

1 applied to judges.

2 THE CHAIRMAN: All those who would favor
3 designation of the panel by the legislative branch
4 signify by a show of hands.

5 DR. BARD: Can you vote twice?

6 THE CHAIRMAN: No, I think we will have to
7 take it once. The first will be designation entirely
8 by the legislative branch. Second will be designation by
9 the Supreme Court. Third, half by the legislative and
10 half by the Supreme Court. Fourth, the designation of
11 the Supreme Court itself. Maybe instead of doing it
12 the way I suggested, it would be better to do it by an
13 elimination, in that way to get something more than a
14 fractional vote.

15 Now, how to work it to get it by elimination.
16 Let's take up first the question of whether we would
17 have the automatic designation, that is, designation of
18 the Supreme Court. That means no appointment, it is
19 fixed in there. How many would favor that, designation
20 of the Supreme Court as the body.

21 MR. BROOKS: One.