

File

MEMORANDUM

April 28, 1954

To: Walter C. Holden, Assistant Director
Trading & Exchanges Division

From: Ralph H. Demmler, Chairman

In a discussion which I had at the Denver Regional Office the question was raised as to why it is necessary to have a formal Commission order entered in order to delegate a subpoena power to the Regional Administrator in a given case.

The lawyers at the Denver office stated that the old OPA (and perhaps the OP5) made a general delegation to their regional administrators. Wouldn't we save a lot of routine work for your branch and the Commission. If it is legal for us to make such a delegation, the only risk we run is abuse of the power by the Regional Administrator. I understand the power of such delegations was passed upon in the case of OPA by a Supreme Court decision.

Would you discuss this with the General Counsel's Office and advise the Commission.

CC: Commissioners Rowen
Adams
Armstrong
Goodwin
General Counsel
Denver Regional Office