

1 loose. I think there should be some manifestations to the
2 challenge to the new statute to be timely.

3 THE CHAIRMAN: Great is the power of the advocate.
4 I thought you would have argued just to the contrary, be-
5 cause that argument would have completely defeated you in
6 your fair representation case, because it certainly was not
7 filed within any particular time. The plan for apportion-
8 ment had been in effect for a long, long time.

9 MR. SCANLAN: That is correct, but this is a new
10 system we're starting here.

11 THE CHAIRMAN: Dr. Bard?

12 MR. MILLER: Of course, it seems to me, Mr.
13 Chairman, that timely doesn't mean anything much.

14 THE CHAIRMAN: Let me interrupt a minute. There
15 was a suggestion to the Chair there ought to be a motion.

16 DR. BARD: Before we move, may I remind you that
17 in our Sixth minutes we had, Upon petition of any eligible
18 voter filed no later than ten days after the enactment of a
19 plan or after the final date for action set forth above,
20 whichever first occurs, and the Commission felt that this
21 was a rather involved statement and this is why we changed