

Mr. SWIDLER. I am sorry, sir; I didn't hear the question.

The CHAIRMAN. Do you feel that the industry must have decisions of your Commission on the matters under your jurisdiction before they can adequately serve the public?

Mr. SWIDLER. Yes, sir. I think that a good many of the business decisions of the industry are dependent upon our moving; that we can either make the industry stronger or we can hold them back and make them weak.

And I don't think it would be to anybody's interest if we should not attempt in any way we can to help them at the same time that we help the consumer.

The CHAIRMAN. In other words, you feel that we have got to consider the problems of the industry in line with your duty as a member of the Commission in order for it to be able to serve the public?

Mr. SWIDLER. Yes, sir. All segments of both industries.

The CHAIRMAN. Now, you have had some observations in the past with similar matters, as to how it affected other boards or commissions, have you not?

Mr. SWIDLER. I have worked for the Tennessee Valley Authority, sir, for many years.

The CHAIRMAN. When you were a young lawyer, did not a similar situation develop among the TVA Board?

Mr. SWIDLER. Yes, sir. There was another "Morgan" case, I might say, in the TVA, Arthur E. Morgan.

The CHAIRMAN. Ironically the one who dissented in that was named "Morgan," too?

Mr. SWIDLER. Yes, sir, Arthur E.

The CHAIRMAN. And didn't Mr. Leland Olds have something to do with the Tennessee Valley Authority back in those days?

Mr. SWIDLER. No, sir.

The CHAIRMAN. Was Mr. Lilienthal—

Mr. SWIDLER. Mr. Lilienthal, yes, sir.

The CHAIRMAN. Then, from your experience as to what can happen to a board or a commission, you of course felt this even more keenly?

Mr. SWIDLER. Yes, sir. I think it is a matter that effects each member of the commission very deeply.

The CHAIRMAN. As a matter of fact, didn't that instance provoke a joint congressional committee investigation?

Mr. SWIDLER. Yes, sir.

The CHAIRMAN. More far reaching than this has been, wasn't it?

Mr. SWIDLER. Yes, sir. This was an investigation that Mr. Francis Biddle was employed to head and occupied the time of the joint committee for a number of months, and it came out with a 20 or 30 volume report.

I don't know that I want to carry the parallel any further, Mr. Chairman.

The CHAIRMAN. No, I know that is true, but I merely mentioned that to let the record show that even as a young man in public service you had occasion to observe what happened in a situation such as this that affected the particular board involved.

Mr. SWIDLER. Yes, sir.