



CITY OF CAMBRIDGE

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LAW DEPARTMENT

PHILIP M. CRONIN
CITY SOLICITOR

EDWARD D. MCCARTHY
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ASSISTANT CITY SOLICITORS

JOHN A. SERINO
LEGISLATIVE AGENT

July 13, 1970

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

Dear Mr. Healy:

You have referred to me in behalf of the City Council orders relating to the legal effect, if any, of a purported referendum petition protesting the removal of James L. Sullivan as City Manager. I might note that the orders relating to the referendum petition were dated June 29, 1970 and the matter was not received by me until June 30, 1970. On that date, however, supporters of the former city manager saw fit to institute litigation against the City concerning the very issue submitted to me. Accordingly, it was clear that they were not interested in my opinion, such as it might have been.

It is my opinion that in view of the present litigation, the City Council should take no action with reference to the proposed order of June 29, 1970 which seeks to reconsider and rescind the Council's order of June 11, 1970.

It is further my opinion that the City Council has lawfully appointed John H. Corcoran as City Manager and he holds full title to the office of City Manager.

Very truly yours,

Philip M. Cronin
City Solicitor

PMC:cas

CC: Mr. John H. Corcoran
City Manager

187 # 39
Communication from Paul E. Healy,
Temporary City Clerk, transmitting
Legal Opinion of the City Solicitor
RE: Status of the City Manager.

In City Council July 27, 1970

Placed on File -