

1 Constitution of the State of New York, or the proposal for
2 a new Constitution was being largely jeopardized, and it
3 may not have been New York, but one of the larger States,
4 because there was some question as to whether or not there
5 could be a law passed which would remove damage cases from
6 the right to a jury trial, that they thought there was a
7 great deal of pressure to make it possible, as in the
8 result of a typical automobile damage case, that it should
9 be decided by a Court without a right to a jury trial in
10 estimating the damages.

11 I am wondering if your Committee has considered
12 the implications of anything radical in changing this around?

13 MRS. BOTHE: Well, the Committee's recommendation,
14 of course, is that the provision be retained without any
15 monetary limit, so that the objections raised in New York,
16 I believe, and I may be incorrect, that what you are refer-
17 ring to is not a constitutional provision, but a proposed
18 statute in New York which would make automobile damages
19 subject to administrative rather than Court procedures.

20 MR. MILLER: It involved the Constitution, in
21 some amendment, at least, as I remember it.