



BOARD OF GOVERNORS
OF THE
FEDERAL RESERVE SYSTEM
WASHINGTON, D. C. 20551

September 1, 1981

TO: Federal Open Market Committee

FROM: Normand Bernard *N.B.*

Attached for your information is a memorandum from Messrs. Bradfield and Siciliano of the Board's Legal Division regarding the case of Senator Riegle versus the FOMC.

Attachment

August 31, 1981

To: Federal Open Market
Committee

From: Messrs. Bradfield
and Siciliano

JB
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Subject: Donald W. Riegle, Jr.
v. Federal Open Market Committee,
D.C. Cir., No. 80-1061 (June 24,
1981), rehearing denied and opinion
modified (July 17, 1981).

FOR INFORMATION ONLY

On Saturday, August 29, 1981, Senator Riegle filed a petition (Docket No. 81-398) requesting Supreme Court review of the recent Court of Appeals decision in the above suit against the F.O.M.C. The Court of Appeals has affirmed a district court order dismissing the suit. Senator Riegle claims that the F.O.M.C.'s statutorily established structure violates the Appointments Clause of the Constitution.