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Here and There

North Dakota State Bar Association

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HERE AND THERE By Your President

Another of the older attorneys of North Dakota, Hon. B. G. Tenneson, passed away recently. He had been a well known figure in North Dakota legal circles for more than forty years.

E. C. Rudolph, former City Attorney of Ray, hung a sign on his office door "closed for the duration", handed the key to the postmaster and hit it for San Diego, Calif., a year ago where he can be located at 1331 4th Ave. He believes he can do more war service out there.

Pres. Wm. G. Owens has just been notified that he has been appointed as a member of the "Associate and Advisory Committee" to the Special Committee on Public Relations of the American Bar Association. Mr. Owens will represent North Dakota on that committee.

"Compendium of The Laws Relating to Problems of Men in the Armed Forces," compiled by Committee on War Work and Committee on Legal Assistance of the American Bar, published as a courtesy by West Publishing Co., is a handy information pamphlet on the law for any lawyer. Should you have a need of such a handiwork for service men send for one to West Publishing Co., covering the laws of North Dakota. There is a booklet for each state.

An old judge, who was known for the remarkable speed with which he disposed of his cases, was asked by a friend to explain it. "I always listen to the plaintiff, and then I make my decision." "Never to the defendant?" "Well, I did at first, but I found out it confused me."

Pick-up.

The President says he is well pleased that lawyers from different corners of the state are reading "Bar Briefs" and want more information about subjects mentioned on its pages. One former president asked for copies of authorities quoted in the report of the Committee on Government "Preferred Claims." One lawyer couldn't wait for the text of the report, coming in the annual edition. He needed it **right now**. One of our past presidents wanted to know how we learned about the OPA ceiling on sale price of estate properties. One good brother lawyer was so interested in "organizing your community" for rehabilitation of the returning men and women that he wrote a fine letter of comment and with it enclosed a number of the Journal of the State Bar of California containing the printed report of that State Bar committee.

It is surely encouraging to your officers and the editor to know you are interested. Keep coming fellows. It helps build the interest in our association. We are just trying this news page.

Lt. Col. G. A. Lindell, 45, husband of Mrs. Norma Lindell of Washburn, was killed in France, Aug. 18, 1944. A member of the law firm of Williams and Lindell, in Washburn, he was graduated from NDU in 1922, and was commissioned second lieutenant in the ROTC after graduation. He remained active in the reserves and held the rank of major when war was declared. He went into active service, Jan. 28, 1942, and was stationed at Fort Benning, Ga., and Camp Roberts, Calif. He was promoted to lieutenant colonel in July, 1943. He went overseas the summer of 1944, and after a few weeks in England he went to France. He also leaves a son, William, and two daughters, Rita and Kathryn Ann.

October 6th a letter of congratulations and good wishes came from Aubrey Lawrence now, and for years, with the Department of Justice, Washington, D. C. Aubrey was president of the State Bar Association 1927-28 when he was prominent in the practice of law at Fargo. He states in his letter "I have very happy memories of my connection with the North Dakota State Bar Association and of the lawyers of the state."

Surely good to have the cheering message from our past president. We thank you Mr. Past President. Come and see us.

At least one member of our Bar is asking questions about the authority of alleged attorneys attached as counsel to government agencies, to practice law in North Dakota without a license from our State Board. A good lead for others of you. We need that ten bucks in the fund and we need to know the names of the fellows authorized to practice in our state. Some more of you might help the Bar by asking Secretary Newton of the Bar Board about the license of that fellow doing law work in your territory.

Every member of our North Dakota Bar should be interested in a Bill now before the Congress entitled "Administrative Procedure Act." It is intended by the Act, if it is passed by the Congress, to improve the Administration of Justice by Prescribing Fair Administration Procedure. You should ask your Senator or Congressman for a printed copy, then write your comments to him. The purpose is to have some fair procedure before Boards and Bureaus, which are making their own rules of procedure when they haul your client before it without a right of appeal. Every lawyer should be interested in that proposed Bill.

OUR SUPREME COURT HOLDS

In William Langer, Resp't., vs. John Gray, State Tax Commissioner, Applt.

That an order made by the State Tax Commissioner pursuant to sec. 2, ch. 240, S. L. 1929, revising a former order making an additional assessment of income tax, is appealable under the provisions of sec. 15, chap. 240, S. L. 1941.

That under the provisions of ch. 284, S. L. 1931, the State Tax Commissioner is empowered to assess any additional income tax found to be due and notify the taxpayer thereof not later than three years after the due date of the taxpayer's return.