

ago when the matter of the legislative article was considered. I may have borrowed the title "gentleman's club" from the United States Senate; but far be it for me to say the Maryland Senate is not as great a club as the United States Senate.

THE CHAIRMAN: Delegate Malkus, do you have a further question of Delegate Mudd?

DELEGATE MALKUS: By your remarks then, you indicate no sarcasm?

THE CHAIRMAN: Delegate Mudd:

DELEGATE MUDD: Absolutely none. It is a compliment.

THE CHAIRMAN: Is there a further question, Delegate Malkus?

DELEGATE MALKUS: I am very complimented, sir, that he was not talking about what I call one of the finest organizations in the world in Maryland with sarcasm.

THE CHAIRMAN: Delegate Mudd, do you yield to a question from Delegate Della?

DELEGATE MUDD: Yes. I hope it is as easy.

THE CHAIRMAN: Delegate Della.

DELEGATE DELLA: I am sure it will be easier, Delegate Mudd. Do you recall the appointment of Honorable Homer Marbury as Chief Judge of the Court of Appeals?

THE CHAIRMAN: Delegate Mudd.

DELEGATE MUDD: In what respect? I was a practicing lawyer at that time. I do not remember the details.

DELEGATE DELLA: Do you not recall his being the Chief Judge of the Court of Appeals?

THE CHAIRMAN: Delegate Mudd.

DELEGATE MUDD: Absolutely.

THE CHAIRMAN: Delegate Della.

DELEGATE DELLA: He was appointed and confirmed by the Senate in the State of Maryland.

DELEGATE MUDD: I reiterate, the gentleman's club.

DELEGATE DELLA: The gentleman's club.

THE CHAIRMAN: Delegate Mudd.

DELEGATE MUDD: That was a very fine gesture by the Maryland Senate in ratifying and confirming a distinguished jurist to the Court of Appeals of Maryland.

THE CHAIRMAN: Delegate Della.

DELEGATE DELLA: Delegate Mudd, apparently you and I are not on the same beam. I am not considering the Senate as the gentleman's club or any other club. I am only bringing the facts to date, that a jurist of the highest standing was appointed by the Senate of Maryland around 1943 and not a hundred years ago.

THE CHAIRMAN: Is this another question or just a statement?

DELEGATE DELLA: Do you recall his being the Chief Judge?

DELEGATE MUDD: Yes, I do, but I did not know he received his appointment in that manner.

THE CHAIRMAN: Is there any further discussion? Delegate Boyles.

DELEGATE BOYLES: I would like to ask Delegate Gleason a question if I may.

THE CHAIRMAN: Delegate Gleason, do you yield for a question?

DELEGATE GLEASON: I yield.

THE CHAIRMAN: Delegate Boyles.

DELEGATE BOYLES: Do you intend that the Governor shall appoint one of the five persons from the nominating list that he has submitted to him?

THE CHAIRMAN: Delegate Gleason.

DELEGATE GLEASON: No. I do not intend to have that list obligatory as far as the governor is concerned. I do intend it to be a part of the process, before a judge is nominated by the governor.

THE CHAIRMAN: Is there any further discussion? Delegate Chabot.

DELEGATE CHABOT: Will Delegate Gleason yield for a question?

THE CHAIRMAN: Will Delegate Gleason yield?

DELEGATE GLEASON: I yield.

THE CHAIRMAN: Delegate Chabot.

DELEGATE CHABOT: Do you intend that the last sentence of section 5.14 remain as it is presently stated in the Committee recommendation?