

Changes in the Court occurred in 1863 and 1866; and it was in 1869 that the Court was constituted as at present, with a Chief Justice of the United States and eight associate Justices.

It has remained so constituted for 67 years.

But the Congress still has the power to change the make-up of the Court.

And you will recollect that Upton Sinclair, the pamphleteer who stole the Democratic name and emblem for an unsuccessful campaign for the Governorship of California, insisted that his E. P. I. C. (End Poverty in California) was Constitutional, because, as he said, after he was elected Governor, he could readily increase the number of Judges on the highest Court of California, and he possessed in his notebook the names of ten lawyers who could be depended upon to construe the Constitution in the interests of the people.

I regard threats like these as idle words; but the power to do these things does exist; and I say, following Daniel Webster:

“God grants Liberty only to those who love it and are ready to guard and defend it.”