

1 My question is why you prohibited the possibility
2 of the legislature conferring original jurisdiction
3 on the court of appeals but gave that power to the
4 legislature with respect to the intermediate court.

5 It suggests to me when an occasion arises
6 where the legislature did want to create original juris-
7 diction in an appellate court, that you have really
8 restricted them to fixing that in the intermediate appellate
9 court because obviously that is much easier to do than
10 amending the constitution and fixing it in the court of
11 appeals, kind of prejudged or at least reduced their
12 option.

13 THE CHAIRMAN: Delegate Mudd?

14 DELEGATE MUDD: We recognize we have, Delegate
15 Bamberger, and after hearing from several judges of the
16 court of appeals and intermediate court of appeals
17 and debating the matter within committee, our objective
18 was to maintain and perpetuate our court of appeals
19 as the court of last resort and with that appellate
20 jurisdiction responsibility not to be interfered with by
21 delegation of original jurisdiction by the legislature,
and with the intermediate court of appeals absorbing