

1 recommended scheme in your opinion?

2 MR. WINTERS: There are considerable varia-  
3 tions among those. In Missouri they are equally divided  
4 between lawyers and laymen, with a judge as chairman.  
5 For the appellate court it is three and three. And for  
6 the trial courts, two and two. In that Denver County  
7 Court situation, there is a majority of laymen.

8 MRS. BOTHE: As far as the inclusion of a  
9 judge, that seems to be quite a controversial question,  
10 whether a judge would be an undue influence.

11 MR. WINTERS: Well, I heard that debated.  
12 In my opinion, it is desirable to have at least one  
13 judge in on that, to begin with. It is desirable to  
14 have laymen, because if it is all lawyers or all lawyers  
15 and judges, there may be a tendency to overemphasize the  
16 technical qualifications of this person, to favor what  
17 they call the lawyer's lawyer. And the laymen on the  
18 commission will tend to provide a broader evaluation  
19 of his qualifications. An all-laymen commission, I have  
20 often thought might work out very well, because if they  
21 were the right kind of people, they would not attempt