

The CHAIRMAN. The Honorable Erwin Griswold. Dean Griswold, we are honored to have you here before us.

#### STATEMENT OF ERWIN GRISWOLD

Mr. GRISWOLD. Mr. Chairman and members of the committee, I am Erwin Griswold, now a practicing lawyer here in Washington, having been a dean of the Harvard Law School and Solicitor General of the United States, and, I may add, by appointment of President Kennedy, a member of the Civil Rights Commission at a time when it was active and effective.

My first acquaintance with Judge Scalia was more than 25 years ago when he came to the Harvard Law School as a student. I cannot say that I have any memory of him during the first year, but at the end of the first year, he achieved a distinguished record in the very top range of the class. And I did observe him and see him during the next 2 years.

He became a member of the board of the Harvard Law Review and at the end of his second year became note editor of the Law Review, a post which he filled during his third year at school. He received his degree magna cum laude, which meant that he had an A average throughout his work at the law school.

The year following his graduation he spent as a Sheldon Traveling Fellow abroad, and I was a member of the university committee which recommended him to the Harvard Corp. for that appointment.

The next 6 years he spent in private practice in the firm of Jones, Day, Cockley & Reavis in Cleveland. I am now a partner in that firm, but I had no connection with it at the time. This was, however, one thing that occurred to me, and I made some inquiries of why did Scalia leave the firm after 6 years. Was it because it had been intimated to him that he probably was not going to become a partner? I asked a couple of my present partners who were members of the firm at the time, and they said, on the contrary, he was doing very well, he was very highly regarded. He would have soon become a partner, but he found that his interests were broader and he had an urge to teach and he deliberately made the choice himself to move to teaching.

He then went to the University of Virginia Law School. Then he was in Washington as chairman of the Administrative Conference where I saw him on various occasions. Later he became Assistant Attorney General for the Office of Legal Counsel. I not only observed his work there, and it was an office I was familiar with, but I had contact with him where I found that he was tough minded, but fair.

After that, he went to the University of Chicago, wrote Law Review articles, and the past few years has been a judge writing opinions which I have observed. I regard him as a person of top legal quality with a broad mind, great intellectual integrity, and very well qualified to be a Justice of the Supreme Court.

I hope this committee will recommend that he be confirmed.

The CHAIRMAN. Dean Griswold, thank you very much for your appearance.

Mr. Cutler, we will be glad to hear from you.