

MAINE STATE LEGISLATURE

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September 19, 1969

Alice B. Mann, Executive Secretary

Board of Barbers

Leon V. Walker, Jr., Assistant

Attorney General

SYLLABUS:

Continued operation of a barber shop, after the death of the licensed owner, constitutes a "change of barber shop ownership" within the provisions of 32 M.R.S.A. § 401.

FACTS:

A barber shop owner has died, and his widow wishes to continue to operate the shop under his shop license.

QUESTION:

Can the widow of a barber shop owner continue to operate the shop under his shop license; and, if so, for how long a period?

ANSWER:

No.

OPINION:

The death of the licensed owner of the barber shop terminates the operation of the shop under his license. If the widow desires to operate the shop, or if the shop is sold, there is a "change of barber shop ownership" within the provisions of 32 M.R.S.A. § 401, which requires a "special inspection" and payment of a fee of \$25.

See Opinion of the Attorney General dated November 20, 1964.

The board need not be concerned with the question of probating the deceased's will. The title to real estate and fixtures passes upon the death of the owner.

LEON V. WALKER, JR.
Assistant Attorney General

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