

1 I think, I am certain this will be challenged.

2 MR. SCANLAN: I am not so sure of that.

3 MR. CASE: I will challenge it. I will
4 make it certain if I am still here just to remove that
5 argument from the context of what we are discussing.

6 MR. SCANLAN: Can't remove it that way.
7 In any event, if it turns out the Convention completes
8 its work and does not come up with a new document and
9 at that time it is the considered judgment of members
10 of the Convention plus the considered judgment, say, of
11 the Attorney General, whoever he may be, and Governor
12 at that time, that your somewhat conjectural point has
13 any validity, I assume they could very easily do what
14 Mr. Brooks suggested they could do. No need for us
15 to put in the document. On the other hand, if they
16 agree with me that your point approaches the spurious
17 there would be no need to do that. They can make the
18 judgment at that time.

19 MR. CASE: What harm would be done by doing
20 exactly what Mr. Brooks suggested, where would you lose
21 anything?