

1 even if it comes pursuant to the original jurisdiction  
2 of the Court of Appeals.

3 THE CHAIRMAN: Before we discuss it, let us  
4 make sure what his motion is because I am not clear about  
5 it. Would you state it again?

6 MR. CLAGETT: Assuming that I have already read  
7 down to the comma, blank year period, then the matter  
8 shall be determined by the Court of Appeals, period.

9 MR. SCANLAN: That looks like the Court of  
10 Appeals at that point is a self-mover.

11 MR. CASE: Would you accept, upon a petition  
12 duly brought before it?

13 MR. CLAGETT: I would rather see it automatical-  
14 ly go to the court if the governor has failed to act,  
15 rather than waiting for a petition, although I am aware  
16 that you have got to have something in controversy.

17 MR. SCANLAN: As a practical matter, if we have  
18 no plan, there will be taxpayer petitioners all over the  
19 place.

20 MR. CLAGETT: As a practical matter, I will  
21 accept that addition because it will work that way anyway,