

Mr. MONAGAN. Now what is the status of the Administrative Procedure Act? When Mr. McGuire testified last year, that was under consideration. I should know the answer, but I don't. I am referring to the 10-percent attorney's fee.

**STATEMENT OF ANDREW T. MCGUIRE, GENERAL COUNSEL,
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STATES**

Mr. MCGUIRE. It is still in the same status it was in last year. Nothing has been done.

Mr. MONAGAN. Nothing has been done on that. I just have the reservations that I think I expressed then about any arbitrary limit to fees in an instance like that. I think some of them in relation to services are very unrealistic in various areas of the Government, and I merely express that opinion now.

Now with reference to the Italian claims program, there is a million dollars in the fund.

Mr. RE. That is correct. One million eighty-eight thousand dollars, sir.

Mr. MONAGAN. I believe last year what we did was turn this over—that is, the subcommittee voted to turn this over to the war claims fund. Is that correct?

Mr. RE. I don't recall that.

Mrs. KELLY. That is correct.

Mr. MONAGAN. Assume we did, what would be the objection to doing that, on your part?

Mr. RE. Well, I believe that surely with respect to these Americans who suffered losses in the Dodecanese Islands, it would be an unwarranted infliction of harm. They have been totally excluded.

Mr. MONAGAN. They haven't been excluded. They just didn't qualify. Isn't that right? Any statute of limitations works the same way.

Mr. RE. They didn't come under the peace treaty, or under the existing programs of the Commission. They received no compensation at all.

Mr. MONAGAN. Are they American citizens?

Mr. RE. Yes.

Mr. MONAGAN. Are they naturalized?

Mr. RE. Yes.

Mr. TAFT. Would the gentleman yield?

Mr. MONAGAN. Yes.

Mr. TAFT. I wonder, if this is true, why should they not take a priority over those who have been late in filing in other areas?

Mrs. KELLY. Can you rephrase that question, Mr. Taft?

Mr. TAFT. If that is true, why should they not have a priority over the late filers?

Mr. RE. As a practical matter, Congressman Taft, not only would they be taken care of, but there may very well be money left over after the entire category is adjudicated.

For this reason this bill also provides that after the late filers and this new group pertaining to the Dodecanese Islands—

Mr. TAFT. That doesn't answer my question. My question is, Why shouldn't you pay them first and then go on and pay the late filers and then pay them in full?