

February 27, 1933.

FILED

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Hon. Owen C. Rawlings  
Prosecuting Attorney  
Marshall, Missouri

Dear Mr. Rawlings:

Your request to the office of the Attorney-General dated February 23rd, has been handed the undersigned for attention. You ask advice upon the following matter, to-wit:

"a.-Can the County Court, without the attendant and assistance of the sheriff, legally open and transact business as a Court?

b.-If the sheriff must be present to open court, is it necessary that he remain continuously during the sitting of the Court, i.e. must the sheriff be present all day every day of such court?

c.-Is the sheriff entitled to his fees for attending such court, even during such times as he does not personally attend and wait upon the Court? "

On January 25, 1933, the writer prepared a request opinion for Hon. David E. Impey, Prosecuting Attorney, Houston, Missouri, on the same subject matter which we believe will answer the inquiry made by you, and as stated above. We are, therefore, enclosing a copy of said opinion herewith.

Yours very truly,

CARL C. ABINGTON  
Assistant Attorney-General.

CCA:EG  
Enc.