

1 sitting there and has daily contact with people, than it
2 would be for the appellate judge, who only sits as one
3 of a group, and only sits and listens to argument and
4 does not have to make decisions on the spur of the
5 moment. My own feeling leans towards having a shorter
6 term for the trial court judge, not a longer term for
7 the appellate judge, but a shorter term for the trial
8 judge because of the difference in the type of work that
9 he must do and which really is much more demanding,
10 physically weighing on a man than the appellate court
11 would.

12 THE CHAIRMAN: You might get into argument
13 on that.

14 MR. MARTINEAU: When he turns sour, the
15 results are much more disastrous. His partners on the
16 bench cannot cover up for him. The appellate court
17 can modify whatever his bad tendencies might be. And
18 for that reason it seems to me there is a reason to
19 distinguish between the two.

20 MR. WINTERS: You are not talking now about
21 the proposed plans under consideration here, but the