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CAMBRIDGE, MASS.

April 12, 1974

Mr. Paul E. Healy
City Clerk
City Hall
Cambridge, Massachusetts

Dear Mr. Healy:

You have requested my opinion as to the legality of the action by the new City Manager withdrawing the name of a person submitted to the City Council for confirmation of his appointment.

In the rare case where the City Manager is required to submit an appointment for confirmation, that appointment has no legal effect until such time as the Council votes to confirm.

The appointment not being accomplished, it is my opinion that the City Manager may withdraw names submitted to the City Council at any time prior to the vote of confirmation.

Very truly yours,

Edward D. McCarthy
City Solicitor

EDMcC:jm

cc: Mr. James L. Sullivan
City Manager



CITY OF CAMBRIDGE

CITY HALL, CAMBRIDGE, MASSACHUSETTS 02139 (617) 876-6800

LAW DEPARTMENT

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CAMBRIDGE, MASS.

EDWARD D. MCCARTHY
ACTING CITY SOLICITOR

ROWENA E. TAYLOR
ASSISTANT CITY SOLICITOR

RUSSELL B. HIGLEY
SPECIAL COUNSEL

CHARLES A. WATSON
LEGISLATIVE AGENT

May 17, 1974

Mr. Paul E. Healy
City Clerk
City Hall
Cambridge, Massachusetts

Dear Mr. Healy:

You have requested my opinion regarding the right of the City Manager to withdraw the name of a nominee to a city board, commission or authority prior to confirmation by the City Council.

On April 12, 1974 I gave you an opinion concerning the same subject matter, a copy of which I am enclosing. This opinion is applicable to the current question.

Very truly yours,

Edward D. McCarthy
Edward D. McCarthy
City Solicitor

EDMcC:jm
Enc.

cc: Mr. James L. Sullivan
City Manager

18.
Opinion re: appointments.

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In City Council,

May 20, 1974

Placed on File -