

1 MR. CLAGETT: Yes.

2 THE CHAIRMAN: Do you want to comment on that?

3 MR. MARTINEAU: If you're talking about where
4 you would have exclusive jurisdiction -- is that what you
5 are talking about?

6 MR. CLAGETT: Yes.

7 MR. MARTINEAU: Appeal in a case? I suppose
8 you wouldn't have the right to a trial de novo, but frankly,
9 the mode of trial on appeal --

10 THE CHAIRMAN: I think the conclusion of the
11 Committee was, was it not, that the trial de novo was going
12 to be guaranteed by your guarantee of a jury trial, what-
13 ever it was in the Constitution.

14 MR. CASE: That is not a trial de novo.

15 MR. MARTINEAU: You could require a man to
16 choose the jury trial before the case is tried and then
17 once he permits it to --

18 THE CHAIRMAN: All right.

19 MR. CLAGETT: Let me clarify my thinking here.
20 If the exclusive jurisdiction is up to \$1,000, that means
21 then that you could not have a trial de novo because you