

1 THE CHAIRMAN: All in favor of half by the
2 legislative branch and half by the Supreme Court
3 signify by a show of hands.

4 MR. BROOKS: Five.

5 THE CHAIRMAN: Nine to five in favor of the
6 designation entirely by the Supreme Court.

7 Now we have the question of how many judges.
8 Is there any objection to the last suggestion that the
9 trial be by a panel of ten judges?

10 MR. MARTINEAU: I think that is too many.

11 MR. CLAGETT: I thought Congressman Miller
12 agreed to ten.

13 THE CHAIRMAN: I said the last suggestion was
14 ten.

15 MR. MILLER: I thought it ought to be more
16 than a seven or three-man panel, ten or any multiple
17 of five above that.

18 THE CHAIRMAN: When you get above ten, you
19 get unwieldy, but in impeachment I think you have a
20 situation where you justify a little more than the
21 ordinary.