

1 this be determined by ruling of the Court of Appeals
2 as to which court should decide it.

3 MR. CASE: Mr. Chairman, my impression, and I
4 can't pick it out right now, it was my impression that
5 the Supreme Court as it will be called, there was a caveat
6 in the Report.

7 THE CHAIRMAN: Oh, there is a provision that
8 it could have jurisdiction. That is true.

9 MR. CASE: And it seems to me this matter is
10 of such importance that it ought to be stated in the
11 Constitution as an inflexible rule because here you are
12 talking about the Legislature redistricting itself, and
13 I don't know what kind of jurisdiction might, or rule
14 might come out of it. I see nothing wrong therefore,
15 for in this one and very important instances to have a
16 constitutional mandate on the question. In other words, I
17 see no reason for flexibility here.

18 THE CHAIRMAN: If that is the feeling of the
19 Commission, let's do it that way, but call it the Supreme
20 Court because under the Judiciary Article, it will not be
21 the Court of Appeals.