

by the Constitution and appreciates the difficult role a court must play as a constitutional arbiter in a democratic society.

It is my anticipation that Mr. Rehnquist, if he is confirmed, will serve with distinction and that history will judge him to be one of our greatest Justices.

Sincerely yours,

RALPH K. WINTER, JR.,
Professor of Law.

THE UNIVERSITY OF CHICAGO,
THE LAW SCHOOL,
Chicago, Ill., November 10, 1971.

HON. JAMES O. EASTLAND,
Chairman, Committee on the Judiciary, U.S. Senate,
Washington, D.C.

DEAR SENATOR EASTLAND: I should like to express my warm support for the confirmation of William H. Rehnquist as Associate Justice of the Supreme Court.

Rehnquist was a student of mine at Stanford Law School. He was not only the top student in his class but one of the best students in the School over a number of years. He has remained in my mind as one of the most impressive students I have had in some twenty-two years of teaching.

I am confident that he is a fair-minded and objective man. Any suggestions of racism or prejudice are completely inconsistent with my recollections of him. Although I have had little contact with him in the intervening years, I have confirmed my impressions about both his intellectual quality and his objectivity with members of the Arizona bar whose judgment I respect.

I believe he would be an independent judge and that he would bring to the Court an unusual capacity for understanding and responding to all dimensions of the difficult problems the Supreme Court must confront. In my judgment his appointment would add great strength to the Court.

Sincerely,

PHIL C. NEAL, Dean.

ARIZONA STATE UNIVERSITY,
COLLEGE OF LAW,
Tempe, Ariz., November 11, 1971.

HON. JAMES OLIVER EASTLAND,
Chairman, Committee on the Judiciary, U.S. Senate,
Washington, D.C.

DEAR SENATOR EASTLAND: I write to support the nomination of William H. Rehnquist to the Supreme Court of the United States. Neither his political party nor his political philosophy is mine. Nonetheless, he is a lawyer of such skill, intelligence and integrity that I was moved to approach him a year ago about the possibility of an academic career with the faculty of the College of Law of Arizona State University. He felt his commitment at the Department of Justice would not then permit him to consider such an appointment.

The qualities that would, in my judgment, have made him an excellent law professor should make him an excellent Justice of the United States Supreme Court. On that Court, charged with responsibility to serve the interests of all of the people in interpreting the Constitution of the United States and the laws of Congress, I am confident he will serve his country with great distinction.

Sincerely,

WILLARD H. PEDRICK, Dean.

The CHAIRMAN. Senator Fannin.

**STATEMENT OF HON. PAUL J. FANNIN, A SENATOR
FROM THE STATE OF ARIZONA**

Senator FANNIN. Thank you.

Mr. Chairman and members of the committee, I am delighted to join with my colleagues, Senator Goldwater and Congressman Rhodes, in presenting to you Mr. William H. Rehnquist who has been nominated to be an Associate Justice of the Supreme Court.

Mr. Rehnquist was born in Milwaukee in 1924. He received his undergraduate degree "with great distinction" in 1948 from Stanford University where he was elected to Phi Beta Kappa. In 1950 he received a masters degree from Harvard University. In 1952 he was graduated first in his class from Stanford Law School where he was elected to the Order of the Coif and served on the board of editors of the Stanford Law Review. From law school he came to Washington where he first clerked for Supreme Court Justice Robert H. Jackson.

In 1953 Mr. Rehnquist moved to Arizona and entered private law practice in Phoenix. He has been a partner in Phoenix law firms from 1955 until 1969 when he was nominated to be the assistant attorney general for the Office of Legal Counsel. Mr. Rehnquist's nomination was favorably reported by this committee on January 30, 1969; the next day he was confirmed by the Senate.

As you know, the Office of Legal Counsel—often called the President's law firm—operates as the primary constitutional authority for the executive branch. In effect, Mr. Rehnquist is, as President Nixon described him, the President's lawyer's lawyer.

But let me not monopolize this forum with my own praise of Mr. Rehnquist's qualifications; permit me to note what Mr. Rehnquist's fellow Arizonans think about his nomination to be an associate justice of the Supreme Court.

Arizona Governor Jack Williams described Mr. Rehnquist as a "real scholar * * * an outstanding attorney." Vice Chief Justice Jack D. H. Hays of the Arizona Supreme Court noted that Mr. Rehnquist is "a very outstanding young man * * * a tremendous legal scholar." Former Arizona Supreme Court Judge Charles Bernstein stated: "I couldn't think of a better choice. * * * He has an extremely well-balanced philosophy. * * * A sense of feeling for human beings, especially for the little man."

Gary Nelson, attorney general of Arizona, noted: "I was ecstatic at the announcement of his nomination * * * I think he's outstanding." State Senator Sandra D. O'Connor, a law school classmate, stated: "When Bill has expressed concern about any law or ordinance in the area of civil rights, it has been to express a concern for the preservation of individual liberties of which he is a staunch defender in the tradition of the late Justice Black." Declaring that "he has the potential to become one of the greatest jurists of our highest court," she noted that as a law student, "he quickly rose to the top of the class and, frankly, was head and shoulders above all the rest of us in terms of sheer legal talent and ability." Arizona State Republican Chairman Harry Rosenzweig remarked: "The President * * * has made a very fine selection. He is not only a lawyer but a student of the law." Herbert L. Ely, the State democratic chairman, also supports the confirmation of William Rehnquist as do the Arizona Republic, the Phoenix Gazette, and the Tucson Daily Citizen newspapers.

During his 16 years as a practicing attorney in Phoenix, Bill Rehnquist has earned the admiration of his fellow practitioners. In a unanimous endorsement by the Board of Governors of the State Bar of Arizona, Mr. Rehnquist was praised for having "continually demonstrated the very highest degree of professional competence, integrity, and devotion to the ends of justice." C. A. Carson III, a former law partner and a member of the ABA Board of Governors and House

of Delegates, characterized the nominee as "a wonderful man, a great lawyer, and a scholar with a fine mind."

Another former law partner, James Powers, described Mr. Rehnquist as "a first rate legal scholar," adding: "He is the ultimate reasonable man. * * * I'm sure he'll make an excellent Justice." John P. Frank, a Phoenix attorney considered to be an expert on the subject of judicial nominations, noted: "He's splendid. He's going to make a good Supreme Court Justice."

The tributes to Mr. Rehnquist from his fellow Arizonans go on and on, and I am certain that you will hear many more testimonials during the course of this hearing.

Mr. Chairman, it is with great pleasure that I join in commending Mr. Rehnquist to you and recommending the approval of his nomination to be an Associate Justice of the Supreme Court.

Thank you.

The CHAIRMAN. Any questions?

Senator Goldwater.

STATEMENT OF HON. BARRY GOLDWATER, A U.S. SENATOR FROM THE STATE OF ARIZONA

Senator GOLDWATER. Thank you.

Mr. Chairman, it is an unqualified privilege for me to join with my colleagues from Arizona today in introducing William Rehnquist as a nominee for the position of Supreme Court Justice.

Let me state at the outset, Mr. Chairman, that I have personally known Mr. Rehnquist during the past 18 years, since he first arrived in Phoenix, and out of this long and close association I can tell you in complete honesty that he is fit in every sense of the word to become a great and respected member of the High Court.

Mr. Chairman, I personally know of the nominee's exceptional service to his citizen clients as a practicing attorney in Arizona and, in recent years, to the general public in his capacity as a Government official. In addition to the attitudes of diligence and dedication which Mr. Rehnquist brings to every legal task before him, he is unquestionably one of the most brilliant legal craftsmen in America. In fact, Mr. Chairman, President Nixon has credited Bill Rehnquist "as having one of the finest legal minds in this whole Nation."

Mr. Rehnquist has earned these plaudits every step of the way throughout his distinguished career in the law. In 1948, he graduated from Stanford University "with great distinction" and as a member of Phi Beta Kappa. In 1952, also at Stanford, he graduated first in his law school class, having acquired an MA from Harvard in between his Stanford courses.

Then he began his actual career first as a public servant in the spot of clerk to former Supreme Court Justice Robert Jackson. From this select position, he came to Phoenix where he embarked upon a 16-year period of private practice, thereby acquainting himself with a wide variety of legal issues.

Most recently, in 1969, the nominee became the Assistant Attorney General for the Office of Legal Counsel. This position, Mr. Chairman, is a highly important post. A 1970 report of the Attorney General describes the functions of this office as including the drafting of