

the proceedings of the board. Such prisoner must serve the unexpired period of the maximum term of his imprisonment."

The following language appears therein :

"There being no authority in the Ohio Board of Clemency to suspend for a definite term of years, a parole granted such prisoner and any action so attempting to suspend his parole was of no legal effect. Such prisoner, as provided in Section 2174, General Code, must serve the unexpired term of his imprisonment unless terminated by commutation or pardon and the Ohio Board of Clemency may not again legally consider his application for parole."

Opinion No. 1381 construes a specific case and the question therein presented and the conclusion reached appears in the discussion with regard to your first question herein. These conclusions are applicable to the question you now present.

Answering your third question specifically, it is my opinion that the Ohio Board of Clemency was without lawful authority to terminate the old sentence under No. 49588 so that such prisoner might begin a new sentence as No. 55221. Such purported action was null and void and such prisoner should, because of the provisions of Section 2175, General Code, be restored to serve as prisoner No. 49588.

Respectfully,
EDWARD C. TURNER,
Attorney General.

2095.

APPROVAL, BONDS OF THE VILLAGE OF FAIRVIEW, CUYAHOGA COUNTY—\$81,200.00.

COLUMBUS, OHIO, May 14, 1928.

Industrial Commission of Ohio, Columbus, Ohio.

2096.

APPROVAL, BONDS OF THE VILLAGE OF BEXLEY, FRANKLIN COUNTY—\$49,732.00.

COLUMBUS, OHIO, May 14, 1928.

Industrial Commission of Ohio, Columbus, Ohio.