

rington, Illinois to be and appear before the Subcommittee No. 1 of the Select Committee on Small Business of the House of Representatives of the United States, of which the Hon. Wright Patman is chairman, and to bring with him the information described and set out in "Schedule 1," which is attached hereto and made a part of this subpoena, in Room 2359, Rayburn House Office Building in the city of Washington, on October 30, 1967, at the hour of 10:00 a.m. then and there to testify touching matters of inquiry committed to said Committee; and he is not to depart without leave of said Committee.

Herein fail not, and make return of this summons.

Witness my hand and the seal of the House of Representatives of the United States, at the city of Washington, this 13th day of October, 1967.

WRIGHT PATMAN,
Chairman, Subcommittee No. 1.

Attest:

W. PAT JENNINGS,
Clerk.

Mr. RAY. Mr. Chairman, may I raise a point of personal privilege?

Mr. PATMAN. Well, not personal privilege. If you want to protest it for your client, you may do so.

Mr. RAY. I would just like to ask the committee a question.

Mr. PATMAN. Only members can raise a question of personal privilege if I understand it correctly.

Mr. RAY. May I ask the committee a question?

Mr. PATMAN. Yes, sir.

Mr. RAY. I have requested, sir, the resolution of the Select Committee on Small Business, which created the Subcommittee for Foundation Study.

Mr. PATMAN. When did you ask for that?

Mr. RAY. I requested that this morning, sir.

Mr. MOORE. Have you been furnished it?

Mr. RAY. No, sir; I have not.

Mr. MOORE. Mr. Bryan Jacques is the staff director of the committee. He tells me he has given it to you.

Mr. RAY. I have received House Resolution 53, which created I believe, the Select Committee on Small Business.

Mr. MOORE. That is right.

Mr. RAY. I do not have a resolution of that committee which created the Subcommittee for Foundation Study.

Mr. PATMAN. Well, of course, the chairman of the committee has the power, with the approval of the committee, to name certain subcommittees, and it is not new. It has been done over the years. It is traditional with this committee. There is nothing new this year compared to any other Congress. Now, what is the purpose of that? What is to be gained? Are you protesting giving this information?

Mr. RAY. Sir, I would just wish to see a copy of the exercise if the chairman of the select committee's power in this case. We are exercising, or this committee is exercising—

Mr. PATMAN. The courts would be the proper way to proceed there, if you have any just and legal ground. You could get the attention of some judge of a court, and ask for relief, but I am in no position to give you relief on that. As chairman of the committee, and I am sure committee is legally constituted, that the committee was legally appointed and that we are legally pursuing a course here that Congress gave us the power and right to proceed on. So I do not see why we