

MAINE STATE LEGISLATURE

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no

July 5, 1944

To F. K. Purinton, Executive Secretary, Executive Department
From Abraham Breitbard, Deputy Attorney General

Answering your inquiry of July 1st with regard to a request from Maurice Davis, Esq., attorney, that he be given notice of any application for extradition of one Clinton Avery of Portland, it has been the customary practice in the past to allow counsel to be heard on a request for extradition before the request was honored by the Governor. Such hearing was held before the Governor, generally in an informal way, although it was within the province and the power of the Governor to hold an extended hearing, if he saw fit to do so. Under the Uniform Act, however, the questions for decision before the Governor are very limited. They relate solely to the identity of the person and that the accused is a fugitive, unless it is for an act committed in this State resulting in a crime which was committed in the demanding State.

Abraham Breitbard
Deputy Attorney General

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