

No. 495, S.]

[Published July 25, 1957.

CHAPTER 397

AN ACT to amend 133.01 (1) of the statutes, relating to conspiracies in restraint of trade.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

133.01 (1) of the statutes is amended to read:

133.01 (1) Every contract or combination in the nature of a trust or conspiracy in restraint of trade or commerce is hereby declared illegal. Every combination, conspiracy, trust, pool, agreement or contract intended

to restrain or prevent competition in the supply or price of any article or commodity in general use in this state, to be produced or sold therein or constituting a subject of trade or commerce therein, or which combination, conspiracy, trust, pool, agreement or contract shall in any manner control the price of any such article or commodity, fix the price thereof, limit or fix the amount or quantity thereof to be manufactured, mined, produced or sold in this state, or fix any standard or figure in which its price to the public shall be in any manner controlled or established, is hereby declared an illegal restraint of trade. Every person, corporation, copartnership, trustee or association who shall either as principal or agent become a party to any contract, combination, conspiracy, trust, pool or agreement herein declared unlawful or declared to be in restraint of trade, or who shall combine or conspire with any other person, corporation, copartnership, association or trustee to monopolize or attempt to monopolize any part of the trade or commerce in this state shall forfeit for each such offense not less than \$100 nor more than \$5,000. Any such person, corporation, copartnership, trustee or association shall also be liable to any person transacting or doing business in this state for * * * *threefold the* damages he may sustain by reason of the doing of anything forbidden by this section, *and the cost of suit including a reasonable attorney's fee.* As used in this section, the words "article or commodity in general use in this state" * * * *includes* newspapers, magazines, periodicals, and advertising, including radio advertising. Nothing in this section or section 133.21 shall be construed as abridging the liberty of speech or of the press guaranteed by article 1, section 3, of the constitution.

Approved July 20, 1957.