

1 As I said, the six judges who voted to strike
2 down the decision of the special three-judge court didn't
3 file an opinion with their decision. There is a two-judge
4 dissenting opinion which would indicate that there were
5 two things wrong -- possibly one of them being the 31
6 percent deviation from the mean, and the second the use of
7 unofficial population estimates.

8 Reading from the decision of the majority below,
9 they said, "In the 1964 Special Session of the Ohio
10 Legislature which drafted the redistricting plan here under
11 scrutiny, that body relied upon statistics supplied by
12 several agencies throughout the State of Ohio in order
13 to project population trends likely to result in equal
14 redistricting by the time elections were held in 1966."

15 The problem there was they used Chamber of
16 Commerce Figures, the Columbus Area Chamber of Commerce
17 research staff for Franklin County; they used figures from
18 the Ohio Department of Development, which I am not sure
19 is an official agency of the State of Ohio, and they used
20 figures from the Citizens League for Cayoga County, so that
21 the special three-judge court in Ohio relied at least