

Chapter 78

Investment Securities

78.3010

LAW REVIEW CITATIONS: 42 OLR 19.

78.3090

NOTES OF DECISIONS

Under former similar statute an assignment of stock transferred all rights of the transferor. *State v. Smith*, (1887) 15 Or 98, 110, 14 P 814, 15 P 137, 386.

Under former similar statute an attempted transfer without delivery of the certificate was a mere promise to transfer. *Nevael Inv. Co. v. Schrunk*, (1955) 203 Or 268, 279 P2d 518.

LAW REVIEW CITATIONS: 15 OLR 87; 16 OLR 180.

78.3170

NOTES OF DECISIONS

1. Under former similar statute

Stock was personal property and subject to attachment, execution, levy and sale. *Durham v. Monumental Silver Min. Co.*, (1881) 9 Or 41, 48; *State v. Smith*, (1887) 15 Or

98, 119, 14 P 814, 15 P 137, 386; *Slemmons v. Thompson*, (1892) 23 Or 215, 31 P 514; *Davidson v. Almeda Mines Co.*, (1913) 66 Or 412, 415, 134 P 782, 48 LRA(NS) 847.

The remedy provided was available to a creditor in the court in which judgment was rendered regardless of whether it was procured at law or equity. *Hodes v. Hodes*, (1945) 176 Or 102, 155 P2d 564.

Where a judgment debtor refused to obey a court order to produce certificates, the court could appoint a receiver who will compel the debtor to aid in perfecting a transfer to such receiver. *Id.*

ATTY. GEN. OPINIONS: Liability for payment of taxes on shares, 1920-22, p 118.

LAW REVIEW CITATIONS: 16 OLR 180.

78.3190

LAW REVIEW CITATIONS: 42 OLR 133-175.

78.4050

CASE CITATIONS: *Insurance Co. of No. Am. v. Brehm*, (1970) 257 Or 385, 478 P2d 387.