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06-27-1983 Clerk Memo

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June 27, 1983

Mr. Justice:

Re: Ariz. Gov. Comm. v. Norris, 82-52
Latest news

I just had a visit from SOC's clerk. He told me that SOC is now on the fence in this case on the liability issue, and that there is no way she will join TM on the remedy issue even if she does join on liability. The clerk said that SOC would be interested in hearing from you privately, perhaps with a view toward agreeing on a remedial approach if you are inclined to join TM on liability. SOC's view on the remedy is that only benefits tied in to post-Norris contributions should be affected. I told the clerk I would pass this information on.

TM's clerk, by the way, informed me earlier today, and "unofficially," that their chambers would be willing to change their remedy section so that only benefits for post-Manhart contributions would be affected; this would be a more prospective kind of relief than the opinion's current complicated approach.

