

1 their political organization because the governor is
2 the top man in the political organization that won the
3 last election. A few of the governors have realized
4 that judicial appointments ought not to be political
5 because the judiciary ought to be above politics. And
6 it is difficult, nevertheless, for them to make these
7 appointments free from political considerations, because
8 political pressures are constantly on a governor and
9 so surprisingly, some of these men have found that it
10 was equally advantageous to them to set up an advisory
11 commission to which they could turn for counsel in
12 making judicial appointments, and to which they could
13 refer people who came to them asking for judicial
14 appointments and say, well, I agree to take my appoint-
15 ments from this nominating commission.

16 THE CHAIRMAN: Is this what you referred to
17 earlier as the voluntary system?

18 MR. WINTERS: Yes, but that is only to the
19 extent that the governor wants to do it on his own free
20 will and it is not any substitute for a constitutional
21 plan which would be put in the judicial structure of