

# SENATE . . . . No. 326

---

---

To accompany the petition of Frank W. McAleer for legislation to revive The Mixer Brothers Company. Mercantile Affairs.

---

---

## The Commonwealth of Massachusetts

---

### MEMORANDUM FROM COMMISSIONER OF CORPORATIONS AND TAXATION.

---

(See section 7 of chapter 3 of the General Laws, as amended by chapter 364 of the Acts of 1937.)

---

JANUARY 20, 1943.

*To the Honorable Senate and House of Representatives.*

The above-named petition was transmitted to me by the Clerk of the Senate on January 15, 1943.

The Mixer Brothers Company was organized March 7, 1917, under Revised Laws, chapter 110, with an authorized capital of thirty thousand dollars. It was dissolved April 29, 1937, by chapter 239 of the Acts of 1937. At the time of its dissolution it owed a 1932 franchise tax amounting to \$179.52 and interest and a 1933 franchise tax amounting to \$189.30 and interest. These taxes were subsequently abated as uncollectible. If this corporation is to be revived, it is suggested that the act provide for the reassessment and payment of these taxes. It is understood that at the time of dissolution the corporation also owed the city of Boston for local taxes for a number of years. There may be question as to whether it is good policy for the General Court to revive such a public utility corporation after the lapse of several years. Be-

cause of the duties of the Department of Public Utilities in respect to such corporations, an opinion may be desired from that department.

It is clear that the corporation cannot now be revived except by special act of the Legislature.

The fee required by General Laws, chapter 3, section 7, has been paid.

Respectfully yours,

HENRY F. LONG,

*Commissioner of Corporations and Taxation.*

## The Commonwealth of Massachusetts

---

In the Year One Thousand Nine Hundred and Forty-Three.

---

### AN ACT REVIVING THE MIXER BROTHERS COMPANY.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 The Mixer Brothers Company, a corporation dis-  
2 solved April twenty-ninth, nineteen hundred and  
3 thirty-seven, by chapter two hundred and thirty-nine  
4 of the acts of nineteen hundred and thirty-seven, is  
5 hereby revived and continued with the same powers,  
6 duties and obligations as if said chapter as applicable  
7 to it had not been passed.

