

TAX-EXEMPT FOUNDATIONS: THEIR IMPACT ON SMALL BUSINESS

MONDAY, NOVEMBER 6, 1967

HOUSE OF REPRESENTATIVES,
SUBCOMMITTEE No. 1
OF THE SELECT COMMITTEE ON SMALL BUSINESS,
Washington, D.C.

The subcommittee met, pursuant to recess, at 10:12 a.m., in room 2359, Rayburn House Office Building, Hon. Wright Patman (chairman of the subcommittee) presiding.

Present: Representatives Patman, Irwin, Moore, Conte, and Morton.

Also present: H. A. Olsher, director, Foundations Study; Myrtle Ruth Foutch, clerk; and John J. Williams, minority counsel.

Mr. PATMAN. The committee will please come to order.

Mr. Hayes, you are still our witness and still under oath. You realize that, don't you?

TESTIMONY OF ROBERT D. HAYES, TRUSTEE OF THE AMERICANS BUILDING CONSTITUTIONALLY, A NOT-FOR-PROFIT TRUST, ACCOMPANIED BY K. P. CHARTIER, COUNSEL TO MR. HAYES; WILLIAM C. RAY, JR., COUNSEL TO MR. HAYES; AND ROBERT A. ERIE, ADMINISTRATIVE ASSISTANT TO MR. HAYES—Resumed

Mr. HAYES. Yes, sir.

Mr. PATMAN. The first question I would like to ask: By subpoena which was served on you October 19, 1967, you were ordered to bring with you the following information:

1. A financial statement of Americans Building Constitutionally for the 12 months ending September 30, 1967, including income and disbursements and a balance sheet.

2. A list showing names and addresses of members of Americans Building Constitutionally and the membership fee received from each of them.

You refused to submit such information on October 30 and October 31. I am now asking you to furnish me the information. Will you do that?

Mr. HAYES. Mr. Chairman, again as trustee of Americans Building Constitutionally, I would be violating my trust, the protection of privacy of our members.

Mr. PATMAN. Then you refuse to offer it.

Mr. HAYES. Yes.

Mr. PATMAN. I am now ordering you to again hand the information described in that subpoena to me, asking you to furnish it to me.