



# California Corporate & Securities Law

## Secretary Of State Issues Business Identity Theft Warning

By [Keith Paul Bishop](#) on October 31, 2011

Two weeks ago, the [National Association of Secretaries of State](#) held a business identity theft forum in Atlanta, Georgia. California Secretary of State [Debra Bowen](#) moderated a panel on “Fostering Intergovernmental Coordination in the Detection and Prevention of Business Identity Theft”. Her office also issued this [warning](#) about business identity theft. Among other schemes, she notes that some thieves make fraudulent filings with the Secretary of State in order to change management information. “New” management can then establish credit in the corporation’s name. Many corporations may not realize how easy it is to hijack their corporate identities.

### **It Wasn’t Easy Being Green On Saturday**

I can’t let this weekend pass without noting two notable victories. First, the Harvard Crimson defeated the Big Green of Dartmouth 41-10 in a snowy night game. According to this [story](#) by [The Harvard Crimson](#), this “victory marks the first time that Harvard has scored at least 40 points in four straight games since 1890”. Harvard currently holds first place in the [Ancient Eight](#).

Further to the south, the [Asheville School](#) “Blues” (my alma mater) defeated their arch rivals, the [Christ School](#) “Greenies”. According to the [Asheville Citizen-Times](#), this game marked the 100th anniversary of the first meeting of the two schools on the gridiron in 1911.

### **Happy Nevada Day!**

I’m a traditionalist and still regard October 31 as Nevada Day. This holiday celebrates Nevada’s admission to the Union during the Civil War. Nevada’s “Battle Born” status is made clear in Article I, Section 2 of its Constitution which makes it clear that secession is not an option:

All political power is inherent in the people[.] Government is instituted for the protection, security and benefit of the people; and they have the right to alter or reform the same whenever the public good may require it. **But the Paramount Allegiance of every citizen is due to the Federal Government in the exercise of all its Constitutional powers as the same have been or may be defined by the Supreme Court of the United States; and no power exists in the people of this or any other State of the Federal Union to dissolve their connection therewith or perform any act tending to impair[,] subvert, or resist the Supreme Authority of the government of the United States.** The Constitution of the United States confers full power on the Federal Government to maintain and

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Perpetuate its existance [existence], and whensoever any portion of the States, or people thereof attempt to secede from the Federal Union, or forcibly resist the Execution of its laws, the Federal Government may, by warrant of the Constitution, employ armed force in compelling obedience to its Authority.

For more about Nevada Day and the legislature's misguided decision to change the official date of observance of Nevada Day, see this [post](#) from last year.

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