

1 which did not permit a jury trial, was constitutional, and  
2 with your indulgence I would like to read to you what the  
3 Court of Appeals said in holding that it did not. The  
4 Court said, and I am quoting: "And when it is declared  
5 that a party is entitled to a speedy trial by an impartial  
6 jury, that must be understood as referring to such crimes  
7 and accusations as have by the regular course of the law  
8 and the established modes of procedure as theretofore  
9 practiced be always the subject of jury trial. It could  
10 never have been intended to embrace every species of  
11 accusation involving either criminal or penal consequences."

12 Still later the Court of Appeals reaffirmed  
13 this rule in the case called Danner versus the State, in  
14 which the court said the following, and I am now again  
15 quoting from 89 Md., at page 226. The Court of Appeals  
16 said:

17 "The right to demand a jury trial, being as we  
18 have thus seen guaranteed only to such crimes and accusa-  
19 tions as had by the regular course of the law and estab-  
20 lished modes of procedure as theretofore practiced, it  
21 becomes necessary to inquire as to what class of offenses