

Subject: RE: Thank you -- and Looking Forward to a Dialogue Based on Evidence

Date: 5/4/2004, 5:32 PM

From: "Stephen B. Presser" <s-presser@law.northwestern.edu>

To: 'Elena Ruth Sassower' <judgewatchers@aol.com>

Organization: Northwestern University

Dear Elena (if I may):

Your point, is, of course, well-taken. My comment about disagreement is simply that given the evidence I've examined (and after my very quick reading of your memo), I wouldn't characterize what's going on in the Senate as quite as severely corrupted as you seem to. I do believe that what is now happening is, in fact, qualitatively different in its politicization from much of what has gone before (and, in that, I think we're in agreement), but judicial appointments have been somewhat political since the beginning of the republic, and I hesitate to brand the participants in quite the strong terms you use. There is plenty of room for reasonable people to disagree on that, and let me again reiterate that I'm glad to have the benefit of your research. I'm not sure if I'm likely to get back to the problem of judicial appointments any time soon (right now I'm tied up in trying to produce a new corporations casebook), but if I do, I will turn to a more careful study of what you've sent.

Yours,

Stephen Presser

Stephen B. Presser

Raoul Berger Professor of Legal History

Northwestern University School of Law

Professor of Business Law

Kellogg School of Management

357 E. Chicago Ave.

Chicago, IL 60611

Ph: 708 370 4124

FAX: 847 446 2110

S-Presser@law.northwestern.edu

-----Original Message-----

From: Elena Ruth Sassower [mailto:judgewatchers@aol.com]

Sent: Tuesday, May 04, 2004 3:34 PM

To: s-presser@law.northwestern.edu

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