

Mr. FENSTERWALD. Well, can you envisage a situation where the chairman of a particular agency might be an expert in administrative law and might want to sit and in other agencies he may have neither the time nor the training and would like to designate someone else as a permanent member?

Mr. COHEN. I am glad you asked me that question. I think perhaps I may have overstated the point. I did not mean to suggest that the chairman of the agency should not have the privilege of being a member of the Conference. He may well be the most expert person in the agency. He may well have a great personal interest in it, and if he can find the time and he feels that the problems are great enough, even at the expense of delegating some of his other responsibilities, he should, of course, have that opportunity.

My concern was that under the statute he is a member ex officio whether or not he has this expertise and whether or not he has the time and interest.

Mr. FENSTERWALD. Thank you.

Senator LONG. Mr. Kennedy?

Mr. KENNEDY. Mr. Chairman, I have no questions. Thank you.

Senator LONG. Thank you, Mr. Cohen. We appreciate your being here.

The next witness is Mr. Max Paglin, who is General Counsel of the Federal Communications Commission.

STATEMENT OF MAX D. PAGLIN, GENERAL COUNSEL, FEDERAL COMMUNICATIONS COMMISSION

Senator LONG. I notice in the biographical sketch which will be placed in the record at this time that he was also a member of the Council of the Administrative Conference in 1961 and was elected Vice Chairman of the Conference by the Council.

Mr. Paglin, we appreciate your being here and we will be happy to hear your statement at this time.

(The biography referred to follows:)

Max D. Paglin, General Counsel of the Federal Communications Commission, was born in New York City on May 1, 1914, and was educated in the public schools of that city. He attended the College of the City of New York and received the degree of bachelor of science in social science (B.S.S.) in 1936. His law training was taken at Columbia University Law School from which he was graduated and received his bachelor of laws degree (LL.B.) in 1939. He was admitted to the bar of the State of New York in the same year.

From 1939 to 1942 he engaged in private law practice in New York City. In December 1942, Mr. Paglin accepted a position in the General Counsel's Office of the Federal Communications Commission, as an associate attorney in the Hemisphere Communications Unit, working on the development and integration of Latin American communications facilities for Western Hemisphere defense. His 20 years of service with the Commission cover a wide range of regulatory experience, including the fields of international common carrier communication (1943-48); FM broadcasting (1948-50); AM broadcasting (1950-51); and the trial of broadcast cases (1951-53). In 1953, Mr. Paglin was appointed by Commissioner Robert T. Bartley to serve as his personal legal assistant. In that position, which he held for more than 5 years, he worked closely with the Commissioners in matters affecting relations with Congress on pending legislation, investigatory hearings and inquiries into the administrative process as well as dealing with the many complicated legal and policy questions in all phases of the Commission's regulatory and quasi-judicial activities in the field of communications.