

1 I don't see how anything said in this bill is going to
2 affect that question. It seems to me to be a complete
3 booby trap operation. Am I wrong on this? I don't
4 really think it matters what you say here insofar as the
5 manner in which the bill shall be submitted by the
6 Convention. That is a matter for the Convention once
7 the Convention comes into being. If it is constitutionally
8 in being, they can decide how it will be submitted.
9 If not constitutionally in being, no matter what you
10 say here, it will make no difference.

11 MR. SCANLAN: I am inclined to agree with
12 that.

13 JUDGE ADKINS: This argument would seem to
14 me to be more or less moot.

15 MR. SCANLAN: I think you are right. In
16 the true sense, the constitutional sense, the argument
17 may be a moot one. On the other hand, it seems to us
18 to do no harm to specify in the bill the way we would
19 like the Convention to behave even though we concede
20 they have the power to behave differently if they so
21 determine. But I agree with you constitutionally they