

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1947 - 1948

August 8, 1947

To W. E. Chase, Director Tobacco Tax Division
Re: Amendment to Unfair Sales Act

I have your memo of August 7th, asking for a ruling on the following items:

“(1) Can we revoke a wholesale dealer’s cigarette license issued some time ago, if the holder has ceased to act as such, or if he does not now qualify under the definition of sub-jobber in Section 1, sub-paragraph IX, of Chapter 170 as amended?”

Answer. The legislature has authority under its police power to define the qualifications of a sub-jobber, and after this act is effective, August 13th, sub-jobbers must comply with the new statute, notwithstanding the fact that they had a permanent license under the old statute which was undefined.

“(2) Is the attached letter to be sent to all licensed distributors regarding discount to sub-jobbers in keeping with the provisions of Chapters 14 and 170 as amended?”

Answer. In my opinion, this attached letter is in keeping with the provisions of Chapter 14, as amended by the Public Laws of 1947.

RALPH W. FARRIS
Attorney General

August 11, 1947

To Col. Laurence C. Upton, Chief, Maine State Police
Re: Robert Maxwell Associates Agreement for Radio Program

The department acknowledges receipt of your memorandum of August 8th, to which was attached the contract between the Robert Maxwell Associates and the International Association of Chiefs of Police, Incorporated, together with the script of the Wesley Morton Porter murder case.

Under the terms of the contract, the Maxwell Associates agree that fictitious names will be used in the radio broadcast of the cases taken from the actual files of the department, and the same applies with regard to using fictitious names for police officers and officials, unless otherwise agreed in the particular case.

I can see no objectionable matter in the script which you have submitted which would offend the persons there involved so as to create any liability for damages upon anyone.

I return herewith, as you requested, the copy of the contract, and have retained the script.

ABRAHAM BREITBARD
Deputy Attorney General