

American Seeding Machine Co. Vs. Kentucky

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Court : US Supreme Court

Decided On : Mar-15-1915

Appeal No. : 236 U.S. 660

Appellant : American Seeding Machine Co.

Respondent : Kentucky

Judgement :

American Seeding Machine Co. v. Kentucky - 236 U.S. 660 (1915)

U.S. Supreme Court American Seeding Machine Co. v. Kentucky, 236 U.S. 660 (1915)

American Seeding Machine Company v. Kentucky

No. 175

Argued March 5, 1915

Decided March 15, 1915

236 U.S. 660

ERROR TO THE COURT OF APPEALS

OF THE STATE OF KENTUCKY

SYLLABUS

International Harvester Co. v. Kentucky, [234 U. S. 216](#) , followed to effect that 3915 and 3941, of the Kentucky Anti-Trust Statutes are invalid under the due process provision of the Fourteenth

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Amendment because, as construed by the Court of Appeals of that state, they offer no standard of conduct that it is possible to know.

152 Ky. 589 reversed.

The facts, which involve the constitutionality under the Fourteenth Amendment of certain provisions of the Antitrust Act of the State of Kentucky, are stated in the opinion.

Memorandum opinion by MR. JUSTICE Mc KENNA, by direction of the Court:

Plaintiff in error was convicted in the Circuit Court of Barren County, Kentucky, and fined for alleged violation of 3915 and 3941a of the Kentucky laws, commonly known as the Kentucky Anti-Trust Statutes, and prosecutes this writ to review the judgment.

The grounds of error assigned are: (1) that the statutes in question are in conflict with the Fourteenth Amendment to the Constitution of the United States; (2) that the particular transactions involved were transactions of interstate commerce, and protected from state regulation by the commerce clause of the Constitution of the United States.

These grounds were presented to the lower court first by demurrer, which was overruled, and, after answer and trial to a jury, by a request for peremptory instructions for defendant.

The sections of the laws of Kentucky referred to were declared to be invalid by this Court under the Fourteenth Amendment because they, as construed by the Court

of

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Appeals of the state, offered no standard of conduct that it is possible to know. *International Harvester Co. v. Kentucky*, [234 U. S. 216](#) . Therefore, the judgment of conviction against plaintiff in error must be reversed.

It is not necessary to pass on any other question.

Judgment reversed.

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