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# HOUSE CONCURRENT RESOLUTION

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OPPOSING A SPLIT OF THE UNITED STATES COURT OF APPEALS FOR THE  
NINTH CIRCUIT.

1 WHEREAS, the United States Court of Appeals for the Ninth  
2 Circuit has appellate jurisdiction over the United States  
3 District Courts in Alaska, Arizona, California, Hawaii, Idaho,  
4 Montana, Nevada, Oregon, Washington, and the territorial courts  
5 of Guam and the Northern Mariana Islands; and

6  
7 WHEREAS, since 2002, repeated efforts have been made in  
8 both Houses of the United States Congress to pass legislation  
9 that would split the Ninth Circuit into two separate Circuit  
10 Courts of Appeal; and

11  
12 WHEREAS, the most recent proposal, found in H.R. No. 4241,  
13 and passed by the United States House of Representatives would  
14 create a Ninth Circuit covering California, Hawaii, Guam, and  
15 the Northern Mariana Islands, and a new Twelfth Circuit covering  
16 Alaska, Washington, Oregon, Idaho, Montana, Nevada, and Arizona;  
17 and

18  
19 WHEREAS, although the Ninth Circuit Court of Appeals has  
20 the largest caseload of any United States Circuit Court of  
21 Appeals, it continues to effectively manage its growing caseload  
22 by instituting a variety of administrative efficiencies; and

23  
24 WHEREAS, dividing the Ninth Circuit Court of Appeals would  
25 create administrative disruption and additional expense; and

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27 WHEREAS, an overwhelming majority of the judges on the  
28 Ninth Circuit Court of Appeals support keeping the appellate  
29 circuit intact; and

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31 WHEREAS, in the absence of proof that the Ninth Circuit  
32 Court of Appeals is not operating effectively, and in the



1 absence of consensus among the bench, bar, and public of the  
2 Ninth Circuit that division of the Court is necessary; now,  
3 therefore,  
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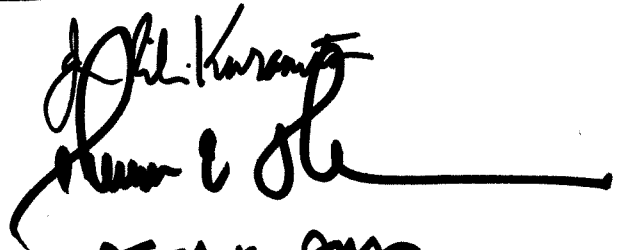
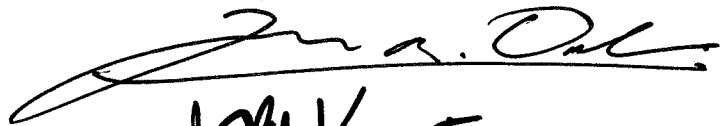
5 BE IT RESOLVED by the House of Representatives of the  
6 Twenty-fourth Legislature of the State of Hawaii, Regular  
7 Session of 2007, the Senate concurring, that the President of  
8 the United States, the United States Congress, and all the state  
9 Legislatures are respectfully urged to oppose a split of the  
10 United States Court of Appeals for the Ninth Circuit and to keep  
11 the United States Court of Appeals for the Ninth Circuit intact  
12 in view of the concerns expressed in this Concurrent Resolution;  
13 and  
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15 BE IT FURTHER RESOLVED that certified copies of this  
16 Concurrent Resolution be transmitted to the President of the  
17 United States, the Majority Leader of the United States Senate,  
18 the Speaker of the United States House of Representatives,  
19 Hawaii's congressional delegation, and to each of the presiding  
20 officers of the legislative bodies of each state.  
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22  
23

OFFERED BY:



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