

1 specific as we would want them, but we have a standard  
2 in there, he would say that that plan does not comply  
3 with Section 3 of the State Constitution, nor does it com-  
4 ply with the 14th Amendment, and it would go up in the  
5 formal course, Circuit Court, Court of Appeals, and then  
6 it could be taken to the Supreme Court. I think if he  
7 went into Federal Court, while there is still some danger  
8 the Federal Court might take jurisdiction, in view of the  
9 Section 3, I think the Federal Court would abstain,  
10 saying, We would like to hear first whether this plan  
11 violates the State Constitution of Maryland. If it does,  
12 there is no need for us to pass on it anyway. I think  
13 that is what would happen in that case.

14 MR. MELVIN: Then if the General Assembly does  
15 enact a plan in a year, and somebody doesn't like that,  
16 then the same thing would apply?

17 MR. SCANLAN: That is right.

18 MR. MELVIN: If the governor publishes one.

19 MR. SCANLAN: They didn't like that.

20 MR. MELVIN: They didn't like that it goes  
21 into the same proceeding, so what you are talking about