

1 of Appeals judges been downgraded.

2 JUDGE CARTER: In this extreme case that is
3 pointed out where the chief justice has power to assign
4 a People's Court judge to sit on the Supreme Court of
5 the State, what is the advantage of having that authority
6 written in the Constitution?

7 MR. MARTINEAU: The same advantage as in the
8 present one where you permit a Circuit Court judge to be
9 assigned to sit on the Court of Appeals. Sometimes you
10 need a judge.

11 JUDGE CARTER: As now set up, that is one-tier
12 difference. Here you have got three-tier difference.

13 MR. MARTINEAU: It depends on the quality of
14 the particular judge, it seems to me.

15 THE CHAIRMAN: Is it your thought, Judge Carter,
16 that it ought to be restricted to a particular level?

17 JUDGE CARTER: I would think so. I don't see
18 any advantage in that.

19 MR. ENEY: Do you mean that, or do you mean
20 just that People's Court judge is in a different category?
21 In other words, would you prevent a Circuit Court judge