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FEDERAL RESERVE BANK OF CHICAGO

X-4667

Chas. L. Powell, Counsel,  
Continental and Commercial Bank Bldg.

CHICAGO

August 11, 1926

Mr. Walter Wyatt, General Counsel  
Federal Reserve Board,  
Washington, D. C.

My dear Mr. Wyatt:

You perhaps will be interested to know of a case which I brought for the Federal Reserve Bank of Chicago out in one of the State District Courts in Iowa. The principal defendant was the National Surety Company which is a corporation organized under the laws of the State of New York. That Company took appropriate steps and removed the case from the State Court to the United States District Court for the Northern District of Iowa alleging as a ground diversity of citizenship and, in that connection, alleged that the Federal Reserve Bank of Chicago was a citizens of Illinois within the meaning of the Judiciary Act.

I filed motion to remand to the State Court on the ground that Federal Reserve Bank of Chicago was not a citizen of any State. My motion was sustained and the case was remanded but no formal opinion by the Judge was rendered.

I relied upon the case of Bankers Trust Company v. Texas and Pacific Railway Co., 241 U. S. 295, and State of Texas v. Interstate Commerce Commission, 258 U. S. 158; and I have no doubt of the soundness of the conclusion of the court that the Federal Reserve Bank under the present condition of the law cannot be considered a citizen of any State.

Yours truly,

(signed) Chas. L. Powell

Chas. L. Powell,  
Counsel.

CLP.