

1 THE CHAIRMAN: Delegate Henderson's time has
2 expired.

3 The Chair recognizes Delegate Kiefer.

4 DELEGATE KIEFER: Mr. Chairman, Ladies and
5 Gentlemen, I must rise to oppose this amendment.

6 I do so with reluctance, to go against such a
7 distinguished Gentleman as Judge Henderson. Nevertheless,
8 the Committee considered this at great length, and had
9 considerable number of witnesses before it.

10 The only witness who appeared before this
11 Committee that I, as I recall off-hand, who was in favor of
12 this provision, was Judge Henderson himself. We had Judge,
13 Chief Judge Foster of the Supreme Bench of Baltimore City,
14 we had representatives from the Bar Association, Maryland
15 State Bar Association, and we had other Judges, and
16 individuals, all of whom were unanimous in their opinion
17 that the verdict in a criminal case should be unanimous,
18 and that, generally speaking, there should be not less than
19 12 jurors.

20 Now, I well recognize, and I can't categorize
21 many any more than Judge Henderson can because we went into