

1 proposition of having any percentage at all. If you are
2 deleting because between now and a year from now the
3 courts might say one thing, how do we know that the follow-
4 ing year or five years or ten years that the courts may
5 not change their minds and say something else? I agree
6 that we are hamstringing ourselves by putting any percen-
7 tage in here. I think that the word, reasonable, is all
8 that we can possibly hope for.

9 THE CHAIRMAN: Any further comment?

10 DR. BARD: We don't say, reasonable. We say,
11 practical.

12 THE CHAIRMAN: Any further discussion?

13 MRS. BOTHE: That is more reasonable.

14 THE CHAIRMAN: All right, then the motion is
15 to delete the last sentence of Section 3 and substitute
16 therefor, the principle embodied in the corresponding
17 language of Section 3 as submitted in the Committee's
18 Fourth Report.

19 I want to make just one comment. I am a little
20 troubled in view of Judge Adkins' statement about this
21 being the third time this matter has been discussed and