

1           PROFESSOR ASPER: The language of the Sixth  
2 Amendment, we tried to again here adapt or adopt the  
3 language of the Federal Bill of Rights where possible,  
4 and that is, To be confronted with witnesses against him,  
5 processes for obtaining witnesses in his favor, et cetera.

6           MR. GENTRY: All that is verbatim copy of  
7 United States Constitution.

8           MR. MILLER: I think it is entire surplusage.  
9 I don't think the theory is that anybody, that even  
10 counsel to be summoned ought to be summonable.

11          THE CHAIRMAN: Do you want to comment on  
12 Mr. Miller's point or another point?

13          MR. GENTRY: Mr. Miller, and speaking generally,  
14 and this was a point I was very strong on in the Committee.  
15 I felt that wherever possible we shouldn't deviate from  
16 the Federal language, for the reason that by dropping  
17 a clause, by re-editing, by changing phrases around,  
18 we could in some way change the intent or change the  
19 groundwork on which the courts have made decisions over  
20 a long period of years, based on the United States Sixth  
21 this amendment and the other amendment which we have