

Gentlemen, we are glad to have you.

You will be permitted to place statements in the record. Thank you.

(The statements referred to follow:)

STATEMENT OF HON. ANDREW P. MILLER, ATTORNEY GENERAL OF VIRGINIA

Mr. Chairman, members of the Judiciary Committee, the opportunity to add my own endorsement of Lewis F. Powell, Jr., to those already presented to you is a source of great pleasure for me.

One does not have to practice law in Virginia for very long before he becomes aware of Mr. Powell and his great contributions to our profession. Indeed, those contributions have been of such magnitude that the name of this worthy man is known in law offices in every state of the union.

Historically, Virginia has given our country some of its greatest leaders: Jefferson, on whose brilliant concept of government our democracy is founded; George Mason, whose vision produced the constitutional articles that guarantee to all Americans the rights we hold so dearly; and Washington, whose name honors this capital and symbolizes this country throughout the world.

Virginia, too, gave the nation its first great Chief Justice, John Marshall. It is fitting that Lewis F. Powell, Jr., practices law within a few blocks of the house in which Chief Justice Marshall lived in Richmond.

Mr. Powell is known today as the outstanding practicing attorney of the Commonwealth of Virginia. He represents an unparalleled combination of integrity, ability, and attainment—qualities that led him to the presidency of the American Bar Association in 1964 and to the presidencies of the American College of Trial Lawyers and the American Bar Foundation in 1969.

But more importantly, Lewis F. Powell, Jr., possesses the judicial temperament for the great task to which the President of the United States has nominated him. He has the quality of mind which will enable him to serve with distinction as a Justice of the Supreme Court of the United States.

It is not given to all men to have that quality of mind, yet I know of no man better endowed with it than Mr. Powell. Many men exhibit a knee-jerk reaction to the issues of the day, and render clichéd treatment in response, but not the nominee before you.

Throughout his career, Mr. Powell has been concerned about the relationship of the law to public issues. This concern has prompted him to offer his services to his state and his country on many occasions. For example, he was appointed by President Lyndon B. Johnson to the National Advisory Committee on Legal Services to the Poor. In 1968, the Federal Office of Economic Opportunity presented him its annual award for contributions to the national legal services program.

Virginia called upon him in 1967 to serve on the commission which revised the Commonwealth's constitution for the first time since 1928. Mr. Powell's imprint is clearly reflected in this new constitution, approved by Virginia voters in 1970. He has long advocated equal educational opportunities for all children and, as Chairman of the Richmond City Public School Board between 1952 and 1961, guided the smooth transition from a segregated school system to a system of integrated schools.

Now, Lewis F. Powell, Jr., has the opportunity for a new role of public service—an opportunity to serve his nation as a Justice of the Supreme Court of the United States. I respectfully urge you to give favorable consideration to his nomination. I am certain that legal historians in the future will regard him as one of the outstanding members of the Court in this century.

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STATEMENT OF PRESIDENT ROBERT E. R. HUNTLEY OF WASHINGTON AND LEE UNIVERSITY

I am pleased to have this opportunity to appear before this Committee to speak in behalf of confirmation of the President's appointment of Lewis F. Powell as an Associate Justice of the United States Supreme Court. Primarily my comments might be helpful to the Committee in bringing to your attention information which you might not otherwise have, about Mr. Powell's effective role with relation to his *alma mater*.