

refused and neglected to comply with said demands. That your affiant, at no time either orally or in writing authorized and instructed the Reliance Collection Service to compromise said claim for \$44.00, and at no time agreed to accept or take \$44.00 in full settlement for his said account.

That this affidavit is made pursuant to statute in order to file a complaint with the Hon. Mike Holm, Secretary of State, as grounds for cancelling the bond of said Reliance Collection Service with the State of Minnesota, as a collection company.

Further your affiant saith not.

Henry M. Turber

Subscribed and sworn to before me this 2nd day of November, 1931.

(S.M.L.)

Allegado Siefert
Notary Public St. Louis County, Minnesota,
My commission expires, June 28th, 1934.

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STATE OF MINNESOTA
DEPARTMENT OF STATE

FILED

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Wm. H. Johnson
Director of State

State of Minnesota.

Brown ss.
County of Rice.

Henry M. Turbes, being first duly sworn, says that he is 46 years of age, and is now and ever since the 15th day of May, 1920, has been a resident and receives his mail at 525, 1st Street West, City of Faribault, Minnesota. That prior thereto he conducted for several years, a general mercantile store at the town site of Dotson, in Brown County, Minnesota. That since he removed to Faribault, Minnesota, your affiant has been engaged as a general salesman covering the southern part of the State of Minnesota.

That sometime in the year 1926, your affiant turned over to the Reliance Collection Service, through their Willmar, Minnesota office, a certain collection for \$280.93, on an open account which he then had against one Otto H. Rieck, formerly of Springfield, Minnesota, but at that time living near Graceville, Minnesota. That the claim was placed for collection with the Reliance Collection Service, as aforesaid, on a strictly percentage basis with no written authority to compromise or settle the claim for less than the face amount with interest thereon, and when collection had been made, 1/3 thereof was to be paid to the Reliance Collection Service, and 2/3 thereof to your affiant. That your affiant received no notice, report or information of any kind as to the progress that was being made by the Reliance Collection Service in the collection of said account until sometime in the month of February, 1930, when your affiant employed an attorney at Graceville, Minnesota, to bring suit against the said Otto H. Rieck on said account. That at that time your affiant received information that the said Reliance Collection Service had made collection of said account, and given the said Otto H. Rieck a receipt in full for the claim, and that as a result thereof, your affiant was compelled to and did dismiss said action against the said Otto H. Rieck.

That your affiant thereafter employed Attorney Alexander Seifert, of Springfield, Minnesota, to secure the proceeds of said collection from the said Reliance Collection Service, and that on or about March 26th, 1930, your affiant learned and discovered for the first time that the said Reliance Collection Service had compromised and settled the said claim against the said Otto H. Rieck for \$44.00, and gave the said Otto H. Rieck a receipt in full. That said collection was reported to have been made by the Reliance Collection Service on or about September 17th, 1927, but that your affiant at no time received a report or remittance of said account nor did he receive any letter showing the progress being made by the said Reliance Collection Service until on or about March 26th, 1930. That at said time the Reliance Collection Service tendered to your affiant a check for \$29.67, retaining \$14.33, as their charges, and claimed that the same was in full settlement of the above named collection, so made by them against the said Otto H. Rieck. That the said remittance was never accepted by your affiant in full settlement of said account, but is still remaining in the files of his attorney, at Springfield, Minnesota. That your affiant and his attorney have repeatedly requested and demanded of said Reliance Collection Service the full payment of said claim but that the said Reliance Collection Service has at all times, failed,

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NOVEMBER FIFTH
1 9 3 1

Reliance Collection Service,
100 North Seventh St.
Minneapolis, Minnesota.

Gentlemen:

I am enclosing herewith copy of complaint which has been filed in this office in compliance with the regular custom observed, signed by Henry H. Surhee as plaintiff, and naming your company as defendant.

Agreeable to that custom, I am getting Tuesday, November 17, 1931 at ten o'clock in the forenoon, in Room 123, State Capitol, St. Paul, as the time and place for a hearing upon this subject.

You are entitled to be represented in person, by legal counsel, or both if you desire.

Very sincerely yours,

Secretary of State.

D/MS

Office Over
First National Bank

Office Phone 150
Residence Phone 167

OFFICE OF
ALEXANDER SEIFERT
LAWYER

Springfield, Minnesota Nov. 7, 1931.

Hon. Mike Holm,
Sec. of State,
St. Paul, Minn.



Dear Sir: In re Turbes vs Reliance Coll. Service.

This case is now set for hearing on Nov. 17th, at ten A.M. The Reliance Coll. Service have been to see me, and want a conference with Mr. Turbes to try and fix this deal up, and such a meeting is to be held at Springfield, on Nov. 18, 1931. For this reason, may I ask that this hearing be adjourned for one week, to Nov. 24, 1931, at ten A.M. The Reliance Coll. Service, at Willmar, Minn., have notice of this change, by telephone, and the arrangements have been made with their attorney, Mr. Barnard. I hope this will meet with your approval.

Yours truly,

AGS.

NOVEMBER NINTH
1 9 3 1

Alexander Seifert,
Springfield, Minnesota.

My dear Mr. Seifert:

This will acknowledge receipt of your letter of November 7 wherein you say that the Reliance Collection Service have been in to see you and want a conference with Mr. Furber which is to be held at Springfield on the 13th of November, and for this reason you desire that the hearing which I have set for ten o'clock A.M. November 17 be adjourned for one week to November 24 at ten o'clock in the morning, and add that the company have notice of this change by telephone.

Permit me to say in reply that this is perfectly agreeable to me and the meeting will therefore be held as per your letter.

I am sending a copy of this letter to the Company in order that they may be advised of my action.

Yours very truly,

Secretary of State.

LAW OFFICES OF
JOHN T. ROHWEDDER
100 NORTH SEVENTH STREET
SUITE 600 GENEVA 3689
MINNEAPOLIS, MINNESOTA

December 2
1931

✓
Mike Holm
Secretary of State
State Capitol
Saint Paul, Minnesota

Attention: Mr. Brown

Dear Mr. Brown:

The controversy between O. H. Reick and the Reliance Collection Service has been adjusted and fully settled. There will be no appearance by O. H. Reick or the Reliance Collection Service at the time of the continued hearing. You may close your file in this matter.

Thanks for your many courtesies shown. I trust we may have many occasions to meet in the future but for reasons different than our recent interview.

Very truly yours,

John T. Rohwedder

JTR:VA

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

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Mike Holm
Secretary of State

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