

1 would be using the term venue more in the jurisdictional
2 sense, jurisdiction of the particular court over a
3 defendant's residing or over causes arising and so forth.

4 Any further questions? Any further discussion?

5 JUDGE ADKINS: Am I to understand that my
6 question is to be considered by the Committee?

7 THE CHAIRMAN: I would assume so. We're not
8 adopting this finally as language, because this hasn't
9 been considered and I would take it that your suggestion
10 would be considered by the Committee. Mr. Clagett?

11 MR. CLAGETT: Just a question for clarification.
12 Does this provision, that is, this alternate provision
13 making the rule paramount over the legislative enactment
14 do any injustice to Constitutional theory, and it seems
15 to me --

16 THE CHAIRMAN: No, I don't think so.

17 MR. CLAGETT: Let me --

18 THE CHAIRMAN: I'm sorry.

19 MR. CLAGETT: I was going to say that it seems
20 to me that it does do so, because even though the purposes
21 are all as good and the preserving of the balance are as