

File No. 100584

March 9, 1959

Mr. John J. Ghingher
City Treasurer
Bureau of Receipts
Municipal Building
Baltimore - 2, Maryland

Re: Bond for Auctioneers

Dear Mr. Ghingher:

We have your letter of March 2, 1959, in which you state correctly that under date of November 20, 1957, Ordinance No. 1118 set a uniform license of \$800.00 for Auctioneers regardless of sales volume.

You are correct in noting that this amended Ordinance No. 1133 Section 2 of Article 3 of June^{25,} 1954, which provided for a license fee of \$500.00 with a \$5,000.00 bond for total volume sales not to exceed \$150,000.00, also a fee of \$800.00 with an additional \$5,000.00 bond was required when sales exceeded \$150,000.00.

It is the opinion of this office that, after a study of both Ordinances, there is nothing in the latter Ordinance No. 1118 which repeals or amends the bond requirement and that no intent can be inferred from reading Ordinance No. 1118.

We concur with your office that if an Ordinance were drawn requiring a \$10,000.00 bond for all licensed auctioneers to practice in the City of Baltimore, regardless of volume of sales, the fee being uniform in the sum of \$800.00, and not conditioned upon sales volume, that such Ordinance if passed would eliminate the filing of a quarterly report of volume of sales to the City Treasurer for bond determination.

If you require the services of this office, we will be pleased to assist you.

Very truly yours,

/s/

HUGO A. RICCIUTI
City Solicitor

/s/

MARTIN K. MILLER
Assistant City Solicitor

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