

1 the Commissioners do not act too independently of whatever
2 Rules may be set down by the Supreme Court for the exer-
3 cise of their function.

4 THE CHAIRMAN: Any questions?

5 MR. SAYRE: Maybe it's getting late, but the
6 way I read this is the judge shall be appointed by Rule.

7 MR. MARTINEAU: To serve at the pleasure of
8 a judge at the District Court who shall be designated by
9 Rule. In other words, the appointing judge, the judge
10 has the power to appoint commissioners, is appointed by
11 Rule.

12 THE CHAIRMAN: And serve at the pleasure of
13 a judge of the District Court who shall be so designated
14 by Rule. I think the language can be clarified.

15 MR. MARTINEAU: Yes, I can appreciate that.

16 THE CHAIRMAN: That will be taken into consider-
17 ation by the Committee.

18 MR. CLAGETT: Just a question and comment
19 combined. Where you use the word may, does that mean that
20 commissioners could not be appointed and somebody else be
21 appointed, or by reason of the fact that it is permissive