

1 voted on in September. You ready for the question?  
2 All those in favor of reconsidering the decision at the  
3 last meeting, please signify by a show of hands.  
4 Contrary? The motion is lost, four to thirteen. Any  
5 further questions as to Section 8? Mr. Scanlan.

6 MR. SCANLAN: Until Tuesday of this week  
7 I would have thought the language of this rule perfectly  
8 clear. I am referring to the last three sentences  
9 which say the rule, if adopted or readopted after the  
10 enactment of the statutory provision, shall be paramount  
11 over the prior statutory provision to the extent of  
12 conflict. Tuesday of this week I had precisely that  
13 case in the Court of Appeals. We had on the one hand  
14 Rule 605 which governs appeals in multi-  
15 claim cases. And shorthand says unless everything is  
16 decided and the Judge certifies to the contrary there  
17 is no final order until all the claims are decided. On  
18 the other hand, we had Article 5, Section 2 of the  
19 statute which says that among the interlocutory orders  
20 that are appealable is a refusal of an injunction. I  
21 argued that the rules having been in effect adopted