
HOUSE CONCURRENT RESOLUTION

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
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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
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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
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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
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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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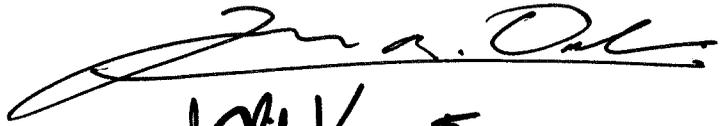
5 BE IT RESOLVED by the House of Representatives of the
6 Twenty-fourth Legislature of the State of Hawaii, Regular
7 Session of 2007, the Senate concurring, that the President of
8 the United States, the United States Congress, and all the state
9 Legislatures are respectfully urged to oppose a split 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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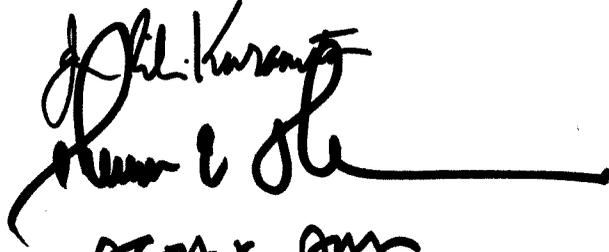
15 BE IT FURTHER RESOLVED that certified copies of this
16 Concurrent Resolution be transmitted to the President of the
17 United States, the Majority Leader of the United States Senate,
18 the Speaker of the United States House of Representatives,
19 Hawaii's congressional delegation, and to each of the presiding
20 officers of the legislative bodies of each state.
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OFFERED BY: 



Della A. Bilotti





Scott E. Amodeo

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FEB 21 2007

