



Letter to Dear Friend from Stanley A. Weigel, December 11, 1952

[Letter, December 11, 1952]

PERSONAL AND CONFIDENTIAL

December 11, 1952

Dear Friend:

If you are one who intends to sign the Levering Act oath and accept appointment. THIS IS AN IMPORTANT CHANGE IN THE ADVICE SENT YOU YESTERDAY.

If you are in that category, I recommend the following:

1. Take the Levering Act oath before a notary public.
2. Send it registered mail, return receipt requested, with a letter of transmittal as per the attached, making sure the envelope is correctly addressed and keeping a copy of the letter for your records.
3. The second paragraph of the suggested letter to your Department Chairman should be changed to read along this line:

Preliminarily, I want you to know that I have taken the Levering Act oath and sent it in to the Regents' office or shall do so shortly.

The reason for these changes is that the opinion of the Court declares, in effect, that you are entitled to appointment upon taking the Levering Act oath. More specifically: We could get a writ directing the University to issue a letter of appointment upon your taking the Levering Act oath. (But we do not want to seek such a limited writ for reasons indicated in my letter of yesterday.) The University, by Mallory's letter, has already indicated an intention to appoint you upon your taking the Levering Act oath. Therefore, for practical purposes, you should be in the position of having taken the Levering Act oath, thus obligating the University to tender appointment, rather than in the position of asking for an appointment prior to your taking the oath.

Enclosure

Sincerely
SAW:AC