

ARTICLE XLVII.

INSOLVENTS.

15.

A representative of an insurance company in a large territory charged with duties and responsibilities different from those usually required of clerks, employees or salesmen, involving the exercise of business judgment and executive ability, held not to come within either of the classes designated in this section and not to be a preferred creditor. Relation of debtor and creditor held not to exist between claimant and insolvent corporation; former must show either performance, or lawful excuse for not performing the contract before he can recover. *Perkins v. Barr*, 126 Md. 94.

To the first note to this section, on page 1219, and to the first and second notes to this section on page 1220 of volume 1 of the Annotated Code, add *Perkins v. Barr*, 126 Md. 94.