

1        said, well, the statements of this man are entirely  
2        against the accused anyway, and there might be some  
3        reason why the defense counsel was very eager to have  
4        him in court, and I don't think -- I think the right to  
5        summon witnesses ought not be limited by a showing that  
6        he is going to be favorable to the defendant.

7                THE CHAIRMAN: All right. Then I am sorry,  
8        you are quite right, I used the wrong phrase. The sug-  
9        gession is that the Committee delete the words, In his  
10       favor, and I will rule for the moment that this principle  
11       does not involve the principle of discovery in criminal  
12       cases; merely the question of deleting the phrase, In  
13       his favor, after the words, Compulsory process for ob-  
14       taining witnesses.

15               Is there any discussion? Are you ready for  
16       the question? Those in favor of having the Committee  
17       consider eliminating the phrase, In his favor, after,  
18       Compulsory process for obtaining witnesses, indicate by  
19       a show of hands.

20               MR. BROOKS: Fourteen.

21               THE CHAIRMAN: Contrary.