

1           Dean Fordham, I am going to ask you to comment  
2 and tell us why you finally came to the conclusion and  
3 drafted the language which you did as it is set forth in  
4 the new model constitution.

5           DEAN FORDHAM: You are not going to confine me  
6 to that? May I range beyond that?

7           THE CHAIRMAN: You may range in any direction  
8 as you more or less gathered here.

9           DEAN FORDHAM: May I ask Mr. Melvin to qualify  
10 something? He said he could not be persuaded in effect  
11 the residual powers theory is a sound one. You will lis-  
12 ten to me, won't you?

13          MR. MELVIN: I will.

14          DEAN FORDHAM: There was one thing my esteemed  
15 colleague, Dr. Loevy, said I would like to comment on at  
16 this junction in a preliminary way. He referred twice to  
17 the question whether there was any guarantee that change  
18 would be fruitful and constructive.

19                I don't know how, any way of demonstrating that.  
20 You have to take some of these things on the basis of the  
21 best judgment you can muster without scientific demonstration.