

1 remedy still available in the State courts and otherwise.

2 MR. SYKES: Well, the Federal courts are
3 charged with vindicating rights under the Federal Con-
4 stitution and in the last congressional redistricting
5 case which Al Scanlan and I were both in, the Federal
6 courts redistricted the State for the purpose of congress-
7 sional representation.

8 In other States, such as in Illinois, the
9 Federal Court redistricted the State in conjunction with
10 the State's highest court, and there is a doctrine in
11 the Federal law that says on matters of particular concern
12 to States, the Federal Government will stay its hand and
13 give the State an opportunity to take whatever action the
14 State can take to assure a result consistent with State
15 processes that is also consistent with the requirements
16 of the Federal Constitution.

17 They don't want to rule on a Federal constitu-
18 tional question until the State proposes making it ab-
19 solutely mandatory to so rule. Now, what you have in this
20 situation is if a case is filed in the Federal Court, the
21 Federal Court may stay the proceedings until the State