

1 speak in favor of the amendment?

2 DELEGATE MACDONALD: I do, Mr. Chairman.

3 THE CHAIRMAN: You may proceed.

4 DELEGATE MACDONALD: I must take issue with  
5 our respected colleague, Delegate Henderson. The  
6 abuses have been that these suggestions for removal have  
7 been filed at the last minute, and that they have been  
8 used for purposes of delay. Amendment 25 corrects that  
9 situation completely.

10 Now this gives a right to removal, provided  
11 the party wanting the removal files his request in time.  
12 The Court of Appeals can provide how much time that must  
13 be before trial.

14 The question really is, are you going to leave  
15 the question of removal up to the litigant, up to the  
16 parties involved or are you going to leave it up to the  
17 court, and I suggest that this right should be in the  
18 party. After all, it is his bowl of soup and he should  
19 have the right to determine whether he wants to be tried  
20 in this county or another county.

21 THE CHAIRMAN: Delegate James.