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PHILADELPHIA 3

January 12, 1944

The Honorable  
Cordell Hull  
Secretary of State

Attention: Mr. Hugh L. Sturgis, Division of  
Foreign Service Administration

Re: Securities and Exchange Commission v.  
Minas de Artemisa, S.A.

My dear Mr. Secretary:

Pursuant to the telephone conversations on December 28 and today between Mr. Hugh L. Sturgis of the Division of Foreign Service Administration and Mr. Louis Loss of this Commission, I am enclosing herewith (1) a commission, issued on December 13, 1943, by the United States District Court for the District of Arizona, and addressed to the Consul or any Vice-Consul of the United States at Mexico City, to take the testimony of Antonio Correa M., Esq., of Mexico City, on written interrogatories, (2) the Commission's notice of taking the deposition, which includes the six written interrogatories to be put to Mr. Correa on behalf of the Commission, (3) a copy of the nine cross interrogatories of Minas de Artemisa, (4) the five redirect interrogatories of the Commission, and (5) two copies of a form of return to the commission to take the deposition, which we have prepared for the use of the person executing the commission.

As Mr. Loss explained to Mr. Sturgis, the statute of limitations is running on the potential violations of the Securities Act of 1933 whose investigation has given rise to the necessity for taking Mr. Correa's testimony on certain questions of Mexican law. Time is, therefore, of the essence in the execution of this commission.

It is my understanding that, as required by law and specified in the enclosed form of return, the witness's deposition, together with the commission and the notice of taking the testimony, will be placed in a sealed envelope directed to the Clerk of the United States District Court at Tucson, Arizona, and will be transmitted by diplomatic pouch to the Department of State, which will send it by registered air mail to the Clerk of the Court. We should appreciate having an extra copy of the deposition and of the return sent directly to us.

It is my understanding also that, as an agency of the United States Government, this Commission will not be charged any fee by the Department in connection with this service. Mr. Correa is charging no fee and has signified his willingness to appear and testify as an expert pursuant to the enclosed commission whenever he is called by the Consulate.

Please accept my thanks for your cooperation in this matter.

Sincerely yours,

Ganson Purcell  
Chairman

Enclosures (5)

LLoss/sk