

1 involving Patuxent, when the institution was challenged  
2 and one of the aspects was the necessary for confrontation  
3 of witnesses, and I found that the Supreme Court  
4 has extended the meaning of due process to include  
5 confrontation. That is one of the basic ingredients of  
6 any trial that has to be held pursuant to due process,  
7 that you do have the right to cross-examine witnesses.

8 JUDGE ADKINS: You have used the word, confrontation-  
9 tion, and cross-examination, as being synonymous in that  
10 sentence. Has the Supreme Court said to be confronted  
11 means the right to be cross-examined?

12 MR. MARTINEAU: What she said, to be confronted  
13 means the right to examine and cross-examine witnesses.

14 MR. SCANLAN: Two terms ago when the Supreme  
15 Court in effect said the Fourteenth Amendment embraced  
16 the protection of the Sixth with respect to cross-  
17 examination, I think those are cases which answer your  
18 question.

19 JUDGE ADKINS: I have great respect for the opinion-  
20 ion of the two men who have just spoken, together with  
21 the Committee, but it seems to me that to my way of