pay roll of all companies assenting to the Code	Average rate of op- erations in the indus- try (percent of capacity)
Mar. 1926 (peak month).....	50	\$943,375	68.9
July 1926.....	47	701,626	52.9
Nov. 1926 (low month).....	45	585,054	45.9
Mar. 1929 (peak month).....	51	1,207,136	87.7
July 1929.....	51	1,011,154	73.5
Dec. 1929 (low month).....	49	602,408	47.3
Jan. 1933.....	29	156,311	14.9
Mar. 1933.....	28	147,605	11.4
July 1933.....	36	295,704	36.3
Aug. 1933.....	37	309,690	36.6
Sept. 1933.....	40	390,501	* 34.0

* Estimated.

These figures show an increase in employment since March 1933, of 10,305 workers, or approximately 80%; an increase in the average week of 12 hours, which is approximately 43%; and an increase in the aggregate weekly pay roll from \$147,605 to \$390,501, or about 160%. While this latter increase is largely due to the increased number of workmen and the increased work week, it is estimated that under operation under the Code as submitted, there will be an additional increase in employment of approximately 3,400 and a further increase in the aggregate weekly pay roll of about \$70,000. The rate of operation in the industry has not changed materially since June 1933, and therefore, it may reasonably be assumed that operation under the Code, based on the above comparison, will show an increase in employment in this industry as an effect of the National Recovery Act of approximately 5,300 persons, or 24%, and an increase in the weekly pay roll of \$164,797, or 55%, and in the annual pay roll of approximately \$8,000,000. A return to operation at 56% of capacity, it is estimated will put back to work all who were employed in 1929.

The Board of Directors of the Society is constituted the Code Authority, and it is provided that three members, without vote, may in addition be appointed by the Administrator, to serve with the Board.

The Deputy Administrator finds that:

(a) The Code as recommended complies in all respects with the pertinent provisions of Title I of the Act, including, without limita-

tion, subsection (a) of Section 7 and subsection (b) of Section 10 thereof; and that

(b) The applicant group imposes no inequitable restrictions on admission to membership therein and is truly representative of the Malleable Iron Industry; and that

(c) The Code as recommended is not designed to promote monopolies or to eliminate or oppress small enterprises and will not operate to discriminate against them, and will tend to effectuate the policy of Title I of the National Industrial Recovery Act.

I believe that the Code as proposed is fair to Industry, to Labor, and to the Consumer, and in accordance with the intent and purpose of the National Industrial Recovery Act.

Accordingly, I hereby recommend the approval of this proposed Code of Fair Competition for the Malleable Iron Industry.

Respectfully,

HUGH S. JOHNSON,
Administrator.

CODE OF FAIR COMPETITION
FOR THE
MALLEABLE IRON INDUSTRY

ARTICLE I—PURPOSE

SECTION 1. The Code is adopted pursuant to Title I of the National Industrial Recovery Act.

SEC. 2. The purpose of the Code is to effectuate the policy of Title I of the National Industrial Recovery Act insofar as it is applicable to the Industry.

ARTICLE II—DEFINITIONS

Wherever used in this Code or in any schedule appertaining hereto the terms hereinafter in this Article defined shall, unless the context shall otherwise clearly indicate, have the respective meanings hereinafter in this Article set forth.

SECTION 1. The term "the United States" means and includes all of the territory of the United States of America on the North American continent.

SEC. 2. The term "the President" means the President of the United States of America.

SEC. 3. The term "the Administrator" means the Administrator appointed by the President to administer Title I of the National Industrial Recovery Act and at the time in office.

SEC. 4. The term "the Industry" means and includes the business of producing, in the United States, malleable-iron castings regardless of whether such castings are sold or used for the purposes of the producer, or used for the purposes of an affiliate, subsidiary, or parent company of the producer.

SEC. 5. The term "member of the Industry" means and includes, but without limitation, any person, firm, association, corporation, or other entity operating a plant or plants in the United States for the production of malleable-iron castings.

SEC. 6. The term "the Code" means and includes this Code and all schedules annexed hereto as originally approved by the President and amendments hereof made as hereinafter in Article IX provided.

SEC. 7. The term "Society" means the Malleable Founders' Society.

SEC. 8. The term "Board of Directors" means the Board of Directors of the Society.

SEC. 9. The term "member of the Society" means any member of the Industry who has assented to the Code by signing and delivering to the Secretary a letter substantially in the form set forth in Schedule A. Nothing in such Schedule A shall be construed to restrict the right of any member of the Industry to express his adherence to or participation in the Code in any other appropriate manner.

SEC. 10. The term "the effective date of the Code" means the tenth day after the date on which the Code shall have been approved by the President pursuant to the National Industrial Recovery Act.

ARTICLE III—HOURS OF LABOR, RATES OF PAY, AND OTHER
CONDITIONS OF EMPLOYMENT

SECTION 1. Pursuant to subsection (a) of Section 7 of the National Industrial Recovery Act and so long as the Code shall be in effect:

(a) Employees shall have the right to organize and bargain collectively through representatives of their own choosing, and shall be free from the interference, restraint, or coercion of employers of labor, or their agents, in the designation of such representatives or in self-organization or in other concerted activities for the purposes of collective bargaining or other mutual aid or protection;

(b) No employee and no one seeking employment shall be required as a condition of employment to join any company union or to refrain from joining, organizing, or assisting a labor organization of his own choosing; and

(c) Employers shall comply with the maximum hours of labor, minimum rates of pay, and other conditions of employment approved or prescribed by the President.

SEC. 2 (a) No member of the Industry shall cause or permit any employee, including clerical and office employees, to work more than forty (40) hours per week, subject to the following exceptions:

(1) In peak periods of production factory employees may be employed not to exceed forty-eight (48) hours per week for a period of not more than four (4) weeks in any six (6) months and not more than six (6) days in any one week.

(2) Melters and firemen, the number of whom employed by any member of the Industry shall not exceed 3% of the total number of its employees, may be employed not more than 10% longer hours than other factory employees.

(3) Repair-work employees, to the extent required by an emergency, may be employed not more than 10% longer hours than other factory employees.

(4) Watchmen may be employed not more than fifty-six (56) hours per week.

(5) All executives employed in directing or supervisory capacities and in technical work, and members of their respective staffs, individually receiving pay at the rate of \$35.00 or more per week.

(6) Outside Salesmen.

(b) Whenever sufficient employees qualified for any type of work are not available to any member of the Industry in a particular locality, such hours of labor may, with the approval of the Board of Directors and the Administrator, be increased to the extent required by such member of the Industry to perform such work.

(c) After the date of the employment by any member of the Industry of any employee, such member shall not knowingly permit such employee who shall also have performed work for one or more other employers, to work for such member such number of hours as would result in a violation of the Code had all such work been performed for such member.

SEC. 3. No member of the Industry shall employ in the Industry any person under sixteen (16) years of age, and no one under eighteen (18) years of age shall be employed in hazardous work.

SEC. 4. It is recognized that geographical wage differentials have existed in the Industry. For the purpose of providing for geographical

wage differentials, the United States is divided into two districts. District No. 1 comprises all that part of the United States except the states of Tennessee, Mississippi, North Carolina, South Carolina, Georgia, Alabama, and Florida. District No. 2 comprises all of the above-named states.

SEC. 5. (a) The minimum rate of pay per hour which shall be paid by members of the Industry for male plant labor (not including watchmen, learners, minors between 16 and 18 years of age, superannuated and maimed employees) in its employ in the Industry in District No. 1 shall not be less than 40¢ per hour, and in District No. 2 shall not be less than 32½¢ per hour.

(b) The minimum rate of pay per hour which shall be paid by members of the Industry for watchmen, learners, minors between 16 and 18 years of age, superannuated and maimed employees shall not be less than 80% of the minimum rate of pay as hereinbefore specified in paragraph (a) of this Section.

(c) The minimum rate of pay per hour which shall be paid by members of the Industry for female labor in District No. 1 shall not be less than 35¢ per hour, and in District No. 2 not less than 30¢ per hour. Where women perform in all respects the same kind and amount of work as men, they shall receive the same wages.

(d) The number of learners, superannuated, and maimed employees employed by any member of the Industry shall not exceed 5% of the total number of its employees. Learners shall not be employed as such for a period in excess of 90 days irrespective of whether they are employed by one or more employers.

(e) Equitable adjustment in all pay schedules of employees above the minimums herein prescribed shall be made on or before the effective date of the Code by employers who have not theretofore made such adjustments and the first monthly reports of wages required to be filed under the Code shall contain all wage increases made since June 16, 1933.

(f) In the case of employees performing work for which they are paid for piecework performed, the minimum rate of pay which each member of the Industry shall pay for such work shall produce the minimum rates of pay per hour provided in paragraphs (a), (b), and (c) of this Section.

(g) On and after the effective date of the Code, the minimum wage which shall be paid by any employer to clerical and office employees shall be at the rate of fifteen dollars (\$15.00) per week; provided, however, that office boys or girls may be paid not less than eighty (80) percent of such minimum wage. The number of office boys and girls employed by any member of the Industry shall not exceed five (5) percent of the total number of its employees.

SEC. 6. Within each state members of the Industry shall comply with any laws of such state imposing more stringent requirements regulating the age of employees, wages, hours of work or health, fire, or general working conditions, than under the Code.

SEC. 7. The Industry recognizes the desirability of the eight (8) hour working day for labor and insofar as it reasonably can will endeavor to employ its labor on that basis.

SEC. 8. All employers shall post complete copies of this Code in conspicuous places accessible to employees.

ARTICLE IV.—ADMINISTRATION OF THE CODE

SECTION 1. The administration of the Code shall be under the direction of the Board of Directors.

SEC. 2. Any member of the Industry subject to the jurisdiction of this Code and receiving the benefits of the Code and/or the benefits of the activities of the Board of Directors shall pay to the Board of Directors his proportionate share of the expense incurred in the preparation and/or administration of this Code. The Board of Directors shall from time to time make such assessments upon account of such expenses against members of the Industry as it shall deem proper and shall apportion such assessments upon the basis of the average annual shipments in net tons of each member of the Industry, including all malleable castings produced by any member of the Industry for its own use or that of any affiliated, parent or subsidiary company, for the three preceding calendar years. Such assessments shall be payable as such Board shall specify. In the event any member of the Industry shall not have been in operation during all of the three preceding calendar years such assessments shall be based on such period as the member was in operation.

SEC. 3. The Board of Directors may, from time to time, appoint such committees as it shall deem necessary or proper, in order to effectuate the purpose of the Code, and it may delegate to any such committee generally, or in particular instances, such of the powers and duties of the Board of Directors under the Code as such Board shall deem necessary or proper in order to effectuate such purpose. Any member of any such committee may be a member of the Board of Directors or an officer, director, or representative of a member of the Society.

SEC. 4. There shall be no inequitable restrictions imposed on membership in the Society or its successor, and the Society shall submit to the Administrator true copies of its Articles of Association, By-Laws, Regulations, and any amendments when made thereto, together with such other information as to membership, organization, and activities as the Administrator may deem necessary to effectuate the purposes of the Act.

SEC. 5. The Administrator may appoint not to exceed three members, without vote, to serve with the Board of Directors in its administration of this Code. Such members, if and when appointed, shall serve for a term of from six months to one year and their appointments shall be so arranged that they do not expire at the same time.

ARTICLE V—SELLING BELOW COST

Subject to the approval of the Administrator, the Board of Directors shall prescribe a cost-accounting system which conforms to the principles of and is at least as detailed and complete as the uniform and standard method of cost finding set forth in the Manual of Accounting issued by the Society, with such modifications therein as may be promulgated from time to time by the Board. The Board of Directors shall in accordance with such cost-accounting system and with the approval of the Administrator determine periodically fair and reasonable costs of production in the Industry for different types of malleable iron castings.

Each member of the Industry shall install and use such cost-accounting system as prescribed and, subject to the approval of the Administrator, shall be furnished by the Board of Directors with the periodical tabulations of costs and cost differentials arrived at in accordance with such cost-accounting procedure. Any member of the Industry who shall fail to install and use the cost-accounting system so prescribed or who shall sell malleable iron castings below the fair and reasonable costs of production as shown by the aforesaid tabulations shall be guilty of a violation of the Code.

ARTICLE VI—UNFAIR PRACTICES

For all purposes of the Code, the acts described in Schedule B annexed hereto shall constitute unfair practices. Such unfair practices shall be deemed to be unfair methods of competition in commerce within the meaning of the Federal Trade Commission act as amended, and the using or employing of any of them shall be deemed to be a violation of the Code and any member of the Industry who shall directly or indirectly, through any officer, employee, agent, or representative, use or employ any of such unfair practices, shall be guilty of a violation of the Code.

ARTICLE VII—REPORTS AND STATISTICS

SECTION 1. The Board of Directors shall have power to require each member of the Industry to furnish to the Secretary of the Society such information concerning the production, shipment, sales, and past sale prices of such member, and the hours of labor, rates of pay, and other conditions of employment at the plant or plants of such member, and such other information as the Board of Directors shall deem necessary or proper in order to effectuate the purpose of the policy of Title I of the National Industrial Recovery Act, and to enable the Board of Directors to determine costs of production as set forth in Article V. The Board of Directors may require that any such information be furnished periodically at such times as it shall specify and may require that any or all information furnished be sworn to or otherwise verified or authenticated, as it shall prescribe. Failure of any member of the Industry promptly to furnish to the Secretary of the Society information required by the Board of Directors and substantially in the form prescribed by it, shall constitute a violation of the Code. The Board of Directors shall not have power to require any information regarding trade secrets or the names of the customers of any member of the Industry.

SEC. 2. Any or all information furnished to the Secretary of the Society by any member of the Industry shall be subject to checking for the purpose of verification by an examination of the pertinent books and accounts and records of such member by any disinterested person or persons mutually agreed upon by the Board of Directors and the member of the Industry whose books and accounts and records are to be examined or by a person or persons nominated by the Board of Directors and approved by the Administrator. The cost of such examination shall be treated as an expense of administering the code; provided, however, that if upon such examination any such information shall be shown to have been incorrect in any material respect,

such costs shall be paid by the member of the industry which furnished such information.

SEC. 3. To the extent that such information is of a confidential character and that the publication thereof is not essential in order to effectuate the policy of Title I of the National Industrial Recovery Act, such information shall be treated as strictly confidential and no publication thereof shall be made in any other manner than in combination with similar information furnished by other members of the Industry, in which case the publication shall be made only in such manner as will avoid the disclosing separately of such confidential information.

SEC. 4. In addition to the information required to be submitted to the Board of Directors there shall be furnished to Government agencies such statistical information as the Administrator may deem necessary for the purposes recited in Section 3 (a) of the National Industrial Recovery Act.

ARTICLE VIII—GENERAL PROVISIONS

SECTION 1. Any notice, demand, or request required or permitted to be given to or made upon any member of the Industry shall be sufficiently given if mailed, postage prepaid, addressed to such member at the address of such member on file with the Secretary of the Society; provided, however, that any member of the Industry may waive, in writing, the making or giving of any such notice, demand, or request.

SEC. 2. Except as otherwise specifically provided herein the provisions of the Code shall apply to and be binding upon every member of the Industry, whether or not such member shall be a member of the Society. No member of the Industry which shall not also be a member of the Society shall be entitled to vote at any meeting of members of the Society or to any other right, power, or privilege provided in the Code for the members of the Society.

SEC. 3. The Board of Directors shall have the power to interpret the provisions of the Code, provided that nothing herein shall be construed to limit the rights of any member of the Industry or other person or entity to appeal to the Administrator to modify or rescind any interpretation of the Board of Directors.

SEC. 4. The Code and the provisions thereof are expressly made subject to the right of the President, in accordance with the provisions of Subsection (b) of Section 10 of the National Industrial Recovery Act, from time to time to cancel or modify any order, approval, license, rule, or regulation issued under Title I of said Act and specifically, but without limitation, to the right of the President to cancel or modify his approval of the Code or any conditions imposed by him upon his approval thereof.

SEC. 5. Any action taken by the Board of Directors or other group within the Industry relative to the administration of this Code except where otherwise specifically provided in this Code may, in the discretion of the Board of Directors or such other group, be submitted to the Administrator for review and shall in any case be subject to the disapproval of the Administrator.

ARTICLE IX—AMENDMENTS

Such of the provisions of the Code as are not required to be included therein by the National Industrial Recovery Act may be amended at any time in the manner in this Article provided. The amendments shall be proposed by the Board of Directors by vote of the majority of the members thereof at the time in office, which amendments shall be submitted to a duly called meeting of the members of the Society. If at such meeting, two thirds of the voting power of the Society, without regard to number present, shall vote in favor of the adoption of such amendment, such amendment shall be submitted by the Board of Directors to the President for approval if approval thereof by him shall be then required by law. Every such amendment shall take effect as part of the Code upon the adoption thereof by the members of the Society as above provided and the approval thereof by the President if approval by him shall be required as aforesaid. Any member of the Industry may recommend amendments of the Code to the Board of Directors or to the Administrator.

Upon termination of the Code all obligations and liabilities under the Code shall cease except those for unpaid assessments theretofore made in accordance with the provisions of the Code.

Approved Code No. 132.
Registry No. 1106-02.

SCHEDULE A—FORM OF LETTER OF ASSENT TO CODE

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ROBERT E. BOLT, *Secretary,*
Malleable Founders' Society,
Union Trust Building, Cleveland, Ohio.

DEAR SIR: The undersigned, desiring to participate under the Code of Fair Competition in the Malleable Iron Industry, hereby assents to all of the provisions of said Code, and to such changes in the same as may be made by the Board of Directors of the Society in order to meet the requirements of the National Recovery Administration. Effective on the date on which the Code is approved by the President of the United States as therein provided, or as of the date on which this letter is delivered, if delivery is made after such date of approval by the President, the undersigned, by the signing and delivery of this letter, becomes a participant under the Code and hereby agrees with every other person, firm, and corporation who shall then be or thereafter become a participant under said Code, that the Code shall constitute a valid and binding contract between the undersigned and all such other participants.

For all purposes of the Code, the address of the undersigned, until written notification of change shall be filed with the Malleable Founders' Society, shall be as set forth at the foot of this letter.

Very truly yours,

(Name of official) (Title)

SCHEDULE B

UNFAIR TRADE PRACTICES

For all purposes of the Code, the following described acts shall constitute unfair practices:

1. Selling castings other than F.O.B. the plant of the member of the Industry; provided, however, that railroad freight, or trucking charges may be allowed to destination, at the option of the seller, and provided further that no allowance exceeding the prevailing carrying charges may be made where the buyer elects to call at the plant of the member for castings.

2. Allowing terms of payment more favorable to the purchaser than net thirty (30) days from date of shipment or beyond the last day of the month following shipment, or granting any cash discount greater than one half of one percent for payment made within ten (10) days from date of shipment.

3. Making piece prices based on stated weights without a revision of the price on any variation between the stated weight and the actual weight.

4. Making, altering, or repairing pattern equipment (when repairs are not due to negligence of the member of the Industry) except at the expense of the customer; provided, however, that if patterns in existence at the effective date of the Code are owned by members of the Industry and such members of the Industry furnish castings from such patterns without an adequate pattern charge, other members of the Industry may have the right to also furnish such patterns at their own cost, and provided further that if castings are made by a member of the Industry for the general trade, as distinguished from a specific customer, the patterns from which such castings are furnished may be made by such member at his own expense.

5. Making or promising to any purchaser or prospective purchaser of malleable iron castings which require special finishing, straightening, machining or other operations not commonly included in the manufacture of a commercial casting without making a charge for the cost of the dies, jigs, tools, or other special equipment used in such operations; provided, however, that if said special equipment in existence at the effective date of the Code is owned by members of the Industry and such members of the Industry furnish castings from such special equipment without an adequate charge, other members of the Industry may have the right to also furnish such special equipment at their own cost.

6. Extending to purchasers without charge special privileges, concessions, or services not extending to all buyers under like terms and conditions, or rendering any free service of machining, painting, galvanizing, or tinning.

7. Making or promising to any purchaser or prospective purchaser of any product, or to any officer, employee, agent, or representative of any such purchaser or prospective purchaser, any bribe, gratuity, gift, or other payment or remuneration, directly or indirectly, for the purpose of influencing a sale.

8. Procuring any information concerning the business of such member which is properly regarded by it as a trade secret or confidential within its organization, other than information relating to a violation of any provision of the Code with the intent of injuring a competitor.

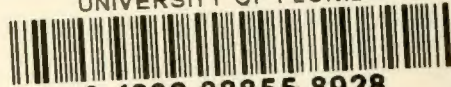
9. Imitating or simulating any design, style, mark, or brand used by any other member of the Industry with the intent of injuring a competitor.

10. Paying or allowing to a purchaser in connection with the sale of any product a secret or discriminatory rebate, commission, credit, discount, adjustment, or other secret or discriminatory concession.

11. Canceling, in whole or in part, any contract for the sale of a product except for a fair consideration, or effecting an adjustment of the claim of any purchaser in such a manner as to result in a secret or discriminatory allowance or concession.

12. Disseminating, publishing, or circulating any false or misleading information relative to any product or price for any product of any member of the Industry or the credit standing or ability of any member thereof to perform any work or manufacture or produce any product, or to the conditions of employment among the employees of any member thereof.

13. Inducing or attempting to induce by any means any party to a contract with a member of the Industry to violate such contract.



14. Making or giving to any purchaser of any product any guaranty or protection in any form against decline in the market price of such product.

15. Stating in the invoice of any product as the date thereof a date later than the date of shipment of such product, or including in any invoice any product shipped on a date earlier than the date of such invoice.

16. Purchasing from customers goods and/or services at prices higher than the market for such goods and/or services, for the purpose of influencing or inducing the purchase of malleable castings.

17. Selling machined castings without charging for the cost of machining such castings.

18. Voluntarily making any payment or allowing any credit or back charges for machine work, labor charges, or other expense incurred by the purchaser on castings rejected as defective.

19. The giving of quantity discounts without obligation on the part of the buyer to take delivery of the quantities specified on the contract.

20. Any misrepresentation in connection with the sale or advertisement for sale and/or marking of any malleable castings with the intent or effect of misleading or deceiving purchasers or prospective purchasers regarding their quality, composition, or service features.

