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THE AMERICAN LAW INSTITUTE'S PROPOSALS ON THE DIVISION OF JURISDICTION BETWEEN STATE AND FEDERAL COURTS†

ROBERT McC. FIGG*

In 1960 Chief Justice Warren asked the American Law Institute to undertake a study of the appropriate jurisdiction of the United States courts, and the Institute entered upon this project under the title of *Study of the Division of Jurisdiction Between State and Federal Courts*.

Professor Charles Alan Wright, Professor Richard H. Field and Mr. John P. Frank have borne the weight of the laboring oar in this vast and formidable undertaking. Much of their work, including proposals relating to diversity jurisdiction, original and removal, and to multiparty multistate diversity, was approved by the membership of the Institute at its 1965 annual meeting and is ready for consideration by the Judicial Conference of the United States. These proposals are set out in a pamphlet entitled *ALI Study of the Division of Jurisdiction between State and Federal Courts*.¹ Other proposals are set out in a tentative draft on federal question jurisdiction.²

Professors Wright and Field and Mr. Frank will discuss here the changes in both diversity and federal question jurisdiction which are embraced in the recommendations which have been made from time to time by the reporters of the American Law Institute. I appreciate very much the privilege of introducing these three distinguished scholars.

† These papers were originally delivered before the Thirty-Fifth Judicial Conference of the Fourth Circuit in June, 1965 as a panel discussion with Dean Figg as moderator.

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1. (Official Draft No. 1, 1965).
2. ALI STUDY OF THE DIVISION OF JURISDICTION BETWEEN STATE AND FEDERAL COURTS (Tent. Draft No. 3, 1965).