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July 13, 1955

To George F. Mahoney, Insurance Commissioner Re: Traveling Amusement Shows

A license to operate a traveling amusement show must be

"conditioned that no traveling amusement show shall operate within 30 miles of the fair grounds of any agricultural society, during the 2 weeks immediately preceding or during the time of any annual exhibition thereof."

Operating without a license is a criminal offense. Breach of a condition is merely a cause for revocation of the license "in the discretion of the Commissioner". This condition is imposed for the benefit of the agricultural society. Such a society may waive the condition, and thereby absolve the traveling amusement show from complying with the requirement that no such show shall operate within 30 miles of the fair grounds.

> Paul L. Woodworth Assistant Attorney General