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B-71585, Sep. 22, 1955

Number: B-71585

Date: 1955-09-22

B-71585, SEP. 22, 1955

TO THE SECRETARY OF THE TREASURY:

REFERENCE IS MADE TO THE LETTER DATED JULY 14, 1955, AND ITS ATTACHMENTS, FROM THE FISCAL ASSISTANT SECRETARY PRESENTING FOR OUR CONSIDERATION THE QUESTION OF GRANTING RELIEF UNDER SECTION 3 OF PUBLIC LAW 333, APPROVED AUGUST 4, 1947, 61 STAT. 730, 31 U.S.C. 156, IN THE ACCOUNTS OF W. A. JULIAN AND MRS. GEORGIA NEESE CLARK, FORMER TREASURERS OF THE UNITED STATES, AND MRS. IVY BAKER PRIEST, PRESENT TREASURER, FOR A LOSS OF $48 RESULTING FROM THE PAYMENT OF A CHECK OVER THE COUNTER BY THE TREASURER'S OFFICE ON THE FORGED INDORSEMENT OF THE PAYEE'S NAME, AND FOR CERTAIN OVERPAYMENTS, TOTALING $822.37, CREATED BY THE PAYMENT OF BOTH ORIGINAL AND SUBSTITUTE CHECKS, THE DETAILS OF WHICH ARE FURNISHED IN THE ABOVE- MENTIONED COMMUNICATION.

IN THE LIGHT OF THE REPRESENTATIONS MADE IN THE LETTER OF JULY 14, 1955, AND ITS ENCLOSURES, IT APPEARS THAT THE PAYMENTS HERE INVOLVED PROPERLY MAY BE CONSIDERED TO HAVE BEEN MADE IN DUE COURSE AND WITHOUT NEGLIGENCE BY OR ON BEHALF OF THE TREASURER OF THE UNITED STATES. ALSO, IT APPEARS THAT REASONABLE COLLECTION EFFORTS TO RECOVER THE AMOUNTS FROM THE PERSONS OVERPAID TO DATE HAVE PROVED TO BE UNAVAILING. HENCE, PURSUANT TO THE PROVISIONS OF SECTION 3 OF THE ACT OF AUGUST 4, 1947, SUPRA, CREDIT WILL BE ALLOWED IN THE TREASURER'S OR THE FORMER TREASURER'S ACCOUNTS FOR THE AMOUNTS INVOLVED.

OUR DIVISION OF AUDITS IS BEING DIRECTED TO ALLOW CREDIT ACCORDINGLY, AND TO INITIATE APPROPRIATE ADJUSTMENT ACTIONS IN THE ACCOUNTS INVOLVED.