

1 and request that the court do something. I would like
2 to see some change in that last sentence.

3 MR. MINDEL: That last sentence throws me, too.

4 THE CHAIRMAN: I would like to make a comment,
5 since no one else has, on Mr. Sayre's position. It seems
6 to me there is quite a difference between saying in a
7 situation like this that the Legislature is being judge
8 in its own cause and applying that to any judicial pro-
9 ceeding, because, of course, in our concept of the
10 separation of powers, we do regard each coordinate branch
11 of government as entirely separate and distinct and inde-
12 pendent. Each house, for instance, is the judge of the
13 election of its own members, but it seems to me that you
14 are here dealing with a political question, and while I
15 have no strong views on it, I would certainly be inclined
16 to say that the political question ought in the first
17 instance be resolved by the most representative group
18 in our government, rather than by either a judicial or
19 executive department or commission. I merely want to
20 point out to you for your consideration in this that you
21 do keep in mind that the general proposition of separation