

FOREWORD

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The year 1987 will mark the 200th anniversary of the Convention at which the Founding Fathers first adopted the Constitution of the United States of America. The fact that this document has served for so long as the focal point for American jurisprudence highlights the political genius and gritty determination of those men present at the Convention two centuries ago. Incorporating the largely untested ideals of representative democracy and state sovereignty, the Constitution has withstood the tests of time and has evolved to meet the needs of an ever-changing Nation.

The State of New Jersey has contributed significantly to the development of American constitutional law. In fact, one of the most significant results of the Constitutional Convention—the adoption of a bicameral Legislature—was largely a result of the New Jersey delegation's vigorous support for equal state representation in the new Government. The "New Jersey plan," as it came to be known, favored the less populous states by providing for the same number of representatives for each state in the new Federal Government. Today's Senate owes its existence primarily to those who fought for adoption of the New Jersey plan at the Convention. In addition, one native New Jerseyan, Grover Cleveland, has served as President of the United States, and four New Jerseyans have served as Associate Justices on the Nation's highest Court. All New Jerseyans can take a measure of pride in these contributions to the growth of the United States.

The Richard J. Hughes Forum, conducted in 1985, served as a tribute not only to the 200th anniversary of the United States Constitution, but also to the four New Jerseyans who have so ably served as Associate Justices on the Supreme Court. Justice William Paterson, Justice Joseph Bradley, Justice Mahlon Pitney, and Justice William Brennan all sat on this Country's highest Court at critical times in American history, and each one contributed significantly to the development of constitutional jurisprudence during his tenure. The lives and careers of these Justices were honored at the Hughes Forum, respectively, by four legal scholars: Professor Daniel A. Degnan of Seton Hall Law School; Pro-

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fessor Jonathan Lurie of Rutgers University; Professor Michal R. Belknap, a visiting professor at Seton Hall Law School; and Dean Elizabeth F. Defeis of Seton Hall Law School. In addition, Judge John J. Gibbons of the Third Circuit Court of Appeals served as the moderator at the administration of the program in May of 1985. The within symposium includes a collection of articles prepared by these scholars based on their Hughes Forum presentations. Judge Gibbons's remarks from the Forum, introducing each presentation and providing an outline of the American judicial climate preceding each Justice's term, will serve as the coordinating text for this symposium. Finally, we have the distinct privilege of concluding this symposium with a closing passage prepared by the Honorable Warren E. Burger, Chief Justice of the United States.

We would especially like to thank Chief Justice Burger, Judge Gibbons, and our four symposium authors for their outstanding contributions to this project. We hope that this fine collection of articles will serve to memorialize the judicial careers of four of New Jersey's most favorite sons and to heighten the awareness of the important contributions the State of New Jersey has made to the development of our Nation.