

1 into the area of jurisdiction, but if you are thinking
2 of it technically, in the sense of venue, I think it is
3 a mixed question. It is one of those areas where the
4 Rules Committee has usually deferred to the Legislature.

5 On the other hand, when you are speaking of
6 removal, the rules presently provide the methods by which
7 removal is accomplished. The statute provides the cases
8 in which one is entitled to removal. So that the pro-
9 cedure by which you obtain your removal is prescribed by
10 rule. Your right to removal is prescribed by the Legis-
11 lature, just as the right of appeal is legislative.

12 The procedure by which you perfect your appeal
13 is pursuant to rules.

14 MR. MILLER: And it is a sort of open question,
15 is it? For instance, I'm thinking about the possible
16 District Courts we're thinking of setting up that might
17 deprive some areas of a resident judge. Would that be
18 procedural, if the Court decided that you could bring the
19 case in some other County?

20 THE CHAIRMAN: I would take it that would be
21 a question which would be resolved by legislation. That