

MAINE STATE LEGISLATURE

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STATE OF MAINE

REPORT

OF THE

ATTORNEY GENERAL

for the calendar years

1947 - 1948

I am informed by the attorney for a distributor that this ruling has been interpreted by your bureau as applicable to a distributor, in this particular case, who purchases gasoline from various refiners and sells it under a name adopted by him at stations conducted by him and likewise at retail outlets conducted by others who in their tanks use the name and symbol adopted by the distributor.

The action of a distributor in adopting a name of his own for the gas that he sells, and its use either by himself at his service stations or by retail stations purchasing gasoline from him are clearly authorized by Section 169. Hence I want to make clear that my first ruling was not applicable to one who qualifies as a distributor under that section and adopts a symbol or trade name of the product distributed by him.

ABRAHAM BREITBARD

Deputy Attorney General

August 21, 1947

To E. W. Campbell, Director, Division of Sanitary Engineering
Re: Chapter 330, Public Laws of 1947, AN ACT Relating to the Manufacture and Sale of Bedding and Upholstered Furniture

This department acknowledges receipt of your memo of July 15, 1947, in which you ask whether you have correctly interpreted the various sections dealing with permits, tagging, and the attachment of an adhesive stamp to be prepared and issued by your department.

You are hereby advised as follows:

1) After September 1, 1947, a permit is required to qualify those persons who engage in sterilizing or disinfecting secondhand materials intended to be used in the process of making and remaking or renovating any article of bedding or upholstered furniture; and subsequent to September 1, 1947, no person can manufacture for sale, sell, lease, offer to sell or lease or deliver on consignment any article of bedding or upholstered furniture in which any secondhand material has been used, unless the same has been approved by your department in accordance with the regulations of the department.

2) After September 1st, each article containing new material covered by Sections 147-151C, inclusive, must bear a substantial white cloth tag "upon which shall be indelibly stamped or printed, in English, a statement showing the kind of materials used in filling such article, with approximate percentages when mixed, and with the word 'new' clearly printed thereon."

3) After September 1st, each article covered by the same sections, containing secondhand material or a portion thereof shall bear a substantial yellow cloth tag upon which shall be indelibly stamped or printed, in English, a statement showing the kind of materials used in filling such articles, with approximate percentages when mixed, and shall state 'Sterilized and Disinfected.'

4) The affixing of the adhesive stamp required by Section 151 in addition to the white and yellow tags will not be required until after July 31, 1949.

ABRAHAM BREITBARD

Deputy Attorney General