Digital Image, 2011, The Ida M. Tarbell Collection, 1890-1944, Allegheny College Pelletier Library.

Life of Elbert H. Gary

CHAPTER XII

The ~~downfall~~ abandonment of the 12-hour day in the steel industry ended an anxiety which Judge Gary had been carrying for more than a dozen years. Another long continued anxiety which had been ended by this time was that over the outcome of the Government's suit against the Steel Corporation. It was in October 1911 that the Government first filed its petition praying that the Corporation be dissolved. Six months later the examiners began taking testimony - a task which took nearly two years. The case was argued for eight days in October of 1914 in the Circuit Court of New Jersey. Six months later, in April 1915, two opinions were handed down. These opinions agreed that the Corporation was not and never had been a monopoly; that it did not and never had restrained trade, and that it never tried to do so, and never had had power so to do; ~~resulting~~ as a result of that ~~through~~ the Gary Dinners, ~~however~~, it had, in coöperation with its competitors, ~~virtually~~ more or less fixed prices, but that the practice had been given up before the suit was brought. ~~therefore~~ Both opinions united in dismissing the Government's appeal.

The abandonment was in accordance with Judge Gary's settled policy to change

The Government took the case to the Supreme Court, where it was argued in March of 1917. As the Bench was tied, it was ~~restored to the docket~~ ordered to be reargued - for ~~reargument~~ - but the War was on, and in spite of the urgent ~~prayer~~ appeal of the Corporation's counsel to grant an immediate